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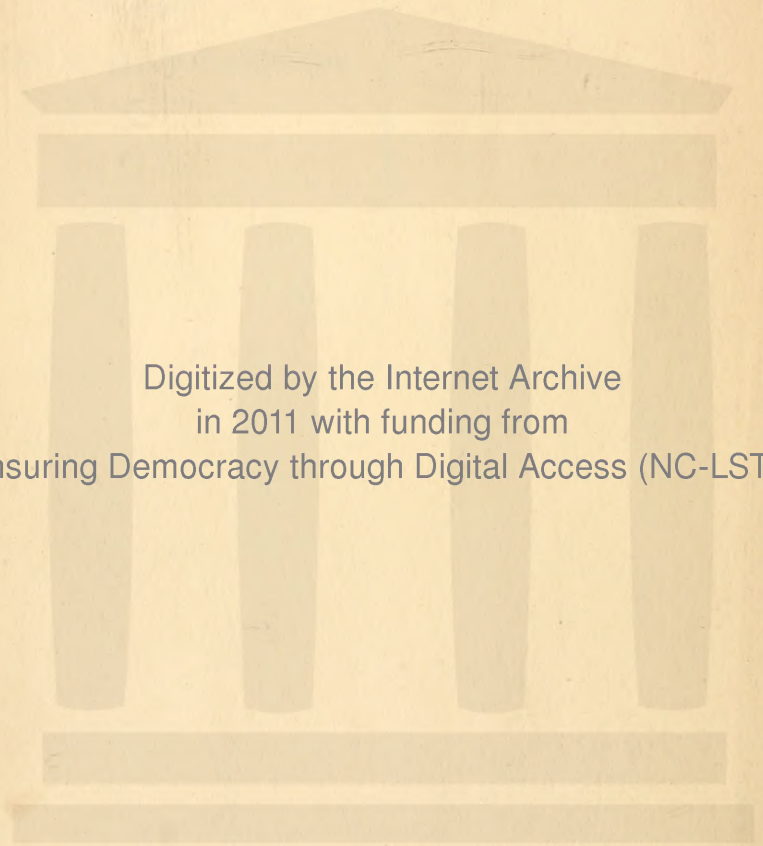

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JOURNAL

of the

HOUSE OF REPRESENTATIVES

of the

GENERAL ASSEMBLY

of the

STATE OF NORTH CAROLINA

SESSION 1935

Raleigh, N. C.
EDWARDS & BROUGHTON COMPANY
STATE PRINTERS

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OFFICERS AND MEMBERS

of the

HOUSE OF REPRESENTATIVES

SESSION 1935

ROBERT GRADY JOHNSON, *Speaker*.....Burgaw, Pender County
THAD EURE, *Principal Clerk*.....Winton, Hertford County
MISS ROSA B. MUND, *Engrossing Clerk*.....Concord, Cabarrus County
JOHN H. MCKIMMON, *Reading Clerk*.....Lumber Bridge, Robeson County
BEN M. BREWER, *Sergeant-at-Arms*.....Raleigh, Wake County

REPRESENTATIVES

NAME		POSTOFFICE	COUNTY
STALEY A. COOK	(D)	Burlington	Alamance
CHARLES R. ZICKLER	(D)	Taylorsville	Alexander
W. P. WARDEN	(D)	Stratford	Alleghany
F. E. THOMAS	(D)	Wadesboro	Anson
T. C. BOWIE	(D)	Jefferson	Ashe
J. V. BOWERS	(R)	Newland	Avery
S. M. BLOUNT	(D)	Washington	Beaufort
C. W. SPRUILL	(D)	Windsor, Route 1	Bertie
U. S. PAGE	(D)	Fayetteville, Route 7	Bladen
R. E. SENTELLE	(D)	Southport	Brunswick
WILLIAM A. SULLIVAN	(D)	Asheville	Buncombe
GEORGE W. CRAIG	(D)	Asheville	Buncombe
HOWELL J. HATCHER	(D)	Morganton	Burke
A. B. PALMER	(D)	Concord	Cabarrus
PERCY W. MEEKINS	(D)	Lenoir	Caldwell
L. L. STEVENS	(D)	Indiantown	Camden
T. C. WADE	(D)	Morehead City	Carteret
JOSEPH H. WARREN	(D)	Porspect Hill	Caswell
LOOMIS F. KLUTZ	(R)	Newton	Catawba
J. LEE MOODY	(D)	Siler City	Chatham
C. E. HYDE	(R)	Andrews	Cherokee
JOHN F. WHITE	(D)	Edenton	Chowan
T. C. GRAY	(D)	Hayesville	Clay
ERNEST A. GARDNER	(D)	Shelby	Cleveland
C. D. GARRELL	(D)	Tabor	Columbus
D. L. WARD	(D)	New Bern	Craven
MALCOM MCQUEEN	(D)	Fayetteville	Cumberland
JAMES A. TAYLOR	(D)	Maple	Currituck
ROY L. DAVIS	(D)	Wanchese	Dare
FRED O. SINK	(D)	Lexington	Davidson
B. C. BROCK	(R)	Mocksville	Davie
RANSOM L. CARR	(D)	Rose Hill	Duplin
VICTOR S. BRYANT	(D)	Durham	Durham
OSCAR G. BARKER	(D)	Durham	Durham
W. W. EAGLES	(D)	Macclesfield	Edgecombe
HAL ALSPAUGH	(D)	Winston-Salem	Forsyth
C. M. HAUSER	(D)	Winston-Salem	Forsyth

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REPRESENTATIVES—Continued

Name	Postoffice	County
Dr. R. W. McDonald (D)	Winston-Salem	Forsyth
W. L. Lumpkin (D)	Louisburg	Franklin
R. G. Cherry (D)	Gastonia	Gaston
N. B. Kendrick (D)	Cherryville	Gaston
E. Hathaway Cross (D)	Gatesville	Gates
R. B. Morphew (D)	Robbinsville	Graham
T. S. Royster (D)	Oxford	Granville
E. A. Raspberry (D)	Snow Hill	Greene
Ben Cone (D)	Greensboro	Guilford
T. C. Hoyle (D)	Greensboro	Guilford
R. T. Pickens (D)	High Point	Guilford
L. W. Leggett (D)	Hobgood	Halifax
W. H. Thorne (D)	Littleton	Halifax
Fred S. Thomas (D)	Erwin	Harnett
J. T. Bailey (D)	Canton	Haywood
W. M. Sherard (D)	Hendersonville	Henderson
J. N. Vann (D)	Ahoskie	Hertford
Laurie McEachern (D)	Raeford	Hoke
O. L. Williams (D)	Swan Quarter	Hyde
Con C. Johnston (D)	Mooresville	Iredell
T. C. Bryson (D)	Beta	Jackson
Preston Woodall (D)	Benson	Johnston
G. Willie Lee (D)	Willow Springs	Johnston
R. P. Bender (D)	Pollocksville	Jones
C. H. Crabtree (D)	Sanford	Lee
R. H. Rouse (D)	Kinston	Lenoir
Chas. A. Jonas (R)	Lincolnton	Lincoln
J. Frank Ray (D)	Franklin	Macon
J. Hershel Sprinkle (R)	Marshall	Madison
Hugh G. Horton (D)	Williamston	Martin
R. V. Wilson (D)	Nebo	McDowell
William F. Scholl (D)	Charlotte	Mecklenburg
Edward T. Tonnissen (D)	Charlotte	Mecklenburg
Paul R. Ervin (D)	Charlotte	Mecklenburg
Dr. Chas. A. Peterson (R)	Spruce Pine	Mitchell
Dr. W. I. Farrell (D)	Troy	Montgomery
W. R. Clegg (D)	Carthage	Moore
Claude C. Abernathy (D)	Spring Hope	Nash
W. E. Fenner (D)	Rocky Mount	Nash
J. C. Hobbs (D)	Wilmington	New Hanover
Thomas E. Cooper (D)	Wilmington	New Hanover
W. D. Barbee (D)	Seaboard	Northampton
Nere E. Day (D)	Jacksonville	Onslow
B. J. Howard (D)	Chapel Hill	Orange
Julius Dees (D)	Bayboro	Pamlico
F. Webb Williams (D)	Elizabeth City	Pasquotank
R. G. Johnson (D)	Burgaw	Pender
W. T. Brown (D)	Hertford	Perquimans
R. L. Harris (D)	Roxboro	Person
John Hill Paylor (D)	Farmville	Pitt
M. O. Blount (D)	Bethel	Pitt
E. B. Cloud (R)	Columbus	Polk
Horace S. Ragan (R)	Archdale	Randolph
James E. Garrett (D)	Rockingham	Richmond
Paul H. Thompson (D)	Fairmont	Robeson
Martin McCall (D)	Red Springs	Robeson
Harry R. Lindsey (D)	Draper	Rockingham

REPRESENTATIVES—Continued

Name	Postoffice	County
T. Clarence Stone (D)	Stoneville	Rockingham
J. W. Bean (D)	Spencer	Rowan
George R. Uzzell (D)	Salisbury	Rowan
George Head (R)	Caroleen	Rutherford
W. D. Kelly (R)	Clinton	Sampson
W. H. Gibson (D)	Wagram	Scotland
J. H. Norwood (D)	Norwood	Stanly
S. Gilmer Sparger (D)	Danbury	Stokes
Henry C. Dobson (D)	Elkin	Surry
B. C. Jones (D)	Bryson City	Swain
W. M. Henry (D)	Brevard	Transylvania
C. W. Tatem (D)	Columbia	Tyrrell
Coble Funderburk (D)	Monroe	Union
O. S. Falkner (D)	Henderson	Vance
Clarence E. Mitchell (D)	Raleigh	Wake
Dr. S. E. Douglass (D)	Raleigh	Wake
E. M. Thompson (D)	Garner	Wake
J. A. Dowtin (D)	Warrenton	Warren
Harry Stell (D)	Plymouth	Washington
Dean Swift (D)	Sherwood	Watauga
Thomas O'Berry (D)	Goldsboro	Wayne
W. Wiley Andrews (D)	Goldsboro, Route 2	Wayne
T. S. Bryan (R)	Traphill	Wilkes
Troy T. Barnes (D)	Wilson	Wilson
H. P. Craver (R)	Booneville	Yadkin
Mrs. Charles Hutchins (D)	Burnsville	Yancey

HOUSE JOURNAL

SESSION 1935

FIRST DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, January 9, 1935.

Be it remembered that the Constitution of the State of North Carolina fixes the date for the meeting of the General Assembly of North Carolina as being on the Wednesday after the first Monday in January, biennially, the date for this meeting being January 9, 1935.

This day, in compliance with the provisions of the Constitution, the Members Elect of the House of Representatives assemble in their Hall in the city of Raleigh and at 12 o'clock, noon, are called to order by Honorable Thaddeus Armie Eure, Principal Clerk of the last House.

Prayer is offered by Reverend Lawrence A. Watts, Pastor of the Methodist Episcopal Church South, of Seaboard, North Carolina.

The roll is called and the following Members Elect answer to their names and appear with the proper certificates of election and take and subscribe to the following prescribed oath of office, which is administered by Associate Justice George W. Connor, of the Supreme Court.

"Do you and each of you solemnly swear or affirm that you will support the Constitution of the United States; so help me, God.

"Do you and each of you solemnly and sincerely swear or affirm that you will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers and authorities which are or may be established for the government thereof; and that you will endeavor to support, maintain and defend the Constitution of said State, not inconsistent with the Constitution of the United States, to the best of your knowledge and ability, so help you, God."

"Do you and each of you swear or affirm that you will well and truly execute the duties of your office as a member of the General Assembly of North Carolina, according to the best of your skill and ability, so help you, God."

MEMBERS OF THE HOUSE OF 1935

Alamance—Staley A. Cook.
Alexander—Charles R. Zickler.
Alleghany—W. P. Warden.
Anson—F. E. Thomas.
Ashe—T. C. Bowie.
Avery—J. V. Bowers.
Beaufort—S. M. Blount.
Bertie—C. W. Spruill.
Bladen—U. S. Page.
Brunswick—R. E. Sentelle.
Buncombe—William A Sullivan.
Buncombe—George W. Craig.

Burke—Howell J. Hatcher.
Cabarrus—A. B. Palmer.
Caldwell—Percy W. Meekins.
Camden—L. L. Stevens.
Carteret—T. C. Wade.
Caswell—Joseph H. Warren.
Catawba—Loomis F. Klutz.
Chatham—J. Lee Moody.
Cherokee—C. E. Hyde.
Chowan—John F. White.
Clay—T. C. Gray.
Cleveland—Ernest A. Gardner.
Columbus—C. D. Garrell.
Craven—D. L. Ward.
Cumberland—Malcolm McQueen.
Currituck—James A. Taylor.
Dare—Roy L. Davis.
Davidson—Fred O. Sink.
Davie—B. C. Brock.
Duplin—Ransom L. Carr.
Durham—Victor S. Bryant.
Durham—Oscar G. Barker.
Edgecombe—W. W. Eagles.
Forsyth—Hal Alspaugh.
Forsyth—C. M. Hauser.
Forsyth—Dr. R. W. McDonald.
Franklin—W. L. Lumpkin.
Gaston—R. G. Cherry.
Gaston—N. B. Kendrick.
Gates—E. Hathaway Cross.
Graham—R. B. Morphew.
Granville—T. S. Royster.
Greene—E. A. Rasberry.
Guilford—Ben Cone.
Guilford—T. C. Hoyle.
Guilford—R. T. Pickens.
Halifax—L. W. Leggett.
Halifax—W. H. Thorne.
Harnett—Fred S. Thomas.
Haywood—J. T. Bailey.
Henderson—W. M. Sherard.
Hertford—J. N. Vann.
Hoke—Laurie McEachern.
Hyde—O. L. Williams.
Iredell—Con C. Johnston.
Jackson—T. C. Bryson.
Johnston—Preston Woodall.
Johnston—G. Willie Lee.
Jones—R. P. Bender.
Lee—C. H. Crabtree.

Lenoir—R. H. Rouse.
Lincoln—Chas. A. Jonas.
Macon—J. Frank Ray.
Madison—J. Hershel Sprinkle.
Martin—Hugh G. Horton.
McDowell—R. V. Wilson.
Mecklenburg—William F. Scholl.
Mecklenburg—Edward T. Tonissen.
Mecklenburg—Paul R. Ervin.
Mitchell—Dr. Chas. A. Peterson.
Montgomery—Dr. W. I. Farrell.
Moore—W. R. Clegg.
Nash—Claude C. Abernathy.
Nash—W. E. Fenner.
New Hanover—J. C. Hobbs.
New Hanover—Thos. E. Cooper.
Northampton—W. D. Barbee.
Onslow—Nere E. Day.
Orange—B. J. Howard.
Pamlico—Julius Dees.
Pasquotank—F. Webb Williams.
Pender—R. G. Johnson.
Perquimans—W. T. Brown.
Person—R. L. Harris.
Pitt—John Hill Paylor.
Pitt—M. O. Blount.
Polk—E. B. Cloud.
Randolph—Horace S. Ragan.
Richmond—Jas. E. Garrett.
Robeson—Paul H. Thompson.
Robeson—Martin McCall.
Rockingham—Harry R. Lindsey.
Rockingham—T. Clarence Stone.
Rowan—J. W. Bean.
Rowan—George R. Uzzell.
Rutherford—George Head.
Sampson—W. D. Kelly.
Scotland—W. H. Gibson.
Stanly—J. H. Norwood.
Stokes—S. Gilmer Sparger.
Surry—Henry C. Dobson.
Swain—B. C. Jones.
Transylvania—W. M. Henry.
Tyrrell—C. W. Tatem.
Union—Coble Funderburk.
Vance—O. S. Falkner.
Wake—Clarence E. Mitchell.
Wake—Dr. S. E. Douglass.
Wake—E. M. Thompson.
Warren—J. A. Dowtin.

Washington—Harry Stell.
Watauga—Dean Swift.
Wayne—Thomas O'Berry.
Wayne—W. Wiley Andrews.
Wilkes—T. S. Bryan.
Wilson—Troy T. Barnes.
Yadkin—H. P. Craver.
Yancey—Mrs. Charles Hutchins

It appears that a quorum of all the members are present and the Clerk announces that the first order of business is the election of a Speaker, and declares that nominations are in order.

ELECTION OF OFFICERS

Mr. McEachern of Hoke, places in nomination the name of Mr. Robert Grady Johnson of Pender County, which is seconded by Mr. Lumpkin of Franklin.

Mr. Klutz of Catawba places in nomination the name of Mr. Charles A. Jonas of Lincoln County, which is seconded by Mr. Bowers of Avery.

The roll of the House Members is called.

Those voting for Mr. Johnson are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—107.

Those voting for Mr. Jonas are: Messrs. Bowers, Brock, Bryan, Craver, Head, Hyde, Kelly, Klutz, Peterson, Ragan, Sprinkle—11.

It appearing that Mr. Johnson received 107 votes as against 11 received by Mr. Jonas, and the vote having been announced, Mr. Jonas now moves that the election of Mr. Johnson be made unanimous, which motion is duly seconded and carried; Mr. Johnson is declared duly elected Speaker of the House of Representatives, and is escorted to the chair by Messrs. McEachern, Lumpkin, and Harris, taking his several oaths of office, administered by Associate Justice George W. Connor of the Supreme Court of North Carolina, assumes the duties of the Chair and announces that nominations are in order for the Principal Clerk of the House.

For Principal Clerk of the House, Mr. Rouse of Lenoir places in nomination Thad Eure of Hertford County, and Mr. Jonas of Lincoln seconds the nomination.

The roll of the House Members is called.

Those voting for Mr. Eure are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray,

Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—119.

Mr. Eure having received all of the votes cast, is duly elected Principal Clerk of the House of Representatives, and takes his oath of office, administered by Mr. Speaker Johnson.

For Reading Clerk of the House, Mr. Day of Onslow, places in nomination John H. McKinnon of Robeson County, and Mr. Thompson of Robeson seconds the nomination.

The roll of the House Members is called:

Those voting for Mr. McKinnon are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—119.

Mr. McKinnon having received all of the votes cast, is declared duly elected Reading Clerk, and takes his oath of office.

For Engrossing Clerk, Mr. Cherry of Gaston places in nomination Miss Rosa B. Mund of Cabarrus County, and Mr. Palmer of Cabarrus seconds the nomination.

The roll of the House Members is called.

Those voting for Miss Mund are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Faulkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald,McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—119.

Miss Mund having received all of the votes cast, is declared duly elected Engrossing Clerk, and takes her oath of office.

For Sergeant-at-Arms of the House, Mr. Gardner of Cleveland, places in nomination Ben M. Brewer of Wake, and Mr. Thompson of Wake seconds the nomination.

The roll of the House Members is called.

Those voting for Mr. Brewer are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—119.

Mr. Brewer having received all of the votes cast, is declared duly elected Sergeant-at-Arms of the House, and takes his oath of office.

The courtesies of the floor are extended to Honorable Charles Hutchins of Yancey, former member of the House.

MESSAGES FROM THE SENATE

The following messages are received from the Senate:

SENATE CHAMBER,
January 9, 1935.

Mr. Speaker:

It is ordered that a message be sent to The House of Representatives informing that Honorable Body that the Senate has completed its organization and is now ready to proceed with the public business and for your information represents that the following officers have been elected:

President Pro Tempore—Paul Grady.
Principal Clerk—LeRoy Martin.
Reading Clerk—Larry Eagles.
Sergeant-at-Arms—Herman Scott.

Respectfully,

LEROY MARTIN,
Principal Clerk.

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 1, Joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

On motion of Mr. Harris the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced read the first time and disposed of as follows:

By Mr. Douglass: H. R. 1, Joint resolution requesting the Congress of the United States to consider the enactment of appropriate legislation governing the operation of motor vehicles while engaged in interstate commerce.

On motion of Dr. Douglass the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third reading and is ordered sent to the Senate without engrossment.

By Mr. Cooper: H. B. 2, a bill to be entitled An act to amend Chapter 41, Public Laws 1927, so as to abolish all tolls for the use of the State Highway Bridges over the Cape Fear River and over the North East River at Wilmington, North Carolina.

Referred to the Committee on Public Roads.

By Dr. Douglass: H. B. 3, a bill to be entitled An act to tax persons, firms, and corporations engaged in the business of buying and/or selling stocks, bonds, cotton, grain, provisions, and other commodities.

Referred to the Committee on Finance.

And

H. B. 4, a bill to be entitled An act to submit a proposed amendment to Section 3 of Article V of the Constitution of North Carolina raising the rate of tax on incomes.

Referred to the Committee on Constitutional Amendments.

By Mr. Sentelle: H. R. 5, Joint resolution calling for efficiency in the transaction of the business of this Session of the General Assembly.

Referred to the Committee on Propositions and Grievances.

The Speaker announces that a notice of contest has been filed in regard to the election of Mr. Zickler of Alexander County, the contestant being Mr. John F. Woodfin of Alexander County.

The notice, with accompanying papers, is referred to the Committee on Privileges and Elections.

On motion of Mr. Thomas of Anson the Rules of the House for the 1933 Session are adopted until the Rules Committee makes its report.

On motion of Mr. Harris the House adjourns, to meet tomorrow at 12 o'clock, noon.

SECOND DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, January 10, 1935.

The House meets pursuant to adjournment, and is called to order by Principal Clerk, Thad Eure, in the absence of Mr. Speaker Johnson who designated Mr. Harris, the Gentleman from Person, as Speaker *Pro Tempore*.

Prayer by Reverend Forrest C. Feezor of Raleigh.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Douglass: H. R. 6, joint resolution memorializing the Congress of the United States to aid in curbing the reckless operation of motor vehicles by providing for the patrol of the United States Highways and Post-roads.

Referred to the Committee on Roads.

By Mr. Clegg: H. B. 7, a bill to be entitled An act to amend Chapter 246 of the Public Laws of 1933 relative to fees of certain officers in Moore County.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Morphew and Hyde: H. B. 8, a bill to be entitled An act relating to the open season for hunting quail and rabbits in Graham and Cherokee counties.

Several amendments are offered and adopted.

Passed first reading.

Rules suspended.

As amended the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

By Mr. Palmer: H. B. 9, a bill to be entitled An act to regulate the license tax on all private passenger motor vehicles.

Referred to the Committee on Finance.

By Mr. Scholl: H. B. 10, a bill to be entitled An act to repeal Sections 5960, 5962, 5962A, 5963, 5964, 5965, 5966, 5967, 5968, and 5968A of the Consolidated Statutes relating to absentee voting.

Referred to the Committee on Election Laws.

By Dr. Douglass: H. B. 11, a bill to be entitled An act to levy a tax for the privilege of manufacturing cigarettes, cigars, snuff and other tobacco products.

Referred to the Committee on Finance.

By Messrs. Bowers, Brook and Jonas: H. B. 12, a bill to be entitled An act to reduce to Five Dollars the license tax on passenger automobiles not used for hire.

Referred to the Committee on Finance.

By Messrs. Lumpkin and Royster: H. R. 13, joint resolution wishing a speedy recovery for Honorable Dennis G. Brummitt, Attorney General for North Carolina.

The resolution is quoted as follows:

"*Whereas*, it has come to the attention of the General Assembly of North Carolina that Honorable Dennis G. Brummitt, who was formerly a member of the House of Representatives and served it faithfully and acceptably, as Speaker of the House; and who is now the Attorney General of the State of North Carolina, is now dangerously ill; and

"*Whereas*, the General Assembly is grateful to Attorney General Brummitt for the long and faithful services rendered by him to his State, is appreciative of his worth as a citizen and conscious of the loss to the State of his services at this time;

"*NOW, THEREFORE, BE IT RESOLVED* by the House of Representatives, the Senate concurring.

"That the General Assembly of North Carolina hereby extends to Attorney General Brummitt its sincere sympathy of this hour of his distress, and wishes for him a speedy and complete recovery; that he may again assume his position of helpfulness in the civic, political and official life of the State; that a copy of these resolutions be sent to Mrs. Brummitt with the request that they be conveyed to her distinguished husband, and that a copy be spread upon the records of the General Assembly."

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without engrossment.

By Mr. Williams of Hyde: H. B. 14, a bill to be entitled An act to authorize and empower the Board of Commissioners of Hyde County to levy taxes for debt service in proportion to the ability of the taxpayers to pay.

Referred to the Committee on Finance.

By Mr. Klutz: H. B. 15, a bill to be entitled An act to amend Chapter 502, Public Local Laws 1933, relating to open season for hunting game in Catawba County.

Referred to the Committee on Game.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. R. 7, joint resolution inviting His Excellency the Governor, to address a Joint Session of the General Assembly.

On motion of Mr. Bryant the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered enrolled.

In accordance with the above resolution the Speaker appoints Messrs. Cherry, Bowie, and Williams as a Committee to act with a like Committee appointed by the Senate.

On motion of Mr. Sentelle, House Resolution 5, a joint resolution calling for efficiency in the transaction of the business of this Session of the General Assembly, is taken from the Committee on Proposition and Grievances and placed on the Calendar.

On motion of Mr. Lumpkin, the House takes a recess until 7 o'clock tonight.

NIGHT SESSION

Pursuant to resolution, heretofore adopted, the Sergeant-at-Arms announces the approach of the Senate, and that Body preceded by its officers comes into the House and are assigned seats, Lieutenant Governor Graham at the right of Mr. Speaker Johnson, the purpose of the Joint Assembly being to hear a personal message from His Excellency, Governor John C. B. Ehringhaus.

The Joint Assembly is called to order by Lieutenant Governor Graham, and the approach of the Governor is announced.

The Joint Committee of the House and Senate comes into the Hall of the House, acting as escort to Governor Ehringhaus, who makes his address to the Joint Assembly.

(A complete text of the message appears in the appendix.)

After the address, on motion of Senator Nixon, the Joint Assembly adjourns.

The Senate retires to its Chamber; and the House resumes consideration of its business.

On motion of Mr. Cherry, the House adjourns and will meet tomorrow at twelve o'clock, noon.

THIRD DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, January 11, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend F. Marion Dick, of Raleigh.

The courtesies of the floor are extended to Honorable O. B. Moss of Nash County and Honorable Clyde Douglass of Wake County, former members of the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. White, Davis, Taylor, Stevens, Williams of Pasquotank, Cross and Brown: H. B. 16, a bill to be entitled An act to remove the tolls on the Chowan River Bridge by amending Chapter 74 of the Public Laws of 1925.

Referred to the Committee on Roads.

By Messrs. Sentelle, Garrell, Cooper and Hobbs: H. B. 17, a bill to be entitled An act to remove all charges and tolls for the use and privileges of using the Bridges across the Cape Fear River and North East River at or near the City of Wilmington by amending Chapter 41 of the Public Laws of North Carolina, Session 1927.

Referred to the Committee on Roads.

By Mr. Williams of Hyde: H. B. 18, a bill to be entitled An act regulating the operation of motor vehicles on highways and public roads within the State and to make imprisonment mandatory for each and every violation of the provisions of this act.

Referred to the Committee on Judiciary No. 1.

By Mr. Bryant: H. B. 19, a bill to be entitled An act to amend Chapter 163 of the Public Laws of 1933, amending Section 1659, Subsection 4 of the Consolidated Statutes so as to limit the right to obtain a divorce on the grounds of two years separation to the injured party.

Referred to the Committee on Judiciary No. 1.

By Mr. Carr: H. B. 20, a bill to be entitled An act to provide for the establishment of unemployment, old age, and social insurance and for other purposes.

Referred to the Committee on Insurance.

And

H. B. 21, a bill to be entitled An act to amend Chapter 375 Public Laws of 1933 changing the date for the registration and licensing of motor vehicles from January 1, to October 1.

Referred to the Committee on Roads.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 12, joint resolution to authorize and provide for the printing of the Governor's Message to the General Assembly.

On motion of Mr. Harris the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. R. 5, joint resolution calling for efficiency in the transaction of the business of this Session of the General Assembly.

On motion of Mr. Carr the resolution is recommitted to the Committee on Rules.

On motion of Mr. Lumpkin, the House adjourns and will meet tomorrow at 10 o'clock.

FOURTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, January 12, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Representative Barbee of Northampton County.

Leave of absence is granted to Mr. Andrews until January 19, 1935.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Henry: H. B. 22, a bill to be entitled An act to amend Chapter 579 of the Public Local Laws of 1933, regulating hunting by removing Transylvania County from the provisions thereof.

On motion of Mr. Henry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without engrossment.

On motion of Mr. Bowie, the House adjourns and will meet Monday night at 8 o'clock.

FIFTH DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, January 14, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend J. Powell Tucker of Raleigh.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Bowie: H. R. 23, joint resolution concerning the death of the Honorable Dennis G. Brummitt, Attorney General of the State of North Carolina.

On motion of Mr. Bowie the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without engrossment.

ENROLLED BILLS

Mr. Warren, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

S. R. 1, joint resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

S. R. 7, joint resolution inviting His Excellency, the Governor, to address a Joint Session of the General Assembly.

On motion of Mr. Bowie and pursuant to joint resolution, the House adjourns in memory of Honorable Dennis G. Brummitt, whose death occurred Saturday, January 12, 1935, and will meet tomorrow at 11 o'clock, a.m.

SIXTH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, January 15, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend A. S. Parker of Raleigh.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Palmer: H. B. 24, a bill to be entitled An act to amend Chapter 319 of the Public Laws of North Carolina, Session 1933, known as the Beverage Control Act of 1933.

Referred to the Committee on Judiciary No. 2.

And

H. B. 25, a bill to be entitled An act to amend Section 6027 of the Consolidated Statutes of North Carolina relating to the registration of voters.

Referred to the Committee on Election and Election Laws.

And

H. B. 26, a bill to be entitled An act to amend Section 33 of Chapter 164 of the Public Laws of North Carolina, Session 1929, relating to hours of elections.

Referred to the Committee on Elections and Election Laws.

And

H. B. 27, a bill to be entitled An act to amend Chapter 165 of the Public Laws of North Carolina, Session 1933, and that Section of said Chapter designated as Consolidated Statutes 5932, relating to the compensation of precinct officers.

Referred to the Committee on Elections and Election Laws.

By Mr. Ray: H. B. 28, a bill to be entitled An act to amend Subsection 8 of Section 306, Chapter 204 of the Public Laws of 1933, relating to certain tax exemptions.

Referred to the Committee on Finance.

By Messrs. Thomas of Harnett, Thompson of Robeson, and Erwin: H. B. 29, a bill to be entitled An act to prohibit the manufacture, sale, possession and use of slot machines, gambling apparatus and devices.

Referred to the Committee on Propositions and Grievances.

By Mr. Jones: H. B. 30, a bill to be entitled An act to empower Superior Court Judges in North Carolina in certain cases to sentence persons convicted of capital felonies to life imprisonment.

Referred to the Committee on Judiciary No. 1.

By Mr. Cloud: H. B. 31, a bill to be entitled An act to repeal the absentee voters law for Polk County.

Referred to the Committee on Elections and Election Laws.

By Mr. Cherry: H. B. 32, a bill to be entitled An act to raise revenue.

Referred to the Committee on Finance.

By Mr. Bryant: H. B. 33, a bill to be entitled An act to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies, and for other purposes.

Referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 16, joint resolution concerning the death of the Honorable Dennis G. Brummitt, Attorney General of the State of North Carolina.

On motion of Mr. Bowie the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered enrolled.

COMMITTEE APPOINTMENTS

Mr. Speaker Johnson announces the appointment of the following Standing Committees:

Agriculture—Mr. Eagles, Chairman; Messrs. Andrews, Abernathy, Alspaugh, Barbee, Blount of Pitt, Carr, Dowtin, Falkner, Fenner, Garrell, Lee, McCall, McEachern, Rasberry, Spruill, Taylor, Thorne, Vann, Warren, Williams of Hyde, Bryan.

Appropriations—Mr. Bryant, Chairman; Messrs. Harris, Abernathy, Andrews, Bean, Bailey, Bowie, Bryson, Carr, Cherry, Cook, Cooper, Craig, Dees, Ervin, Gardner, Gray, Hoyle, Mrs. Hutchins, Howard, Jones, Lindsey, McEachern, Paylor, Sink, Spruill, Sentelle, Tatem, Thompson of Wake, Thomas of Anson, Taylor, Ward, White, Wade, Wilson, Brock, Jonas.

Banks and Banking—Mr. Lumpkin, Chairman; Messrs. Eagles, Abernathy, Barbee, Blount of Pitt, Bailey, Cooper, Cone, Crabtree, Davis, Farrell, Fenner, Falkner, Garrell, Henry, Kendrick, Mitchell, Morphew, O'Berry, Pickens, Sherard, Thorne, Vann, Wade, Ward, Williams of Pasquotank, Bowers.

Commercial Fisheries—Mr. Taylor, Chairman; Messrs. Wade, Brown, Bender, Dees, Davis, Hobbs, Rouse, Sparger, Sentelle, Tatem, White, Williams of Hyde, Williams of Pasquotank, Wilson, Kelly.

Congressional Districts—Mr. Ervin, Chairman; Messrs. Palmer, Barker, Blount of Beaufort, Crabtree, Day, Gray, Sentelle, Warden, Craver.

Conservation and Development—Mr. Ward, Chairman; Messrs. Lindsey, Blount of Beaufort, Barker, Bean, Cook, Davis, Fenner, Garrett, Harris, Hoyle, Hobbs, Meekins, Moody, McQueen, Morphew, McCall, Stevens, Stone, Stell, Sink, Taylor, Tonissen, Wade, Williams of Pasquotank, Sprinkle.

Constitutional Amendments—Mr. Bowie, Chairman; Messrs. Harris, Day, Farrell, Hoyle, McDonald, Moody, Norwood, Ray, Stone, Thompson of Wake, Thomas of Harnett, Williams of Hyde, Jonas.

Corporations—Mr. Williams of Pasquotank, Chairman; Messrs. Cone, Bailey, Day, Garrell, Gerrett, Hobbs, Horton, Pickens, Thomas of Anson, Thomas of Harnett, Cloud, Hyde, Head.

Counties, Cities, and Towns—Mr. Vann, Chairman; Messrs. Bean, Brown, Bryson, Bender, Blount of Beaufort, Clegg, Crabtree, Davis, Farrell, Fenner, Gibson, Gray, Hauser, Henry, Kendrick, Leggett, McEachern, McQueen, Page, Palmer, Ray, Rasberry, Spruill, Thomas of Harnett, Wilson, Wade, Woodall, Bryan.

Courts and Judicial Districts—Mr. Rouse, Chairman; Messrs. Barker, Bowie, Cross, Clegg, Day, Ervin, Gray, Gardner, Garrett, Horton, Lumpkin, McQueen, Paylor, Royster, Sullivan, Ragan.

Drainage—Mr. Wade, Chairman; Messrs. McCall, Andrews, Bailey, Dowtin, Douglass, Hobbs, Norwood, Stell, Kluttz.

Education—Mr. Harris, Chairman; Messrs. McEachern, Barbee, Barnes, Cooper, Day, Funderburk, Gibson, Hatcher, Horton, Howard, Henry, Mrs.

Hutchins, Jones, Kendrick, Lindsey, McCall, McDonald, Rouse, Pickens, Stevens, Scholl, Sink, Sentelle, Swift, Sparger, Thompson of Wake, Thomas of Anson, Thomas of Harnett, Zickler, Peterson.

Elections and Elections Laws—Mr. Sparger, Chairman; Messrs. Sullivan, Andrews, Bean, Bowie, Davis, Dees, Dobson, Gardner, Jones, Lindsey, Lumpkin, Morphew, Palmer, Paylor, Ray, Sherard, Vann, Jonas.

Engrossed Bills—Mr. Hatcher, Chairman; Messrs. McQueen, Barnes, Hoyle, Jones, Mitchell, Palmer, Royster, Swift, Thorne, Thomas of Harnett, Wilson, Hyde.

Expenditures of the House—Mr. Garrell, Chairman; Messrs. Tonissen, Andrews, Abernathy, Brown, Ervin, Howard, Scholl, Thompson of Robeson, Wilson, Craver.

Federal Relations—Mr. Kendrick, Chairman; Messrs. Hobbs, Dowtin, Falkner, Funderburk, Horton, Jones, McCall, Norwood, Pickens, Stell, Thompson of Wake, Ragan.

Finance—Mr. Cherry, Chairman; Messrs. Harris, Barbee, Barker, Blount of Pitt, Bryant, Cone, Dobson, Eagles, Fenner, Garrell, Henry, Hobbs, Johnston, Lumpkin, Lee, Meekins, Morphew, McDonald, McEachern, O'Berry, Palmer, Royster, Rouse, Sherard, Sparger, Stone, Sullivan, Tonissen, Thompson of Robeson, Uzzell, Vann, Williams of Pasquotank, Kelly, Sprinkle.

Game—Mr. Lindsey, Chairman; Messrs. Taylor, Alspaugh, Blount of Beaufort, Davis, Dobson, Gardner, Garrett, Hatcher, Horton, McEachern, Morphew, McQueen, Moody, Meekins, Royster, Stevens, Stell, Uzzell, Vann, Williams of Pasquotank, Ward, Wade, Bowers.

Health—Mr. Carr, Chairman; Messrs. Howard, Bryson, Brown, Crabtree, Douglass, Farrell, Funderburk, Hauser, Henry, Mrs. Hutchins, Mitchell, Swift, Tonissen, Williams of Hyde, Woodall, Cloud, Peterson.

Insane Asylums—Mr. Andrews, Chairman; Messrs. Stevens, Carr, Dowtin, Hatcher, O'Berry, Page, Rasberry, Spruill, Thompson of Robeson, Warren, White, Hyde, Klutz.

Institutions for the Blind—Mr. Henry, Chairman; Messrs. Rasberry, Carr, Cross, Kendrick, Leggett, Royster, Thorne, Woodall, Kelly, Bryan.

Institutions for the Deaf and Dumb—Mr. Palmer, Chairman; Messrs. Bryson, Bailey, Cooper, Hatcher, Henry, Lee, McEachern, Ray, Thorne, Bryan, Head.

Insurance—Mr. Gardner, Chairman; Messrs. Sherard, Alspaugh, Barker, Bean, Bryant, Cook of Alamance, Cone, Dobson, Funderburk, Garrett, Gibson, Hatcher, Johnston, Meekins, McDonald, O'Berry, Pickens, Stone, Tonissen, Wade, Hyde, Peterson.

The Journal—Mr. Cooper, Chairman; Messrs. Stone, Bean, Brown, Dees, Falkner, Sentelle, Swift, Thompson of Wake, Thompson of Robeson, Williams of Pasquotank, Brock.

Judiciary No. 1—Mr. Morphew, Chairman; Messrs. Dees, Abernathy, Barnes, Bowie, Bryant, Bender, Blount of Beaufort, Cherry, Ervin, Garrett, Gardner, Hatcher, Hoyle, Lumpkin, McQueen, Paylor, Ray, Rouse, Thomas of Anson, Uzzell, Williams of Hyde, Jonas, Klutz, Hyde.

Judiciary No. 2—Mr. Sullivan, Chairman; Messrs. Barker, Craig, Cross, Clegg, Day, Funderburk, Gray, Horton, Jones, Meekins, Moody, Norwood,

Palmer, Pickens, Royster, Sentelle, Scholl, Sparger, Ward, White, Cloud, Bowers, Brock.

Manufactures and Labor—Mr. Cone, Chairman; Messrs. Stone, Blount of Pitt, Cook, Fenner, Gardner, Harris, Horton, Kendrick, Sherard, Thomas of Harnett, Craver.

Military Affairs—Mr. Johnston, Chairman; Messrs. Blount of Beaufort, Alspaugh, Barnes, Cook, Craig, Cherry, Davis, Hatcher, Scholl, Hyde.

Oyster Industry—Mr. Hobbs, Chairman; Messrs. Bender, Brown, Cross, Dees, Garrell, McQueen, Rasberry, Stell, Spruill, Williams of Hyde, Kelly.

Penal Institutions—Mr. Sentelle, Chairman; Messrs. Blount of Pitt, Cooper, Douglass, Gibson, Lee, Leggett, Page, Sink, Swift, Zickler, Peterson.

Pensions—Mr. Bryson, Chairman; Messrs. Bender, Barker, Falkner, Garrell, Hauser, Page, Rasberry, Sink, Taylor, Warden, Ragan.

Propositions and Grievances—Mr. McEachern, Chairman; Messrs. Day, Blount of Beaufort, Bender, Bryson, Cook, Cone, Craig, Cross, Dowtin, Funderburk, Gibson, Hauser, Hatcher, Horton, Leggett, Mitchell, Moody, Stevens, Warren, Warden, White, Woodall, Zickler, Sprinkle.

Roads—Mr. Tatem, Chairman; Messrs. Vann, Alspaugh, Bryson, Crabtree, Cross, Cooper, Davis, Eagles, Fenner, Gardner, Horton, Harris, Johnston, Lee, McCall, Page, Rasberry, Rouse, Stevens, Sherard, Stone, Stell, Taylor, Tonissen, Thompson of Robeson, Warren, Williams of Hyde, Wilson, Williams of Pasquotank, Kelly.

Public Welfare—Mrs. Hutchins, Chairman; Messrs. Howard, Abernathy, Bryson, Barbee, Blount of Pitt, Clegg, Cooper, Dobson, Farrell, Garrett, Hobbs, Harris, Lee, Lindsey, McCall, O'Berry, Paylor, Rouse, Ray, Scholl, Thompson of Robeson, Tatem, Uzzell, Woodall, Wilson, Williams of Pasquotank, Ragan, Head.

Public Utilities—Mr. Uzzell, Chairman; Messrs. Blount of Beaufort, Cone, Dobson, Gibson, Mitchell, Moody, O'Berry, Scholl, Sherard, Sink, Tatem, Thomas of Anson, Bowers.

Rules—Mr. Thomas of Anson, Chairman; Messrs. Harris, Bryant, Cherry, Dees, Eagles, Gardner, Jones, Lumpkin, Morphew, McEachern, Rouse, Sullivan, Tatem, Taylor, Uzzell, Vann.

Salaries and Fees—Mr. Bean, Chairman; Messrs. Falkner, Abernathy, Alspaugh, Barnes, Crabtree, Dey, Douglass, Dowtin, Funderburk, Gibson, Johnston, Kendrick, Leggett, Mitchell, Norwood, Swift, Warden, Warren, Woodall, Zickler, Cloud, Hyde, Head.

Sensational Districts—Mr. Dees, Chairman; Messrs. Carr, Ervin, Johnston, Morphew, Paylor, Sparger, Vann, Ward, Sprinkle.

Enrolled Bills—Mr. White, Chairman; Messrs. Abernathy, Clegg, Dowtin, Douglass, Mrs. Hutchins, Leggett, Moody, Tonissen, Uzzell, Craver, Hyde.

Justices of the Peace—Mr. Jones, Chairman; Messrs. Andrews, Barnes, Douglass, Dowtin, Hauser, Norwood, O'Berry Warden, Cloud, Ragan.

Library—Mr. Thompson of Wake, Chairman; Messrs. Barbee, Crabtree Douglass, Farrell, Garrett, Hoyle, Mrs. Hutchins, Mitchell, Klutz, Head.

Printing—Mr. Sink, Chairman; Messrs. Cook, Alspaugh, Brown, Clegg, Eagles, Gray, Mitchell, McDonald, Thorne, Zickler, Cloud, Brock.

Public Building and Grounds—Mr. Hauser, Chairman; Messrs. Moody, Bryant, Craig, Hoyle, McQueen, Meekins, Page, Spruill, Warden, White, Hyde.

Trustees of the University—Mr. Barbee, Chairman; Meessrs. Bryant, Bowie, Craig, Eagles, Fenner, Howard, Harris, Morphew, McDonald, Pickens, Thomas of Anson, Ward, Warren, Brock.

On motion of Mr. Cherry, the House adjourns until 12 o'clock, noon. tomorrow.

SEVENTH DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, January 16, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend E. C. Few, of Raleigh.

The courtesies of the floor are extended to Honorable J. C. Moye of Greene County, and Honorable J. Sherwood Upchurch of Wake County, former members of the House, also Honorable G. A. Harris, member of the House of Delegates, of the Commonwealth of Virginia.

Leave of absence is granted to Messrs. Warren of Caswell, and Brown of Perquimans.

COMMITTEE REPORT

Mr. Thomas of Anson, for the Committee on Rules, presents Rules for the 1935 House of Representatives, and asks adoption by the House; and requests that 2,000 copies be printed at once.

It is so ordered.

RULES OF THE HOUSE OF REPRESENTATIVES
TOUCHING THE DUTIES OF SPEAKER

1. It shall be the duty of the Speaker to have the Sessions of the House opened with prayer.

2. He shall take the Chair every day at the hour fixed by the House on the preceding legislative day, shall immediately call the members to order, and, on appearance of a quorum, cause the Journal of the preceding day to be approved.

3. He shall preserve order and decorum, may speak to points of order in preference to other members, rising from his seat for that purpose, and shall decide questions of order, subject to an appeal to the House by any member, on which appeal no member shall speak more than once, unless by leave of the House. A two-thirds vote of the members present shall be necessary to sustain any appeal from the ruling of the Chair.

4. He shall rise to put a question, but may state it sitting.

5. Questions shall be put in this form, namely, "Those in favor (as the question may be) will say 'Aye'," and after the affirmative voice has been expressed, "Those opposed will say, 'No'." Upon a call for a division the Speaker shall count; if required, he shall appoint tellers.

6. The Speaker shall have general direction of the hall. He shall have a right to name any member to perform the duties of the Chair, but sub-

stitution shall not extend beyond one day, except in case of sickness or by leave of the House.

7. All committees shall be appointed by the Speaker, unless otherwise specially ordered by the House.

8. In all elections the Speaker may vote, in all other cases he may exercise his right to vote, or he may reserve this right until there is a tie; but in no case shall he be allowed to vote twice on the same question.

9. All acts, addresses, and resolutions, and all warrants and subpoenas issued by order of the House shall be signed by the Speaker.

10. In case of any disturbance or disorderly conduct in the galleries or lobby, the Speaker or other presiding officer shall have power to order the same to be cleared.

11. No person except members of the Senate, officers and clerks of the General Assembly, Judges of the Supreme and Superior Courts, State officers, former members of the General Assembly, and persons particularly invited by the Speaker shall be admitted within the hall of the House: Provided, that no person except members of the Senate and officers of the General Assembly shall be allowed on the floor of the House or in the lobby in the rear of the Speaker's desk, unless permitted by the Speaker of the House.

12. Reporters wishing to take down debates may be admitted by the Speaker, who shall assign such places to them on the floor or elsewhere, to effect this object, as shall not interfere with the convenience of the House.

13. Smoking shall not be allowed in the Hall, the lobbies, or the galleries while the House is in Session: Provided, that smoking may be permitted in the lobby in the rear of the Speaker's desk.

ORDER OF BUSINESS OF THE DAY

14. After the approval of the Journal of the preceding day, which shall stand approved without objection, the House shall proceed to business in the following order, viz.:

(1) The receiving of petitions, memorials, and papers addressed to the General Assembly or to the House.

(2) Reports of standing committees.

(3) Reports of select committees.

(4) Resolutions.

(5) Bills.

(6) The unfinished business of the preceding day.

(7) Bills, resolutions, petitions, memorials, messages, and other papers on the Calendar, in their exact numerical order, unless displaced by the orders of the day; but messages and motions to elect officers shall always be in order.

No member shall rise from his seat to introduce any petition, resolution, or bill out of order unless he is permitted so to do by a suspension of the rules.

ON DECORUM IN DEBATE

15. When any member is about to speak in debate or deliver any matter to the House, he shall rise from his seat and respectfully address the Speaker.

16. When the Speaker shall call a member to order, the member shall sit down, as also he shall when called to order by another member, unless the Speaker decides the point of order in his favor. By leave of the House a member called to order may clear a matter of fact, or explain, but shall not proceed in debate so long as the decision stands but by permission of the House. Any member may appeal from the decision of the Chair, and if, upon appeal, the decision be in favor of the member called to order, he may proceed; if otherwise, he shall not, except by leave of the House; and if the case, in the judgment of the House, require it, he shall be liable to its censure.

17. No member shall speak until recognized by the Chair, and when two or more members rise at the same time the Speaker shall name the member to speak.

18. No member shall speak more than twice on the main question, nor longer than thirty minutes for the first speech and fifteen minutes for the second speech, unless allowed to do so by the affirmative vote of a majority of the members present; nor shall he speak more than once upon an amendment or motion to commit or postpone, and then not longer than ten minutes. But the House may, by consent of a majority, suspend the operations of this rule during any debate on any particular question before the House, or the Committee on Rules may bring in a special rule that shall be applicable to the debate on any bill.

19. While the Speaker is putting any question, or addressing the House, no person shall speak, stand up, walk out or cross the House, nor when a member is speaking entertain private discourse, stand up, or pass between him and the Chair.

20. No member shall vote on any question when he was not present when the question was put by the Speaker, except by the consent of the House. Upon a division and count of the House on any question, no member without the bar shall be counted.

21. Every member who shall be in the Hall of the House for the above purpose when the question is put shall give his vote upon a call of the ayes and noes, unless the House for special reasons shall excuse him, and no application to be excused from voting or to explain a vote shall be entertained unless made before the call of the roll. The Hall of the House shall include the lobbies and officers connected with the Hall.

22. When a motion is made it shall be stated by the Speaker or, if written, it shall be handed to the Chair and read aloud by the Speaker or Clerk before debate. A motion to table or adjourn shall be seconded before the motion is put by the Speaker to the vote of the House.

23. Every motion shall be reduced to writing, if the Speaker or any two members request it.

24. After a motion is stated by the Speaker or read by the Clerk, it shall be deemed to be in possession of the House, but may be withdrawn before a decision or amendment, except in case of a motion to reconsider,

which motion, when made by a member, shall be deemed and taken to be in possession of the House, and shall not be withdrawn without leave of the House.

25. When a question is under debate no motion shall be received but to adjourn, to lay on the table, to postpone indefinitely, to postpone to a day certain, to commit or amend, which several motions shall have precedence in the order in which they stand arranged; and no motion to lay on the table, to postpone indefinitely, to postpone to a day certain, to commit or amend, being decided, shall be again allowed at the same stage of the bill or proposition.

26. A motion to adjourn or lay on the table shall be decided without debate, and a motion to adjourn shall always be in order, except when the House is voting or some member is speaking; but a motion to adjourn shall not follow a motion to adjourn until debate or some other business of the House has intervened.

26a. In case of adjournment without any hour being named, the House shall reconvene on the next legislative day at 12 o'clock, noon.

27. When a question has been postponed indefinitely, the same shall not be acted on again during the Session, except upon a two-thirds vote.

28. Any member may call for a division of the question, when the same shall admit of it, which shall be determined by the Speaker.

29. When a motion has been once made and carried in the affirmative or negative, it shall be in order for any member of the majority to move for the reconsideration thereof, on the same or succeeding day, unless it may have subsequently passed the Senate, and no motion to reconsider shall be taken from the table except by a two-thirds vote. But unless such vote has been taken by a call of the yeas and nays, any member may move to reconsider.

30. When the reading of a paper is called for, which has been read in the House, and the same is objected to by any member, it shall be determined by a vote of the House.

31. Petitions, memorials, and other papers addressed to the House shall be presented by the Speaker; a brief statement of the contents thereof may be verbally made by the introducer before reference to a committee, but shall not be debated or decided on the day of their first being read, unless the House shall direct otherwise.

32. When the ayes and noes are called for on any question, it shall be on motion before the question is put; and if seconded by one-fifth of the members present, the question shall be decided by the ayes and noes; and in taking the ayes and noes, or on a call of the House, the names of the members will be taken alphabetically.

33. Decency of speech shall be observed and personal reflection carefully avoided.

34. Any member may arise at any time to speak to a question of personal privilege, and upon objection to him proceeding, the Speaker shall determine if the question is one of privilege.

35. Fifteen members, including the Speaker, shall be authorized to compel the attendance of absent members. A quorum shall consist of a majority of the qualified members of the House.

36. No member or officer of the House shall absent himself from the service of the House without leave, unless from sickness or inability.

37. Any member may excuse himself from serving on any committee if he is a member of two standing committees.

38. If any member shall be necessarily absent on temporary business of the House when a vote is taken upon any question, upon entering the House he shall be permitted, on request, to vote, provided that the result shall not be thereby affected.

39. No standing rule or order shall be rescinded or altered without one day's notice given on the motion thereof, and to sustain such motion two-thirds of the House shall be required.

40. The members of the House shall uncover their heads upon entering the House while it is in Session, and shall continue so uncovered during their continuance in the hall, except Quakers.

41. A motion to reconsider shall be determined by a majority vote, except a motion to reconsider an indefinite postponement, or a motion to reconsider a motion tabling a motion to reconsider, which shall require a two-thirds vote.

42. After a bill has been tabled or has failed to pass on any of its readings, the contents of such bill or the principal provisions of its subject-matter shall not be embodied in any other measure. Upon the point of order being raised and sustained by the Chair, such measure shall be laid upon the table, and shall not be taken therefrom except by a vote of two-thirds of the elected membership of the House: Provided, no local bill shall be held by the Chair as embodying the provisions or being identical with any State-wide measure which has been laid upon the table, or failed to pass any of its readings.

42a. A motion to table an amendment sent up from the floor shall not be construed as a motion to table the principal bill or any other amendment which has been offered thereto, and if such motion is carried, only the amendment shall lie upon the table.

42b. When a member desires to interrupt a member having the floor he shall first obtain recognition by the Chair and permission of the member occupying the floor, and when so recognized and such permission is obtained, he may propound a question to the member occupying the floor, but he shall not propound a series of questions or interrogatives or otherwise interrupt the member having the floor; and the Speaker, shall, without the point of order being raised, enforce this rule.

STANDING COMMITTEES

At the commencement of the session a standing committee shall be appointed by the Speaker on each of the following subjects, namely:

On Agriculture.
On Appropriations.
On Banks and Banking.
On Commercial Fisheries.
On Congressional Districts.
On Conservation and Development.
On Constitutional Amendments.

On Corporations.
On Counties, Cities, and Towns.
On Courts and Judicial Districts.
On Drainage.
On Education.
On Elections and Election Laws.
On Engrossed Bills.
On Expenditures of the House.
On Federal Relations.
On Finance.
On Game.
On Health.
On Insane Asylums.
On Institutions for the Blind.
On Institutions for the Deaf and Dumb
On Insurance.
On the Journal.
On Judiciary No. 1.
On Judiciary No. 2.
On Manufactures and Labor.
On Military Affairs.
On Oyster Industry.
On Penal Institutions.
On Pensions.
On Propositions and Grievances.
On Public Welfare.
On Public Utilities.
On Roads.
On Rules.
On Salaries and Fees.
On Senatorial Districts.

JOINT COMMITTEES

On Enrolled Bills.
On Justices of the Peace.
On Library.
On Printing.
On Public Buildings and Grounds.
On Trustees of the University.

The first member announced on each committee shall be Chairman.

43a. Whenever the House shall decline or refuse to concur in amendments put by the Senate to a bill originating in the House, or shall refuse to adopt a substitute adopted by the Senate for a bill originating in the House, a conference committee shall be appointed upon motion made, consisting of the number named in the motion; and the bill under consideration shall thereupon go to and be considered by the joint conferees on the part of the House and Senate. In considering matters in difference between the House and Senate committed to the conferees, only such matters as are in difference between the two houses shall be considered by the conferees, and the conference report shall deal only with such matters. The conference

report shall not be amended. Except as herein set out, the rules of the House of Representatives of Congress shall govern the appointment, conduct, and reports of the conferees.

44. In forming a Committee of the Whole House, the Speaker shall leave the Chair, and a Chairman to preside in committee shall be appointed by the Speaker.

45. Upon bills submitted to a Committee of the Whole House, the bill shall be first read throughout by the Clerk, and then again read and debated by sections, leaving the preamble to be last considered. The body of the bill shall not be defaced or interlined, but all amendments, noting the page and line, shall be duly entered by the Clerk on a separate paper as the same shall be agreed to by the committee, and so reported to the House. After report, the bill shall again be subject to be debated and amended by sections before a question on its passage be taken.

46. The rules of procedure in the House shall be observed in a Committee of the Whole House, so far as they may be applicable, except the rule limiting the time of speaking and the previous question.

47. In a Committee of the Whole House a motion that the committee rise shall always be in order, except when a member is speaking, and shall be decided without debate.

48. Every bill shall be introduced by motion for suspension of the rules, or by order of the House, or on the report of a committee, unless introduced in regular order during the morning hour.

49. All bills and resolutions shall be reported from the committee to which referred, with such recommendations as the committee may desire to make.

50. Every bill shall receive three several readings in the House previous to its passage, and the Speaker shall give notice at each whether it be its first, second, or third reading.

51. Any member introducing a bill or resolution shall briefly endorse thereon the substance of the same.

52. All bills and resolutions shall upon their introduction be referred by the Speaker, without suggestion from the introducer, to the appropriate committee. No bills shall be withdrawn from the committee to which referred except upon motion duly made and carried by a majority vote.

53. The Clerk of the House shall keep a separate calendar of the public, local, and private bills, and shall number them in the order in which they are introduced, and all bills shall be disposed of in the order they stand upon the Calendar; but the Committee on Rules may at any time arrange the order of precedence in which bills may be considered. No bill shall be twice read on the same day without the concurrence of two-thirds of the members.

54. All resolutions which may grant money out of the Treasury, or such as shall be of public nature, shall be treated in all respects in a similar manner with public bills.

55. The Clerk of the House shall be deemed to continue in office until another is appointed.

56. On the point of no quorum being raised, the doors shall be closed and there shall be a call of the House, and upon a call of the House the

names of the members shall be called over by the Clerk and the absentees noted, after which the names of the absentees shall again be called over. Those for whom no excuse or sufficient excuses are made may, by order of those present, if fifteen in number, be taken into custody as they appear, or may be sent for and taken into custody wherever to be found by special messenger appointed for that purpose.

PREVIOUS QUESTION

57. The previous question shall be as follows: "Shall the main question be now put?" and, until it is decided, shall preclude all amendments and debate. If this question shall be decided in the affirmative, the "Main question" shall be on the passage of the bill, resolution, or other matter under consideration; but when amendments are pending, the question shall be taken upon such amendments, in inverse order, without further debate or amendment. If such question be decided in the negative, the main question shall be considered as remaining under debate: Provided, that no one shall move the previous question except the member submitting the report on the bill or other matter under consideration, and the member introducing the bill or other matter under consideration, or the member in charge of the measure, who shall be designated by the chairman of the committee reporting the same to the House at the time the bill or other matter under consideration is reported to the House or taken up for consideration.

When a motion for the previous question is made, and pending the second thereto by a majority, debate shall cease; but if any member obtains the floor, he may move to lay the matter under consideration on the table, or move an adjournment, and when both or either of these motions are pending the question shall stand:

(1) Previous question.
(2) To adjourn.
(3) To lay on the table.

And then upon the main question, or amendments, or the motion to postpone indefinitely, postpone to a day certain, to commit, or amend, in the order of their precedence, until the main question is reached or disposed of; but after the previous question has been called by a majority, no motion, or amendment, or debate shall be in order.

All motions below the motions to lay on the table must be made prior to a motion for the previous question; but, pending and not after the second therefor, by the majority of the House, a motion to adjourn or lay on the table, or both, are in order. This constitutes the precedence of the motions to adjourn and lay on the table over other motions, in Rule 25.

Motions stand as follows in order of precedence in Rule 26:

Previous question.
Adjourn.
Lay on the table.
Postpone definitely.
To commit or amend.

When the previous question is called, all motions below it fall, unless made prior to the call, and all motions above it fall after its second by a majority required. Pending the second, the motions to adjourn and lay

on the table are in order, but not after a second. When in order and every motion is before the House, the question stands as follows:

Previous question.
Adjourn.
Lay on the table.
Postpone indefinitely.
Postpone definitely.
To commit.
Amendment to amendment.
Amendment.
Substitute.
Bill.

The previous question covers all other motions when seconded by a majority of the House, and proceeds by regular graduation to the main question, without debate, amendment, or motion, until such question is reached or disposed of.

58. All committees, other than the Committee on Appropriations, when favorably reporting any bill which carries an appropriation from the State, shall indicate same in the report, and said bill shall be referred to the Committee on Appropriations for a further report before being acted upon by the House. All committees, other than the Committee on Finance, when favorably reporting any bill which in any way or manner raises revenue or levies a tax or authorizes the issue of bonds or notes, whether public, public-local, or private, shall indicate same in the report, and said bill shall be rereferred to the Committee on Finance for a further report before being acted upon by the House.

59. The Principal Clerk, the Engrossing Clerk, and the Sergeant-at-Arms may appoint, with the approval of the Speaker, such assistants as may be necessary to the efficient discharge of the duties of their various offices, and one or more of whom may be assigned by the Speaker from the Engrossing Clerk's office of the Legislative Reference Librarian for the purpose of drafting bills.

60. The Speaker may appoint a Clerk to the Speaker, and he may also appoint ten pages to wait upon the Sessions of the House, and when the pressure of business may require, he may appoint five additional pages.

61. The Chairman of each of the following Committees, Appropriations, Counties, Cities and Towns, Education, Finance, and Roads may each appoint a clerk to the said Committees; and the Chairman of the Judiciary Committee No. 1 and of Judiciary Committee No. 2; may jointly appoint a clerk to serve both of said committees; and the Chairman of Agriculture, and Banks and Banking may jointly appoint a clerk to serve both of said Committees; and the Chairman of Propositions and Grievances and Insurance may jointly appoint a clerk to serve both of said committees; and the chairmen of Salaries and Fees and Courts and Judicial Districts may jointly appoint a clerk to serve both of said committees. All committee clerks heretofore provided for are to be appointed by and with the approval of the Speaker. All committee clerks after being named as provided by this rule shall be subject to assignments by the chairman of the Rules Committee

when they are not engaged with the Committee or Committees to which they have been regularly assigned.

62. That no clerk, laborer, or other person employed or appointed under Rules 59, 60, and 61 hereof shall receive during such employment, appointment, or service any compensation from any other department of the State Government, or from any other source, and there shall not be voted, paid, or awarded any additional pay, bonus or gratuity to any of them, but said persons shall receive only the pay for such duties and services as now provided by law. When the House is not in session the pages shall be under the supervision of the Principal Clerk.

63. The Chairman and five other members of any committee shall constitute a quorum of said committee for the transaction of business.

64. The Committee on the Journal shall examine daily the Journal of the House before the hour of convening, and report after the opening of the House whether or not the proceedings of the previous day have been correctly recorded.

65. When a bill shall be reported by the committee with a recommendation that it be not passed, but accompanied by a minority report, the question before the House shall be "The adoption of the minority report," and it failing to be adopted by a majority vote, the bill shall be placed upon the unfavorable calendar. Such minority report shall be signed by at least three members of the committee who were present when the bill was considered in committee. Provided, however, that where a minority report is filed the proponents and opponents of the question presented thereby shall be allowed not to exceed ten minutes on each side to explain the question: Provided further, that by a majority vote the time may be extended for a discussion of the minority report and on the merits of the bill. In the event there is an unfavorable report with no minority report accompanying it, the bill shall be placed upon the unfavorable calendar. To take a bill from the unfavorable calendar, a two-thirds vote shall be necessary.

65a. A bill from the unfavorable calendar shall not be debatable, but the movant may make a brief and concise statement of the reasons for the motion before making the motion, taking not more than five minutes.

66. Whenever a public bill is introduced a carbon copy thereof shall accompany the bill. The reading clerk shall stamp the copy with the number stamped upon the original bill. Such copy shall be daily delivered to the joint committee hereinafter provided for. The Principal Clerk shall deliver the carbon copy of the bills designated to be printed, as hereinafter provided for, to the Public Printer and cause four hundred copies thereof to be printed. On the morning following the delivery of the printed copies the Chief Clerk shall cause the chief page to have one copy thereof put upon the desk of each member and shall retain the other printed copies in his office. A sufficient number of the printed copies for the use of the committee to which the bill is referred shall be by the chief page delivered to the chairman or clerk of that committee. If the bill is passed, the remaining copies shall be by the chief page delivered to the Principal Clerk of the Senate for the use of the Senate. The cost of printing shall be paid from the contingent fund of the House of Representatives. The chairman of the Rules Committee of the House and the chairman of the Rules Committee of the Senate shall

appoint a sub-committee consisting of two members of the House and two members of the Senate from the body of the House and Senate, and such chairmen shall notify the Principal Clerk of the House and of the Senate who has been so appointed. Such sub-committee shall meet daily and examine the carbon copies of the public bills introduced and determine which of such public bills shall be printed and which shall not, and stamp the copies accordingly. Such sub-committee shall serve for one week unless for good cause the chairmen of the respective rules committee shall determine otherwise. If the member introducing a public bill, which the committee shall determine should not be printed, so desires, he may appear before the committee at the next meeting thereof with reference thereto.

67. Whenever any resolution or bill is introduced a carbon copy thereof shall be attached thereto, and the Principal Clerk shall cause said carbon copy to be numbered as the original resolution or bill is numbered, and shall cause the same to be available at all times to the member introducing the same. In case the resolution or bill is a public resolution or bill, an additional carbon copy shall also be attached thereto for the use of the Public Printer, under the provisions of Rule 66.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that we have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 8, a bill to be entitled An act relating to the open season for hunting quail and rabbits in Graham and Cherokee counties. (Applicable also to Ashe, Avery, Brunswick, Buncombe, Chowan, Clay, Gates, Henderson, Jackson, Macon, Mitchell, New Hanover, Stokes, Swain and Transylvania counties.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Dr. Douglass: H. B. 34, a bill to be entitled An act to increase the salaries of state employees earning less than fifteen hundred dollars per year, twenty per cent.

Referred to the Committee on Salaries and Fees.

By Mr. Bowie: H. B. 35, a bill to be entitled An act for the relief of the taxpayers of Ashe County during the economic emergency declared to exist.

Referred to the Committee on Judiciary No. 1.

And

H. B. 36, a bill to be entitled An act to safeguard the public funds of Ashe County.

Referred to the Committee on Judiciary No. 1.

By Mr. Bowie: H. B. 37, a bill to be entitled An act to increase the jurisdiction of the Mayor of West Jefferson, North Carolina and regulate the fines and forfeitures imposed by the Mayor of said Town.

Referred to the Committee on Judiciary No. 1.

By Mr. Norwood: H. B. 38, a bill to be entitled An act to amend Section 5168 (q) Volume III of the Consolidated Statutes providing for payment of Confederate pensions quarterly.

Referred to the Committee on Pensions.

By Mr. Bender: H. B. 39, a bill to be entitled An act to create the State Old Age Welfare Commission; to define the powers and duties of said Commission; to provide for the assistance of old age persons through the agency of said Commission under certain limitations and restrictions; to make appropriations of public funds for carrying out the purposes of this act; and to prescribe penalties for the violation of its provisions.

Referred to the Committee on Appropriations.

By Messrs. Ray and Jones: H. B. 40, a bill to be entitled An act to amend Chapter 96, Public Laws of 1927, being a part of Section 2, relating to widows of ex-Confederate soldiers.

Referred to the Committee on Judiciary No. 2.

By Messrs. Thompson of Wake, Hatcher, Gibson and Cooper: H. B. 41, a bill to be entitled An act to increase the salaries of State employees earning less than eighteen hundred dollars per year, twenty per cent, effective January 1, 1935.

Referred to the Committee on Salaries and Fees.

By Mr. Kelly: H. B. 42, a bill to be entitled An act to require fire insurance companies in the State of North Carolina to pay the full amount of the fire insurance policy when there is a total loss by fire.

Referred to the Committee on Insurance.

By Dr. Peterson: H. B. 43, a bill to be entitled An act to amend Section 1443 Consolidated Statutes, relating to terms of Court for Mitchell County.

On motion of Dr. Peterson the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and ordered sent to the Senate without engrossment.

By Mr. Taylor: H. B. 44, a bill to be entitled An act to amend Section 3 of Chapter 226 of the Public Local Laws of 1913, Extra Session, relating to Recorder's Court of Currituck County.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 45, a bill to be entitled An act providing for certain special tax in Currituck County.

Referred to the Committee on Finance.

By Mr. O'Berry: H. R. 46, joint resolution relating to birth of a son to Senator and Mrs. S. F. Teague.

On motion of Mr. O'Berry, the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE GOVERNOR

A message is received from the Governor, transmitting the budget, which message is ordered spread upon the Journal, and a copy thereof is referred to the Committee on Finance.

STATE OF NORTH CAROLINA
GOVERNOR'S OFFICE
RALEIGH

January 14, 1935.

HONORABLE R. G. JOHNSON,
Speaker of the House of Representatives,
Raleigh, N. C.

My dear Mr. Speaker:

I take pleasure in transmitting to you herewith my Budget Message to the 1935 General Assembly.

Respectfully yours,
J. C. B. EHRINGHAUS,
Governor.

To the Members of the General Assembly:

In keeping with the statutory provisions on the subject, I am transmitting to you herewith, (a) Report of the Budget Commission, (b) The Budget Revenue Bill, and (c) The Budget Appropriation Bill.

It was not deemed necessary to write anew the machinery law, as any desirable changes could be accomplished by slight amendments thereto.

You will observe that the Revenue Bill herewith submitted follows largely the presently existing law, including the emergency sales tax feature thereof, with the present exemptions eliminated and with certain other changes which were designed primarily to stop leakages and insure full collection.

In the preparation of this measure the Commissioner of Revenue and his department, The Budget Bureau, the Advisory Budget Commission, and the Governor coöperated, and it represents not only their painstaking and diligent study and effort but their combined best judgment as to what, under existing conditions and limitations, can be done to meet the demands for a measurable and necessary increase in appropriations without increasing existing levies or imposing new ones.

The measure herewith sent—recognizing both present aims and conditions—seeks to accomplish this purpose by the simple process of tightening up provisions in the present law and eliminating existing exemptions. Experience has indicated that these exemptions have provided for greater opportunity for escape of taxes justly due under the law than they have afforded in relief to those whom they were designed to benefit. They have constituted as well a rather constant source of irritation both to the merchants and their customer. Estimates also indicate that with these eliminated, with improved methods growing out of our experience in administering the tax, with a continuance of the present rate of increase in business conditions, and with a staff enabling more frequent and widespread checking of returns in all tax fields, the presently suggested measure should show an increase in each field and produce, during each year of the

next biennium, enough in revenue to provide an additional two and one-half million dollars for our schools and, generally, to enable a general salary increase of 15 per cent. It should as well take care of the most pressing institutional and agency needs, as set out in the Budget Appropriation Bill also herewith sent—needs largely attributable to the increased cost of things we are required to buy.

The revenue measure herewith submitted is not presented dogmatically, dictatorially, or with any sense of final infallibility. It recognizes a continued existence of the same emergency which faced us two years ago, even though there has been an improvement in conditions and there is a rather general feeling that at last we are headed steadily toward recovery. It recognizes too that while we should take advantage of every advance or improvement, yet as long as this emergency continues it is incumbent that we proceed with caution and circumspection to avoid the temptation to over-commitment.

From the statements in the Budget Report you will be able to ascertain the amount of revenue which is being presently derived from each source as well as the estimates of revenue for the next biennium under existing and suggested provisions.

The emergency sales tax as presently set up will yield during this fiscal year probably seven and one-half million dollars. With the exemptions eliminated and the inclusion of the other "stop-gap" features suggested by way of amendment to the law, it should yield in the first year of the next biennium $8,750,000. Realizing that you as well as the Executive desire to go forward as fast and as far as existing conditions permit, it may not be improper to suggest that reduced to the simplest terms the problem shapes up about as follows:

For every 10 per cent of salary increase made the State will require approximately two million dollars of revenue. This approximation may be divided roughly as follows:

To cover increase of 10 per cent in teachers salaries	$1,400,000
To cover increase in salaries of Highway and other State employees	600,000
Total	$2,000,000

Bearing this in mind and bearing in mind also that any enlargement of our general fund spending program will require an additional equivalent in revenue to offset it, these conclusions would seem to be obvious:

(a) If the emergency sales tax feature of the Revenue Bill is eliminated we must deduct immediately from our estimates of its productive capacity $8,750,000.

(b) If the exemptions presently existing are retained we must deduct from our estimates for each year of the next biennium about $1,000,000.

(c) In the event of either deduction it is incumbent that we provide from other sources the amount of revenue so lost or cut appropriations accordingly.

(d) If an addition to the 15 per cent increase suggested and provided for in the submitted measure is desired, then additional revenue of approximately $2,000,000 for each 10 per cent increase enacted or $1,000,000 for each 5 per

cent increase enacted must be provided from other sources by the General Assembly.

(e) Under present conditions, if such an increase is desired, about the only practicable source is an increase of existing rates which are now perilously close to constitutional and prudential levels.

(f) Since, as above pointed out, the elimination of the sales tax feature of the bill would cut out of General Fund revenues near 30 per cent of the total, I have no hesitation in saying that in my judgment the re-enactment of the sales tax is inevitable, and I know of no other dependable field of taxation open to the State in which, under existing constitutional or prudential limitations, such a large sum can be provided.

I do not believe that it is the part of wisdom, nor do I think it in keeping with prevailing sentiment or the necessities of dependable provision that this tax should be at this time abandoned. To do so would paralyze every State activity; most of all our largest General Fund spending agency, the schools. As pointed out in my biennial message, through diversion of the highway surplus we might accomplish the purpose temporarily and for a brief period only, but at the end of this brief period we would find ourselves more distressed and more perplexed than ever. Nor do I think that the burden should be put back on land or taken out of our appropriations for schools, wage earners or other governmental institutions and activities. The resources and information of the Revenue Department and The Budget Bureau as to possible revenue realizations from any suggested measure will be at all times available to you. But frankness compels the suggestion that none has come to our attention which would involve prudent imposition and also promise any very great yield as long as we remain under present constitutional restrictions. The return of reasonable prosperity will put quite a different picture before us. But even in the most improved sections of our State relief necessities, still great, show that we are yet some distance from that happy day.

The choice of methods is yours, of course. If your wisdom suggests a better or more equitable and dependable way to provide for our needs we shall be delighted. If you can find ways to avoid the sales tax or any other tax and provide for these needs we shall not be offended. There is just one point upon which I am insistent and that is, FOR EVERY DOLLAR YOU APPROPRIATE YOU SHOULD LEVY A DOLLAR OF DEPENDABLE TAXES. We can never again afford to run into an unbalanced budget; the experiment has proven too costly; and correspondingly the value of a balanced budget has been demonstrated by our success in obtaining the lowest interest rate in our State's history and the restoration of the State's credit.

Let me repeat—it is imperative that we preserve a balance in our budget, not by way of following a fetish but to protect the entire governmental structure against that collapse which inevitably and invariably follows fiscal instability in state and municipal government and which was upon us prior to the last General Assembly. Not only am I opposed to diversion of highway funds but I wish also to record my most emphatic dissent to each and every suggestion that may be forthcoming either to cut down or fail to make provision for a reasonable advance in our appropriations, as previously

indicated, or to push back on land a part of this burden, or to take it out of the State's credit by failing to meet our obligations, or, last but not least, to take it out of our schools or wage earners.

You will observe also that we have endeavored to meet the demand for some State Unemployment Relief activity through an enlarged highway activity made necessary by deteriorated condition of our highway system. It is earnestly hoped that this special designation and its provision of opportunities for new employments will meet any and all Federal requirements of this score.

With these measures before you, you will be enabled to proceed promptly and patriotically to the task ahead, and I am content to leave the situation in your capable hands.

Respectfully,

J. C. B. Ehringhaus.

January 14, 1935

APPOINTMENT OF PAGES

The Speaker announces the appointment of the following pages:

Frank Batts, Chief Page; J. C. Anderson, David Beard, V. T. Corey, Jr., Page Harris, Kenneth Hauser, Howard McKenzie, Edward Murray, Irving Newsome, Nick Posey, Alfred Ward, Wade Whitaker.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

S. R. 12, joint resolution to authorize and provide for the printing of the Governor's message to the General Assembly.

H. R. 13, joint resolution wishing a speedy recovery for Honorable Dennis G. Brummitt, Attorney General of North Carolina.

H. R. 23, a joint resolution concerning the death of the Honorable Dennis G. Brummitt, Attorney General of the State of North Carolina.

H. B. 22, an act to amend Chapter 579 of Public Laws of 1933 regulating hunting by removing Transylvania County from the provisions thereof.

S. R. 16, a joint resolution concerning the death of the Honorable Dennis G. Brummitt, Attorney General of the State of North Carolina.

On motion of Mr. Stevens, the House adjourns and will meet tomorrow at 12 o'clock, noon.

EIGHTH DAY

House of Representatives,
Thursday, January 17, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend B. F. Gehring of Raleigh.

The courtesies of the floor are extended to: Messrs. Wall C. Ewing of Cumberland County, J. C. Smith of Martin County, and Claude Allen of Granville County, former members of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. R. B. Morphew, for the Committee on Judiciary No. 1.

H. B. 35, a bill to be entitled An act for the relief of the taxpayers of Ashe County during the economic emergency declared to exist.

And

H. B. 36, a bill to be entitled An act to safeguard the Public Funds of Ashe County.

And

H. B. 37, a bill to be entitled An act to increase the jurisdiction of the mayor of West Jefferson, North Carolina, and regulate the fines and forfeitures imposed by the mayor of said town.

And

H. B. 30, a bill to be entitled An act to empower Superior Court Judges in North Carolina in certain cases to sentence persons convicted of capital felonies to life imprisonment.

With favorable reports.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Johnston: H. R. 47, a joint resolution requesting Congress to pass an act authorizing the immediate payment to veterans of the World War the face value of their adjusted service certificates.

On motion of Mr. Johnston the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. O'Berry: H. B. 48, a bill to be entitled An act providing sick leave for the public school teachers of the State.

Referred to the Committee on Education.

And

H. B. 49, a bill to be entitled An act to amend Chapter 120 Public Laws of 1929 and Chapter 562 Public Laws of 1933, so as to make the provisions of the Workmen's Compensation Act applicable to public school teachers.

Referred to the Committee on Insurance.

By Mr. Pickens: H. B. 50, a bill to be entitled An act to amend Section 2, Chapter 262 Public Laws of 1933 relative to investments by guardians of incompetent veterans and of minor children of disabled or deceased veterans.

Referred to the Committee on Judiciary No. 1.

By Mr. Vann: H. B. 51, a bill to be entitled An act to allow county commissioners to appoint tax collectors and to fix the salaries of all county of-

ficials, using as a maximum the present salary as fixed by the Legislature.

Referred to the Committee on Counties, Cities, and Towns.

And

H. B. 52, a bill to be entitled An act to allow county commissioners to consolidate or abolish county offices in order to give the counties less expensive government.

Referred to the Committee on Counties, Cities, and Towns.

By Dr. Douglass: H. B. 53, a bill to be entitled An act to amend Section 2305 of the Consolidated Statutes relating to the legal rate of interest in the State.

Referred to the Committee on Judiciary No. 2.

By Mr. Ervin: H. B. 54, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans, and other containers of dairy products in Mecklenburg County.

Referred to the Committee on Judiciary No. 1.

By Mr. Thompson of Robeson: H. B. 55, a bill to be entitled An act to amend Chapter 521 of the Public Local Laws of 1933 prohibiting the setting of steel traps in Robeson County.

On motion of Mr. Thompson the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sentelle: H. B. 56, a bill to be entitled An act to amend Chapter 375 of Public Laws of 1933 reducing license fees for motor vehicles.

Referred to the Committee on Roads.

By Mr. Carr: H. B. 57, a bill to be entitled An act to increase the salaries of all public school teachers twenty-five per cent.

Referred to the Committee on Salaries and Fees.

And

H. B. 58, a bill to be entitled An act to amend Sections 405 and 406 of Chapter 445 of the Public Laws of 1933, eliminating conditional exemptions and reducing the rate of sales tax from three per cent to two per cent.

Referred to the Committee on Finance.

By Mr. Garrell: H. B. 59, a bill to be entitled An act to repeal Chapter 420 of the Public Local Laws of the Session of 1933 providing for a more efficient auditing of the books and accounts of the offices of Columbus County.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Taylor: H. B. 60, a bill to be entitled An act to amend Section 1, Chapter 73, Public Laws of 1933, relating to rates for semi-trailers towed by passenger cars.

Referred to the Committee on Roads.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 37, a bill to be entitled An act to amend Chapter 459 of the Public Local Laws of 1923, relating to the election of drainage commissioners in Robeson County.

Referred to the Committee on Elections and Election Laws.

S. B. 38, a bill to be entitled An act to provide for the town of Dunn to place an unknown body in a cemetery.

Referred to the Committee on Propositions and Grievances.

S. B. 39, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1933, relating to the open season for hunting quail in Martin County.

On motion of Mr. Horton the bill is placed upon its immediate passage.

Amendments offered by Messrs. Klutz and Clegg are adopted.

As amended the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House Amendments.

On motion of Mr. Cherry the House adjourns and will meet tomorrow at 12 o'clock, noon.

NINTH DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, January 18, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Theodore Partrick of Raleigh.

An indefinite leave of absence is granted to Mr. Jonas of Lincoln County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Vann, for the Committee on Counties, Cities, and Towns.

H. B. 59, a bill to be entitled An act to repeal Chapter 420, Public Local Laws, Session of 1933, providing for a more efficient auditing of the books and accounts of the offices of Columbus County.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Bowie: H. B. 61, a bill to be entitled An act to ratify the postponement of sales of lands for taxes in the county of Ashe, and authorizing the issuing of alias summons in tax foreclosure proceedings.

Referred to the Committee on Judiciary No. 1.

By Mr. Cherry: H. B. 62, a bill to be entitled An act to validate certain indebtedness of the town of Belmont and to authorize the issuance of bonds of said town.

Placed on the Calendar.

By Mr. Morphew: H. B. 63, a bill to be entitled An act abolishing the office of Treasurer of Graham County created under Chapter 28, Section 5, of the Public Local Laws of 1931.

On motion of Mr. Morphew the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 64, a bill to be entitled An act to amend Chapter 146 of the Public Laws of North Carolina, Session of 1931, relative to the validation of sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay the debts of the estate.

Referred to the Committee on Judiciary No. 1.

By Mr. Day: H. B. 65, a bill to be entitled An act to submit to the voters of North Carolina the the question of controlling the sale of whiskey in North Carolina.

Referred to the Committee on Propositions and Grievances.

By Mr. Dees: H. B. 66, a bill to be entitled An act to substitute death by hanging under sentence of law for death by electrocution.

Referred to the Committee on Propositions and Grievances.

By Mr. Hoyle: H. B. 67, a bill to be entitled An act to amend Chapter 67, Public Laws of 1923, to allow married men under twenty-one years of age to renounce rights of curtesy.

Referred to the Committee on Judiciary No. 1.

By Mr. Barbee: H. B. 68, a bill to be entitled An act to repeal Chapter 218, Public Local Laws of 1933 relating to the setting of steel traps in Northampton County.

Referred to the Committee on Game.

By Mr. Bowers: H. B. 69, a bill to be entitled An act for the relief of the taxpayers of Avery County during the economic emergency declared to exist.

Referred to the Committee on Finance.

And

H. B. 70, a bill to be entitled An act to provide for assessment of property in Avery County.

Referred to the Committee on Finance.

By Mr. Page: H. B. 71, a bill to be entitled An act to regulate the terms of Justices of the Peace in Bladen County, to shorten said terms in certain cases, and to provide for the appointment of other Justices.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Henry: H. B. 72, a bill to be entitled An act to reduce the license tax on motor vehicles.

Referred to the Committee on Roads.

By Mr. Lindsey: H. B. 73, a bill to be entitled An act to validate certain school bonds of the county of Rockingham, North Carolina.

Placed on the Calendar.

By Mr. Taylor: H. B. 74, a bill to be entitled An act for the Sheriff of Currituck County to maintain a deputy on Knott's Island in Township of Fruitville in the county of Currituck.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Bryant: H. R. 75, joint resolution to authorize and provide for the printing of the Governor's budget message to the General Assembly.

On motion of Mr. Bryant the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Tatem: H. R. 76, joint resolution of sympathy and respect relative to the death of Mr. J. J. N. Waynick, father of the Honorable Capus M. Waynick, Chairman of the State Highway Commission.

On motion of Mr. Tatem the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. O'Berry: H. R. 77, joint resolution making William Anderson Gardner an honorary page of the House.

On motion of Mr. O'Berry the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 48, a bill to be entitled An act to provide for the election of the Chairman of the Board of County Commissioners by the qualified voters in certain counties.

On motion of Mr. Ervin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 36, a bill to be entitled An act to safeguard the public funds of Ashe County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 37, a bill to be entitled An act to increase the jurisdiction of the Mayor of West Jefferson, North Carolina, and regulate the fines and forfeitures imposed by the Mayor of said town.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 35, a bill to be entitled An act for the relief of the taxpayers of Ashe County during the economic emergency declared to exist.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Barbee, Barker, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Jonas, Jones, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McEachern, McQueen, Norwood, O'Berry, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Wade, White, Williams of Hyde, Woodall—87.

Those voting in the negative are: Mr. Cone—1.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 46, joint resolution relating to the birth of a son to Senator S. F. Teague.

H. B. 43, An act to amend Section 1443, Consolidated Statutes relating to terms of court for Mitchell County.

On motion of Mr. Harris the House adjourns and will meet tomorrow at 10 o'clock, a.m.

TENTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, January 19, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by A. Jordan, member of the Sergeant-at-Arm's division.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messers. Mitchell, Douglass and Thompson of Wake: H. B. 78, a bill to be entitled An act to provide for a new registration of the voters of Wake County.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Gray: H. B. 79, a bill to be entitled An act to repeal Chapter 403 Public Local Laws of 1933, relating to fees of jurors in Clay County.

On motion of Mr. Gray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ray: H. B. 80, a bill to be entitled An act to amend Section 2334 of the Consolidated Statutes relating to the Grand Jury for Macon County.

On motion of Mr. Ray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 81, a bill to be entitled An act to repeal Chapter 5, Public Laws of 1933, relating to the number of aldermen for the Town of Franklin, Macon County.

On motion of Mr. Ray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mrs. Hutchins: H. B. 82, a bill to be entitled An act to repeal Chapter 455 of the Public Local Laws of the Regular Session of 1933, relating to the employment of a farm agent in Yancey County.

Referred to the Committee on Agriculture.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions; which are read the first time and disposed of as follows:

S. B. 22, a bill to be entitled An act authorizing the Board of Commissioners of the Town of Smithfield to donate a lot for the Postoffice.

Referred to the Committee on Judiciary No. 1.

H. R. 47, joint resolution requesting Congress to pass An act authorizing the immediate payment to veterans of the World War the face value of their adjusted service certificates.

Placed on the Calendar for concurrence in the Senate amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 59, a bill to be entitled An act to repeal Chapter 420 Public Local Laws, Session of 1933, providing for a more efficient auditing of the books and accounts of the offices of Columbus County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The Speaker announces the following additions to Committees:

Agriculture—Mr. Warden.

Elections and Election Laws—Mr. Swift.

Commercial Fisheries—Mr. Blount of Beaufort.

Manufactures and Labor—Mr. McDonald.

Roads—Mr. Carr.

Public Welfare—Mr. Mitchell.

On motion of Mr. Bowie the House adjourns in honor of the memory of the birthday of General Robt. E. Lee, and will meet Monday night at 8 o'clock.

ELEVENTH DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, January 21, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Milton A. Barber of the City of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journals of the House from January 9, to January 19, inclusive have been examined and found to be properly recorded.

An indefinite leave of absence is granted to Mr. Warren of Caswell, on account of sickness.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Gardner, for the Committee on Insurance.

H. B. 49, a bill to be entitled An act to amend Chapter 120, Public Laws of 1929, and Chapter 562 Public Laws 1933 so as to make the provisions of the Workmen's Compensation Act applicable to public school teachers.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Garrett: H. B. 83, a bill to be entitled An act amending Chapter 82 Public Laws of 1931, changing the time for holding the November term of the Superior Court of Richmond County to its original date avoiding a conflict with other Courts.

Referred to the Committee on Courts and Judicial Districts.

By Messrs. Alspaugh and Hauser: H. B. 84, a bill to be entitled An act relating to the open season for hunting opossum in Forsyth County.

Referred to the Committee on Game.

By Mr. Bowers: H. R. 85, joint resolution petitioning the present Congress of the United States to enact legislation to increase the price of potatoes so

that the potato farmers of the United States may enjoy a like prosperity now being enjoyed by the wheat, cotton, tobacco and hog farmers of the United States.

Referred to the Committee on Agriculture.

By Messrs. Craig and Sullivan: H. B. 86, a bill to be entitled An act to create a civil service board for the city of Asheville.

On motion of Mr. Sullivan the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Dr. Douglass, Messrs. Mitchell and Thompson of Wake: H. B. 87, a bill to be entitled An act to destroy all present and previous registration books of the city of Raleigh, North Carolina.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Jones and Bryson: H. B. 88, a bill to be entitled An act to amend Section 1 of Chapter 375 of the Public Laws of 1933, relating to the rates for automobiles, trucks, truck-trailers.

Referred to the Committee on Roads.

By Mr. Bowie: H. B. 89, a bill to be entitled An act for the relief of the sheriff of Ashe County.

Referred to the Committee on Judiciary No. 1.

By Messrs. Sullivan and Craig: H. B. 90, a bill to be entitled An act to amend Chapter 275 of the Public Local Laws of 1931, the same being An act to regulate the office of constable of Asheville Township, Buncombe County, North Carolina.

On motion of Mr. Craig the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Mitchell: H. B. 91, a bill to be entitled An act to amend Subchapter 8, Article 24, Section 4348, of the Consolidated Statutes of 1919, pertaining to obscene literature, indecent exposure and lewd dances.

Referred to the Committee on Propositions and Grievances.

By Dr. Douglass: H. B. 92, a bill to be entitled An act to require the State Highway and Public Works Commission to get all gravel and other similar road building material from its own lands or pay full damages to property owners from whose land top soil is removed.

Referred to the Committee on Roads.

By Mr. Mitchell: H. B. 93, a bill to be entitled An act authorizing the State and County Boards of Health to require roving bands or bands of nomads, commonly called Gypsies, declared to be nuisances or menaces to health, to leave municipalities, and providing penalties.

Referred to the Committee on Propositions and Grievances.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 38, a bill to be entitled An act to provide for the Town of Dunn to place an unknown body in a cemetery.

On motion of Mr. McEachern the bill is taken from the Committee on Proposition and Grievances and placed on the Calendar.

Passes its second and third readings, and is ordered enrolled.

H. R. 47, a joint resolution requesting Congress to pass an act authorizing the immedate payment to veterans of the world war the face value of their Adjusted Service Certificates.

For concurrence in the Senate amendment.

On motion of Mr. Johnston the House fails to concur in the Senate amendment and a conference committee is asked for.

The Chair appoints Messrs. Johnston, Cherry, and Hobbs, as Conferees on the part of the House, and the Senate is so notified.

H. B. 35, a bill to be entitled An act for the relief of the taxpayers of Ashe County during the economic emergency declared to exist.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Bowers, Bowie, Brock, Brown, Bryan, Bryson, Cloud, Cook, Cooper, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hoyle, Hutchins, Hyde, Jones, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McDonald, McQueen, Norwood, Page, Palmer, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Sullivan, Swift, Tatem, Taylor, Thomas of Harnett, Thompson of Wake, Thorne, Uzzell, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Woodall—88.

Those voting in the negative are: Messrs. Barker, Blount of Beaufort, Blount of Pitt, Bryant, Cherry, Cone, Crabtree, Ervin, Howard, Johnston, Moody, O'Berry, Paylor, Royster, Stevens, Stone, Thomas of Anson, Tonissen, Vann, Williams of Pasquotank—20.

H. B. 62, a bill to be entitled An act to validate certain indebtedness of the Town of Belmont and to authorize the issuance of bonds of said Town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Brown, Bryant, Bryson, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson,

Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall—102.

Those voting in the negative are: None.

H. B. 73, a bill to be entitled An act to validate certain school bonds of the County of Rockingham, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Brown, Bryant, Bryson, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall—102.

Those voting in the negative are: None.

On motion of Mr. Garrett H. B. 83, a bill to be entitled An act amending Chapter 82, Public Laws of 1931, changing the time for holding the November term of the Superior Court of Richmond County to its original date, avoiding a conflict with other Courts, is taken from the Committee on Courts and Judicial Districts, and placed on the Calendar.

On motion of Mr. Gardner the House adjourns and will meet tomorrow at 12 o'clock, noon.

TWELFTH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, January 21, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Carl Townsend, of the City of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday, has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Messrs. Rufus M. Person of Mecklenburg County and H. G. Connor of Wilson County, former members of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cherry, for the Committee on Finance.

H. B. 45, a bill to be entitled An act providing for certain special tax in Currituck County.

And

H. B. 70, a bill to be entitled An act to provide for assessment of property in Avery County.

With favorable reports.

By Mr. Morphew, for the Committee on Judicary No. 1.

H. B. 89, a bill to be entitled An act for the relief of the Sheriff of Ashe County.

And

H. B. 54, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Mecklenburg County.

And

H. B. 67, a bill to be entitled An act to amend Chapter 67, Public Laws of 1923, to allow married men under twenty-one years of age to renounce rights of curtesy.

And

S. B. 22, a bill to be entitled An act authorizing the Board of Commissioners of the town of Smithfield to donate lot for Postoffice.

With favorable reports.

And

H. B. 61, a bill to be entitled An act to ratify the postponement of sales of lands for taxes in the County of Ashe, and authorizing the issuing of alias summons in tax foreclosure proceedings.

With favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Page: H. B. 94, a bill to be entitled An act to safeguard the public funds of Bladen County.

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Stell: H. B. 95, a bill to be entitled An act to fix the amount of bond of the Clerk of the Superior Court of Washington County.

On motion of Mr. Stell the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Hatcher: H. B. 96, a bill to be entitled An act to consolidate Morganton Township No. 1 and Morganton Township No. 2 in Burke County into one township for taxing purposes.

On motion of Mr. Hatcher the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ervin: H. B. 97, a bill to be entitled An act to amend Chapter 32, Public Laws of 1931, amending Chapter 119. Public Laws of 1929, exempting the Town of Cornelius from the operation of the State Barbers' License Law.

Referred to the Committee on Health.

By Mr. Head: H. B. 98, a bill to be entitled An act validating certain outstanding bonded indebtedness of the Town of Forest City and authorizing the issuance of bonds of said Town to refund such indebtedness.

Referred to the Committee on Finance.

By Mr. Head: H. B. 99, a bill to be entitled An act to repeal Chapter 75 Public-Local Laws of 1933, relating to number an election of County Commissioners of Rutherford County.

Referred to the Committee on Election and Election Laws.

By Messrs. Sentelle, Hobbs, and Cooper: H. B. 100, a bill to be entitled An act to amend Chapter 422, Public Laws of 1933 relative to game.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGES FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:.

S. B. 4, a bill to be entitled An act to amend Consolidated Statutes 3846(bb) relating to State Highway and Public Works Commission, so as to provide for the acquirement of right of way for scenic parkways.

On motion of Mr. Bowie the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 25, a bill to be entitled An act to amend Section 1131(a) of Volume I of the Consolidated Statutes providing for the filing of an amendment extending corporate existence, expired by reason of failure to renew charter.

Referred to the Committee on Judiciary No. 1.

S. R. 31, joint resolution making it mandatory upon the Officers and Departments of the State to give to Members of the General Assembly, if so requested, information within the possession of themselves or their departments.

Referred to the Committee on Propositions and Grievances.

S. B. 61, a bill to be entitled An act relating to the better enforcement of the law against the manufacture, sale, and possession of intoxicating liquors in Iredell County.

Referred to the Committee on Judiciary No. 1.

H. B. 78, a bill to be entitled An act to provide for a new registration of the voters of Wake County.

For concurrence in the Senate amendment.

On motion of Dr. Douglass, the House concurs in Senate amendment and the bill is ordered enrolled.

SPECIAL MESSAGE

SENATE CHAMBER,
TUESDAY, January 22, 1935.

Mr. Speaker:

In compliance with your notice of non-concurrence in the Senate Amendment to House Resolution No. 47, Title, "Joint resolution requesting Congress to pass an act authorizing immediate payment to veterans of the World War the face value of their adjusted service certificates," the President has appointed as Conferees on the part of the Senate, Senators Corey and Weathers.

Respectfully,

LEROY MARTIN,
Principal Clerk of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 83, a bill to be entitled An act amending Chapter 82, Public Laws of 1931, changing the time for holding the November term of the Superior Court of Richmond County to its original date avoiding a conflict with other courts.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 49, a bill to be entitled An act to amend Chapter 120 Public Laws 1929 and Chapter 562 Public Laws 1933, so as to make the provisions of the Workmen's Compensation Act applicable to public school teachers.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 62, a bill to be entitled An act to validate certain indebtedness of the Town of Belmont and to authorize the issuance of bonds of said Town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens,

Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—114.

Those voting in the negative are: None.

H. B. 73, a bill to be entitled An act to validate certain school bonds of the county of Rockingham, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonse, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—114.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 76, Joint resolution of sympathy and respect relative to the death of J. J. N. Waynick, father of Honorable Capus M. Waynick, Chairman of the State Highway Commission.

H. R. 77, Joint resolution making William Anderson Gardner an honorary page of the House.

H. B. 36, An Act to safeguard the public funds of Ashe County.

S. B. 48, An Act to provide for the election of the Chairman of the Board of County Commissioners by the qualified voters in certain counties.

On motion of Mr. Tatem, H. B. 9, a bill to be entitled An act to regulate the license tax on all private passenger motor vehicles, is taken from the Committee on Finance and recommitted to the Committee on Roads.

On motion of Mr. Tatem, H. B. 12, a bill to be entitled An act, to reduce to five dollars the license tax on passenger automobiles not used for hire, is taken from the Committee on Finance and recommitted to the Committee on Roads.

On motion of Mr. Scholl, H. B. 54, a bill to be entitled An act, to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans, and other containers of dairy products in Mecklenburg County, is taken from the Calendar, and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Harris, the House adjourns, and will meet tomorrow at 12 o'clock, noon.

THIRTEENTH DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, January 23, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend C. E. Norman, of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday, has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sparger, for the Committee on Elections and Election Laws.

S. B. 37, a bill to be entitled An act to amend Chapter 459 Public Local Laws of 1923 relating to the election of Drainage Commissioners in Robeson County.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Klutz: H. B. 101, a bill to be entitled An act limiting hours of work of men and women in industry to forty hours a week.

Referred to the Committee on Manufactures and Labor.

And

H. B. 102, a bill to be entitled An act to amend Section 306, Public Laws 1933, relating to personal property tax exemptions.

Referred to the Committee on Finance.

And

H. B. 103, a bill to be entitled An act to exempt motor vehicles owned by the state, county and/or city, and orphanages and church busses from motor license fees.

Referred to the Committee on Roads.

By Mr. Ward: H. B. 104, a bill to be entitled An act to amend Chapter 266 Public Laws of 1933, relating to the fees for registering federal crop liens and federal chattel mortgages.

Referred to the Committee on Agriculture.

By Mr. Funderburk: H. B. 105, a bill to be entitled An act requiring the State Highway and Public Works Commission to take over all county bonded obligations incurred by them for road building purposes.

Referred to the Committee on Finance.

And

H. B. 106, a bill to be entitled An act requiring the State Highway and Public Works Commission to construct, repair and maintain all streets in the cities and towns of the State which are designated as State Highways.

Referred to the Committee on Roads.

And

H. B. 107, a bill to be entitled An act to submit a proposed amendment to Section 2 of Article 10 of the Constitution of North Carolina, exempting homesteads from taxation.

Referred to the Committee on Constitutional Amendments.

By Messrs. Mitchell, Thompson of Wake and Douglass: H. B. 108, a bill to be entitled An act to provide for an election in the city of Raleigh upon the question of having a city manager.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Norwood: H. B. 109, a bill to be entitled An act to repeal Section 7843, Volume II, Consolidated Statutes, relating to promotion of stock raising.

Referred to the Committee on Agriculture.

By Mr. Palmer: H. B. 110, a bill to be entitled An act to amend Section 2334 of the Consolidated Statutes relating to the Grand Jury for Cabarrus County.

On motion of Mr. Palmer the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Palmer: H. B. 111, a bill to be entitled An act to amend Chapter 89 Public Laws of 1931, entitled "An Act to authorize Boards of Commissioners to establish County Courts with criminal jurisdiction."

On motion of Mr. Palmer the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. McQueen: H. B. 112, a bill to be entitled An act to regulate the practices and fees of Justices of the Peace in certain cases in Cumberland County, North Carolina.

On motion of Mr. McQueen the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Bean, Cone and Cook: H. B. 113, a bill to be entitled An act to amend the Consolidated Statutes of North Carolina with reference to the establishment and maintenance of a free employment service.

Referred to the Committee on Manufactures and Labor.

By Mr. Kelly: H. B. 114, a bill to be entitled An act to regulate fishing in Sampson County.

Referred to the Committee on Commercial Fisheries.

And

H. B. 115, a bill to be entitled An act to prevent the sale of fireworks in Sampson County.

Referred to the Committee on Judiciary No. 1.

By Mr. Horton: H. B. 116, a bill to be entitled An act authorizing the Commissioners of Martin County to extend the time of sale for delinquent taxes to the first Monday in December of each year.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Woodall: H. B. 117, a bill to be entitled An act validating certain outstanding bonded indebtedness of the Town of Benson and authorizing the issuance of refunding and funding bonds of said Town.

Referred to the Committee on Finance.

By Mr. Carr: H. B. 118, a bill to be entitled An act to submit a proposed amendment to Section 3 of Article 5 of the Constitution of North Carolina raising the rate of tax on incomes.

Referred to the Committee on Constitutional Amendments.

By Mr. Johnston: H. B. 119, a bill to be entitled An act to validate certain sales of lands for taxes and certificates issued in pursuance thereof.

On motion of Mr. Johnston the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Cooper and Hobbs: H. B. 120, a bill to be entitled An act to fix the compensation of township tax assessors and list takers in New Hanover County.

On motion of Mr. Cooper the bill is placed upon its immedate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER,
January 23, 1935.

Mr. Speaker:

It is ordered that a message be sent to the House of Representatives informing that Honorable Body that the Senate has adopted the conferees' report on House Resolution No. 47, title, "Joint resolution requesting Congress to pass an act authorizing the immediate payment to Veterans of the World War the face value of their adjusted service certificates," and when your Body adopts a similar report, you may order the bill enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 61, a bill to be entitled An act to ratify the postponement of sales of lands for taxes in the county of Ashe, and authorizing the issuing of alias summons in tax foreclosure proceedings.

As amended, the bill passes its second and third readings, and is ordered engrossed.

H. B. 89, a bill to be entitled An act for the relief of the Sheriff of Ashe County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 22, a bill to be entitled An act authorizing the Board of Commissioners of the Town of Smithfield to donate a lot for a postoffice.

Passes its second and third readings, and is ordered enrolled.

H. B. 67, a bill to be entitled An act to amend Chapter 67, Public Laws of 1923, to allow married men under twenty-one years of age to renounce rights of curtesy.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 45, a bill to be entitled An act providing for certain special taxes in Currituck County.

As amended, the bill remains on the Calendar for its second reading.

CONFERENCE COMMITTEES' REPORT

Report of Conference Committee on House Bill 47 entitled "A joint resolution requesting Congress to pass an act authorizing the immediate payment to veterans of the World War the face value of their adjusted service certificates."

The conferees recommend that the Senate do recede from its two amendments, and the following amendments are adopted in lien thereof.

Insert in line three of Section 1 after the word "legislation" the following: "that does not impair the government's credit."

ARTHUR B. COREY,
CARROLL WEATHERS,
Senate Conferees.
R. G. CHERRY,
C. C. JOHNSTON,
J. C. HOBBS,
House Conferees.

On motion of Mr. Cherry the Report is adopted, and the House having received a message from the Senate with the information that that Body had adopted a similar report, the Senate is notified of the House action, and the bill is ordered enrolled.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 86, An Act to create a civil service board for the city of Asheville.

S. B. 4, An Act to amend Consolidated Statutes 3846 (bb) relating to State Highway and Public Works Commission, so as to provide for the acquirement of right of way for scenic parkways.

S. B. 38, An Act to provide for the town of Dunn to place an unknown body in a cemetery.

H. B. 90, An Act to amend Chapter 275 Public-Local Laws of 1931, the same being An Act to regulate the office of constable of Asheville Township, Buncombe County, North Carolina.

H. B. 78, An Act to provide for a new registration of the voters of Wake County.

On motion of Mr. Harris the House adjourns and will meet tomorrow at 12 o'clock, noon.

FOURTEENTH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, January 24, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Oscar Jones of Raleigh.

Mr. Cooper for the Committee on the Journal, reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cone, for the Committee on Manufactures and Labor.

H. B. 113, a bill to be entitled An act to amend the Consolidated Statutes of North Carolina with reference to establishment and maintenance of a free employment service.

The Committee on Manufactures and Labor recommend that the bill be recommitted to the Committee on Appropriations.

It is so ordered.

By Mr. McEachern, for the Committee on Propositions and Grievances.

H. B. 29, a bill to be entitled An act to prohibit the manufacture, sale, possession, and use of slot machines, gambling apparatus, and devices.

And

H. B. 91, a bill to be entitled An act to amend Sub-chapter 8, Article 24, Section 4348 of the Consolidated Statutes of 1919, pertaining to obscene literature, indecent exposure and lewd dances.

And

H. B. 93, a bill to be entitled An act authorizing the State and County Boards of Health to require roving bands, or bands of nomads, commonly called Gypsies, declared to be nuisances or menaces to health, to leave municipalities, and providing penalties.

And

S. R. 31, a joint resolution making it mandatory upon the officers and departments of the State to give to members of the General Assembly, if so requested, information within the possession of themselves or their departments.

With favorable reports.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 71, a bill to be entitled An act to regulate the terms of Justices of the Peace in Bladen County to shorten said terms in certain cases and to provide for the appointment of other Justices.

And

H. B. 116, a bill to be entitled An act authorizing the Commissioners of Martin County to extend the time of sale for delinquent taxes to the first Monday in December of each year.

And

H. B. 74, a bill to be entitled An act for the Sheriff of Currituck County to maintain a Deputy on Knotts Island in the Township of Fruitville in the county of Currituck.

With favorable reports.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 64, a bill to be entitled An act to amend Chapter 146 of the Public Laws of North Carolina, Session 1931, relative to the validation of sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay debts of the estate.

With a favorable report.

And

H. B. 54, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, cans, crates and other containers of dairy products in Mecklenburg County.

With a favorable report as amended.

By Mr. Tatem, for the Committee on Roads.

H. R. 6, joint resolution memorializing the Congress of the United States to aid in curbing into reckless operation of motor vehicles by providing for the patrol of the United States Highways and Post-roads.

And

H. B. 92, a bill to be entitled An act to require the State Highway and Public Works Commission to get all gravel and other similar road building material from its own lands or pay full damage to property owners from whose land top soil is removed.

With unfavorable reports.

And

H. B. 106, a bill to be entitled An act requiring the State Highway and Public Works Commission to construct, repair and maintain all streets in the cities and towns of the State which are designated as State Highways.

With an unfavorable report and on motion of Mr. Tatem the bill is recommitted to the Committee on Roads.

ENGROSSED BILLS

Mr. Palmer, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 61, a bill to be entitled An act to ratify the postponement of sales of lands for taxes in the county of Ashe, and authorizing the issuing of alias summons in tax foreclosure proceedings. (Applicable also to Graham and Hyde counties.)

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Cooper: H. B. 121, a bill to be enttiled An act to amend the Consolidated Statutes of North Carolina, relative to the operation of motor vehicles without license.

Referred to the Committee on Roads.

By Mr. McEachern: H. B. 122, a bill to be entitled An act to authorize, direct and empower the North Carolina Highway and Public Works Commission to acquire the Wrights Memorial and Nags Head bridges.

Referred to the Committee on Roads.

By Mr. Horton: H. B. 123, a bill to be entitled An act to amend Chapter 252 Public Laws 1931 relating to payment of criminal costs before a Justice of Peace in Martin County.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 124, a bill to be entitled An act to prohibit the setting of steel traps in Martin County.

Referred to the Committee on Game.

By Mr. Cooper: H. B. 125, a bill to be entitled An act to increase salaries of public school employees, highway employees, and prison employees thirty per cent, effective January 1, 1935.

Referred to the Committee on Appropriations.

By Messrs. Sullivan and Craig: H. B. 126, a bill to be entitled An act to amend Chapter 249, Public Laws 1925, the same being An act declaring all transfers and assignments of claims against the State of North Carolina or any department, bureau, commission or any State Institution void before the auditing and allowance of such claim, and the issuance of a warrant for the payment thereof.

Referred to the Committee on Judiciary No. 2.

By Mr. Bowie: H. B. 127, a bill to be entitled An act to amend Chapter 546 of the Public-Local Laws of Session of 1933, relative to fixing open season for game in Ashe County.

Referred to the Committee on Game.

By Mr. Williams of Hyde: H. B. 128, a bill to be entitled An act to re-enact Section 1745 of Consolidated Statutes of 1919, to validate judgments under which sales of contingent remainders have been made.

Referred to the Committee on Judiciary No. 1.

By Mr. Blount of Beaufort: H. B. 129, a bill to be entitled An act to amend Chapter 246, Private Laws 1907 relating to the Charter of the town of Belhaven, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Kelly: H. B. 130, a bill to be entitled An act to amend Section 4 of Chapter 422 of the Public Laws of 1933, same being Section 2141 (ii) of the Consolidated Statutes, fixing the open season for game in Sampson and Duplin counties.

Referred to the Committee on Game.

By Mr. Gray: H. B. 131, a bill to be entitled An act to validate certain sales of lands for taxes and certificates issued in pursuance thereof in Clay County.

Referred to the Committee on Finance.

By Mr. Cook: H. B. 132, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof.

Referred to the Committee on Finance.

By Mr. Ragan: H. B. 133, a bill to be entitled An act to repeal Chapter 226 Public Laws 1933, relating to election of municipal officers in the town of Asheboro.

Referred to the Committee on Elections and Election Laws.

By Messrs. Carr and Hauser: H. B. 134, a bill to be entitled An act to reduce the fee for registration and licensing of motor vehicles forty per cent, with certain exemptions.

Referred to the Committee on Roads.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time, and disposed of as follows:

S. B. 68, a bill to be entitled An act to amend Chapter 145 of the Public-Local and Private Laws of 1925; amending the duties of the Clerk of the Superior Court of Rowan County, governing the receiverships of less than one hundred dollars.

Referred to the Committee on Judiciary No. 2.

S. B. 71, a bill to be entitled An act relating to the fees of non-salaried officers in Yadkin County.

Referred to the Committee on Salaries and Fees.

S. B. 75, a bill to be entitled An act to amend Chapter 386 of the Public Laws of 1909 and fixing the fees of the trial justice and Prosecuting Attorney for the Rowan County Court.

Referred to the Committee on Salaries and Fees.

S. B. 76, a bill to be entitled An act to permit the County Board of Education of Guilford County, North Carolina, to dispose of certain property without offering the same at public auction.

Referred to the Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 37, a bill to be entitled An act to amend Chapter 459 Public-Local Laws 1923 relating to the election of Drainage Commissioners in Robeson County.

Passes its second and third readings, and is ordered enrolled.

H. B. 45, a bill to be entitled An act providing for certain special tax in Currituck County.

As amended the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount

of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Moody, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—111.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 22, An Act authorizing the Board of Commissioners of the town of Smithfield to donate lot for postoffice.

H. B. 83, An Act amending Chapter 82 Public Laws of 1931 changing the time for holding the November term of the Superior Court of Richmond County to its original date avoiding a conflict with other courts.

H. B. 95, An Act to fix the amount of bond of the Clerk of the Superior Court of Washington County.

H. B. 96, An Act to consolidate Morganton Township No. 1 and Morganton Township No. 2 in Burke County into one township for taxing purposes.

On motion of Mr. Gardner the House adjourns, and will meet tomorrow at 12 o'clock, noon.

FIFTEENTH DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, January 25, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend H. Leon Arnold, of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct and the same stands approved.

Leave of absence is granted to Mr. Palmer of Cabarrus County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Eagle, for the Committee on Agriculture.

H. B. 82, a bill to be entitled An act to repeal Chapter 455 of the Public-Local Laws of the Regular Session 1933, relating to the employment of a Farm Agent in Yancey County.

With a favorable report.

On motion of Mr. Bowie the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 104, a bill to be entitled An act to amend Chapter 266, Public Laws of 1933, relating to the fees for registering federal crop liens and federal chattel mortgages.

With a favorable report.

On motion of Mr. Eagles the bill is placed upon its immediate passage.

Several amendments offered are adopted.

As amended, the bill passes its second and third readings and is ordered engrossed.

And

H. B. 109, a bill to be entitled An act to repeal Section 7843, Volume II, Consolidated Statutes, relating to promotion of stock raising.

With a favorable report.

And

H. R. 85, joint resolution petitioning the present Congress of the United States to enact legislation to increase the price of potatoes so that the potato farmers of the United States may enjoy a like prosperity now being enjoyed by the wheat, cotton, tobacco and hog farmers of the United States.

With a favorable report as amended.

By Mr. Gardner, for the Committee on Insurance.

H. B. 42, a bill to be entitled An act to require fire insurance companies in the State of North Carolina to pay the full amount of the fire insurance policy where there is a total loss by fire.

With an unfavorable report.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 108, a bill to be entitled An act to provide for an election in the city of Raleigh upon the question of having a City Manager.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Rasberry: H. B. 135, a bill to be entitled An act to create November Criminal Term Superior Court of Greene County and to provide for a six months Grand Jury for said County.

Referred to the Committee on Courts and Judicial Districts.

By Messrs. Rasberry and Clegg: H. B. 136, a bill to be entitled An act to establish a sanatorium in Western North Carolina for the treatment of tuberculosis.

Referred to the Committee on Health.

By Mr. Clegg: H. B. 137, a bill to be entitled An act requiring the Solicitor of the Thirteenth Judicial District to make a Calendar for the Criminal Terms of the Superior Court of Moore County and regulating the practice in said Court.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Gardner: H. B. 138, a bill to be entitled An act to amend Chapter 279 Public Laws of 1933, entitled "An Act to provide for the regulation of Workmen's Compensation rates."

Referred to the Committee on Insurance.

By Mr. Rouse: H. B. 139, a bill to be entitled An act to enlarge the powers of guardians.

Referred to the Committee on Judiciary No. 1.

By Mr. Hyde: H. B. 140, a bill to be entitled An act to repeal Chapter 187, Private Laws of 1933, relative to the election of a mayor and board of aldermen of the town of Andrews, Cherokee County, North Carolina.

Referred to the Committee on Judiciary No. 1.

By Mr. Zickler: H. B. 141, a bill to be entitled An act to change the date for municipal elections in the town of Taylorsville, Alexander County.

Referred to the Committee on Elections and Election Laws.

By Mr. Hauser: H. B. 142, a bill to be entitled An act to pension public school teachers who have taught within the State of North Carolina for thirty years or longer.

Referred to the Committee on Education.

By Mr. Ragan: H. B. 143, a bill to be entitled An act to define and set up the boundary lines of the town of Liberty, Randolph County.

Referred to the Committee on Counties, Cities and Towns.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 11, a bill to be entitled An act providing for the acceptance by the Tax Collector of Transylvania County of bonds, notes and matured interest coupons in payment of debt service portion of current and delinquent taxes and in full payment of taxes for the year 1932 and years prior thereto.

On motion of Mr. Henry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 15, a bill to be entitled An act to amend Section 1218 of the Consolidated Statutes, relating to taxes and fees for filing certificates for corporate purposes.

Referred to the Committee on Judiciary No. 2.

S. B. 26, a bill to be entitled An act to correct and clarify typographical errors and named Chapter 460 of the Public-Local Laws of 1931 as it relates to the Pitt County Peace Officers' Protective Association.

Referred to the Committee on Judiciary No. 2.

S. B. 27, a bill to be entitled An act to abolish the office of County Accountant in Montgomery County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 78, a bill to be entitled An act to amend Chapter 201 Private Laws of 1915 relating to taking the tax list in the Town of Warrenton.

Referred to the Committee on Counties, Cities and Towns.

S. R. 87, joint resolution inviting Miss Helen Keller to address a Joint Session of the General Assembly.

On motion of Mr. Bowie the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 40, a bill to be entitled An act to amend Section 1744 of the North Carolina Code relating to procedure for sale of property in which there are remainders to uncertain persons.

Referred to the Committee on Judiciary No. 2.

S. B. 41, a bill to be entitled An act to amend Section 24 of Chapter 569 of the Public-Local Laws of 1913 relating to the office of the Prosecuting Attorney of the city of High Point.

Referred to the Committee on Judiciary No. 2.

S. B. 42, a bill to be entitled An act to amend Chapter 569 of the Public-Local Laws of 1913 relating to the office of the Clerk of the Municipal Court of the city of High Point.

Referred to the Committee on Judiciary No. 2.

S. B. 43, a bill to be entitled An act to amend Chapter 569 of the Public-Local Laws of 1913 relating to the office of the Judge of the Municipal Court of the city of High Point.

Referred to the Committee on Judiciary No. 2.

Senate Substitute for H. B. 81, a bill to be entitled An act to repeal Chapter 5, Private Laws of 1933 relating to the number of aldermen for the town of Franklin, Macon County.

On motion of Mr. Ray the Senate Substitute is adopted and remains on the Calendar.

S. B. 49, a bill to be entitled An act relating to admissibility of evidence in criminal action of abandonment and non-support.

Referred to the Committee on Judiciary No. 1.

S. B. 52, a bill to be entitled An act providing for the acceptance by the Tax Collector of the town of Brevard of bonds, notes and matured interest coupons of said Town in payment of debt service portion of current and delinquent taxes and in full payment of taxes for the year 1931 and years prior thereto and special assessments.

On motion of Mr. Henry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 66, a bill to be entitled An act requiring sufficient notice to be given taxpayers and abolishing the fees of tax collectors in garnishment proceedings for the collection of personal property and poll taxes in Halifax County.

Referred to the Committee on Judiciary No. 1.

S. B. 79, a bill to be entitled An act to enable the Board of Commissioners of Alleghany County to appoint tax collector to collect back taxes for the

years of 1931, 1932 and 1933, and to authorize County Commissioners to accept personal surety bonds for the sheriff of said County.

Placed on the Calendar.

S. B. 10, a bill to be entitled An act relative to the appointment of a Court Reporter for the Superior Courts of Robeson County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 24, a bill to be entitled An act to extend the jurisdiction of the Mayor of the town of Smithfield.

Referred to the Committee on Judiciary No. 1.

S. B. 34, a bill to be entitled An act to amend Section 384 of the Consolidated Statutes providing for restoring burned, lost, destroyed or stolen court records.

Referred to the Committee on Judiciary No. 1.

S. B. 44, a bill to be entitled An act to amend Section 6143 Consolidated Statutes relating to the powers of the Historical Commission to receive gifts for special purposes.

Referred to the Committee on Judiciary No. 2.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 29, a bill to be entitled An act to prohibit the manufacture, sale, possession and use of slot machines, gambling apparatus and devices.

On motion of Mr. McEachern the bill is recommitted to the Committee on Propositions and Grievances.

H. B. 54, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Mecklenburg County.

Committee amendment adopted.

As amended the bill passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 71, a bill to be entitled An act to regulate the terms of Justices of the Peace in Bladen County, to shorten said terms in certain cases, and to provide for the appointment of other Justices.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 74, a bill to be entitled An act for the Sheriff of Currituck County to maintain a Deputy on Knotts Island in the township of Fruitville in the county of Currituck.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 116, a bill to be entitled An act authorizing the Commissioners of Martin County to extend the time of sale for delinquent taxes to the first Monday in December of each year.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. R. 31, joint resolution making it mandatory upon the officers and departments of the State to give to members of the General Assembly, if so

requested, information within the possession of themselves or their departments.

Passes its second and third readings, and is ordered enrolled.

H. B. 64, a bill to be entitled An act to amend Chapter 146 of the Public Laws of North Carolina, Session 1931, relative to the validation of sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay the debts of the estate.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 91, a bill to be entitled An act to amend Sub-chapter 8, Article 24, Section 4348 of the Consolidated Statutes of 1919, pertaining to obscene literature, indecent exposure and lewd dances.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 93, a bill to be entitled An act authorizing the State and County Boards of Health to require roving bands, or bands of nomads, commonly called gypsies, declared to be nuisances or menaces to health, to leave municipalities, and providing penalties.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 45, a bill to be entitled An act providing for certain special tax in Currituck County.

As amended the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Davis, Dobson, Douglass, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hyde, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—104.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 47, Joint Resolution requesting Congress to pass an act authorizing the immediate payment to veterans of the World War the face value of their adjusted service certificates.

H. R. 75, Joint Resolution to authorize and provide for the printing of the Governor's Budget Message to the General Assembly.

S. B. 37, An Act to amend Chapter 459 Public-Local Laws of 1923 relating to the election of drainage commissioners in Robeson County.

H. B. 80, An Act to amend Section 2334 of the Consolidated Statutes relating to the Grand Jury for Macon County.

H. B. 110, An Act to amend Section 2334 of the Consolidated Statutes relating to the Grand Jury for Cabarrus County.

On motion of Mr. Gardner the House adjourns and will meet tomorrow at 10 o'clock, a.m.

SIXTEENTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, January 26, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend A. Jordan, member of the Sergeant-at-Arms Division.

Mr. Cooper for the Committee on the Journal, reports that the Journal of yesterday, has been examined and found correct, and the same stands approved.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 45, a bill to be entitled An act providing for certain special tax in Currituck County.

H. B. 54, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Mecklenburg County. (Applicable also to Pitt County.)

H. B. 104, a bill to be entitled An act to amend Chapter 266, Public Laws of 1933, relating to the fees for registering Federal Crop Liens and Federal Chattel Mortgages.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Senate Substitute for H. B. 81, a bill to be entitled An act to repeal Chapter 5, Private Laws of 1933, relating to the number of aldermen for the town of Franklin, Macon County.

Passes its second and third readings, and is ordered enrolled.

The original bill is laid on the table.

H. B. 108, a bill to be entitled An act to provide for an election in the city of Raleigh upon the question of having a city manager.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 79, a bill to be entitled An act to enable the Board of Commissioners of Alleghany County to appoint Tax Collector to collect back taxes for the years of 1931, 1932, and 1933; and to authorize County Commissioners to accept personal surety bonds for the Sheriff of said County.

Passes its second and third readings, and is ordered enrolled.

On motion of Mr. Cherry the House adjourns, and will meet Monday night at 8 o'clock, p.m.

SEVENTEENTH DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, January 28, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend G. S. Turner of Coats, North Carolina.

Mr. Cooper for the Committee on the Journal, reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Scholl: H. B. 144, joint resolution of the House of Representatives and the Senate memorializing Congress of the United States of America to enact legislation to take the profit out of war.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. McEachern: H. B. 145, a bill to be entitled An act to amend Section 2 of Chapter 125 of the Private Laws of 1901 relating to the Clerk and Treasurer of the town of Raeford.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Jones: H. B. 146, a bill to be entitled An act to allow the residents and citizens of Swain County to fish in certain streams in Swain County without first procuring a county license therefor.

Referred to the Committee on Game.

By Messrs. Jones and Morphew: H. B. 147, a bill to be entitled An act to prohibit the setting of steel traps in Swain and Graham counties.

Referred to the Committee on Game.

By Mr. Sullivan: H. B. 148, a bill to be entitled An act to create a lien upon recoveries in civil actions for personal injuries in favor of sums due for medical attention and/or hospitalization.

Referred to the Committee on Judiciary No. 2.

By Messrs. Sullivan and Craig: H. B. 149, a bill to be entitled An act to enlarge the powers of guardians.

Referred to the Committee on Judiciary No. 2.

By Mr. Sullivan: H. B. 150, a bill to be entitled An act to amend Section 6377 of the Consolidated Statutes pertaining to criminal appearance bonds.

Referred to the Committee on Judiciary No. 2.

By Mr. Bowie: H. B. 151, a bill to be entitled An act to amend Section 26 of Chapter 100 of the Public Laws of the Session of 1929 of the General Assembly of North Carolina, known as the "Executive Budget Act" so as to

make it mandatory upon the Budget Commission to reduce all appropriations *pro tanto* to meet the revenues of the State, and produce in fact a balanced budget.

Referred to the Committee on Appropriations.

And

H. B. 152, a bill to be entitled An act to repeal Section 1037 (E) of Chapter 455 of the Public Laws of the Session of 1931, of North Carolina General Assembly, requiring a certificate of "convenience and necessity" to be issued to any person or corporation before constructing a power plant.

Referred to the Committee on Judiciary No. 1.

By Mr. Gray: H. B. 153, a bill to be entitled An act providing for a special tax levy in Clay County for special purposes.

Referred to the Committee on Judiciary No. 1.

By Mr. Head: H. B. 154, a bill to be entitled An act relating to delinquent taxes for Rutherford County.

Referred to the Committee on Counties, Cities and Towns.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 89, joint resolution to authorize and provide for the printing biennially of the North Carolina (Legislative) Manual.

On motion of Mr. Sink the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 109, a bill to be entitled An act to repeal Section 7843, Volume II, Consolidated Statutes, relating to promotion of stock-raising.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The Chair appoints as a committee on the part of the House to invite Miss Helen Keller to address a Joint Session as provided by S. R. 87, "Joint Resolution inviting Miss Helen Keller to address a Joint Session of the General Assembly," Mrs. Hutchins of Yancey, and Messrs. Ervin of Mecklenburg and Bowie of Ashe.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

S. R. 31, a joint resolution making it mandatory upon the officers and departments of the State to give to members of the General Assembly, if so requested, information within the possession of themselves or their departments.

S. R. 87, a joint resolution inviting Miss Helen Keller to address a Joint Session of the General Assembly.

S. B. 11, An act providing for the acceptance by the Tax Collector of Transylvania County of bonds, notes, and matured interest coupons in payment of debt service portion of current and delinquent taxes and in full payment of taxes for the year 1932 and years prior thereto.

S. B. 52, An Act providing for the acceptance by the Tax Collector of the town of Brevard of bonds, notes and matured interest coupons of said Town in payment of debt service portion of current and delinquent taxes and in full payment of taxes for the year 1931 and years prior thereto and special assessments.

H. B. 63, An Act abolishing the office of treasurer of Graham County created under Chapter 28, Section 5, of the Public-Local Laws of 1931.

S. B. 79, An Act to enable the Board of Commissioners of Alleghany County to appoint a tax collector to collect back taxes for the years of 1931, 1932, and 1933; and to authorize County Commissioners to accept personal surety bond for the Sheriff of said County.

H. B. 81, An Act to repeal Chapter 5, Private Laws of 1933, relating to the number of aldermen for the town of Franklin, Macon County.

On motion of Mr. Dees the House adjourns and will meet tomorrow at 12 o'clock, noon.

EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, January 29, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Dr. T. Z. Koo, of Shanghai, China.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

JOINT SESSION

Pursuant to resolution heretofore adopted, the Sergeant-at-Arms announces the approach of the Senate, and that Body preceded by its officers comes into the House and are assigned seats, Lieutenant Governor Graham at the right of Mr. Speaker Johnson, the purpose of the Joint Assembly being to hear a personal message from Miss Helen Keller.

The Joint Assembly is called to order by Lieutenant Governor Graham, and the approach of Miss Keller is announced.

The Joint Committee of the House and Senate comes into the Hall of the House, acting as escort to Miss Keller, who makes her address to the Joint Assembly.

After the address, on motion of Senator Horton, the Joint Assembly dissolves.

The Senate repairs to its Chamber; and the House resumes consideration of its business.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 139, a bill to be entitled An act to enlarge the powers of guardians.

And

H. B. 153, a bill to be entitled An act providing for a special tax levy in Clay County for special purposes.

And

S. B. 25, a bill to be entitled An act to amend Section 1131 (a) of Volume I of the Consolidated Statutes providing for the filing of an amendment extending corporate existence, expired by reason of failure to renew charter.

And

H. B. 128, a bill to be entitled An act to reënact Section 1745 of the Consolidated Statutes of 1919 to validate judgments under which sales of contingent remainders have been made.

With favorable reports.

And

S. B. 34, a bill to be entitled An act to amend Section 384 of the Consolidated Statutes providing for restoring burned, lost, destroyed or stolen court records.

With a favorable report, as amended.

By Mr. Bean, for the Committee on Salaries and Fees.

S. B. 71, a bill to be entitled An act relating to the fees of non-salaried officers in Yadkin County.

With a favorable report.

By Mr. Cherry, for the Committee on Finance.

H. B. 105, a bill to be entitled An act requiring the State Highway and Public Works Commission to take over all county bonded obligations incurred by them for road building purposes.

With an unfavorable report.

And

H. B. 98, a bill to be entitled An act validating certain outstanding bonded indebtedness of the town of Forest City and authorizing the issuance of bonds of said town to refund such indebtedness.

With a favorable report.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 126, a bill to be entitled An act to amend Chapter 249, Public Laws of 1925, the same being an Act declaring all transfers and assignments of claims against the State of North Carolina or any department, commission, or bureau of any state institution void before the auditing and allowance of such claim, and the issuance of a warrant for the payment thereof.

And

S. B. 68, a bill to be enitled An act to amend Chapter 145 of the Public-Local and Private Laws of 1925; amending the duties of the Clerk of the

Superior Court of Rowan County, governing the receivership of less than one hundred dollars.

With favorable reports.

And

S. B. 42, a bill to be entitled An act to amend Chapter 569 of the Public-Local Laws of 1913 relating to the office of the Clerk of Municipal Court of the city of High Point.

And

S. B. 43, a bill to be entitled An act to amend Chapter 569 of the Public-Local Laws of 1913 relating to the office of the Judge of Municipal Court of the city of High Point.

And

S. B. 41, a bill to be entitled An act to amend Section 24 of Chapter 569 of the Public-Local Laws of 1913 relating to the office of the Prosecuting Attorney of the city of High Point.

With unfavorable reports.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Fenner and Abernathy: H. R. 155, joint resolution requesting that the Congress of the United States, without further delay, pass the Frazier-Lemke Farm Refinance Bill, S. B. 212 and H. R. 2066.

On motion of Mr. Fenner the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

And

H. B. 156, a bill to be entitled An act to amend Section 4, Chapter 422, Public Laws of 1933, relating to open season for raccoon in Nash County.

On motion of Mr. Abernathy the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Hobbs and Cooper: H. B. 157, a bill to be entitled An act to repeal Chapter 92 of the Public-Local Laws of 1933 relating to a Farm Demonstration Agent for New Hanover County.

On motion of Mr. Hobbs the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Barker: H. B. 158, a bill to be entitled An act to amend Article 4 of Chapter 110 of the Consolidated Statutes relating to the practice of optometry.

Referred to the Committee on Judiciary No. 2.

By Messrs. Jones, Ray, Bryson, Gray, Hyde, Morphew, Sullivan, Sherard, Henry, Craig, and Bailey: H. B. 159, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1933 relative to open season on certain game in Swain, Macon, Jackson, Clay, Cherokee, Graham, Buncombe, Haywood, Henderson, and Transylvania counties.

Referred to the Committee on Game.

By Mr. Barnes: H. B. 160, a bill to be entitled An act to amend Section 939 of the Consolidated Statutes providing for procedure in civil actions when the Clerk of the Superior Court in which the action is pending is disqualified to act.

Referred to the Committee on Judiciary No. 1.

And

H. B. 161, a bill to be entitled An act to amend Chapter 185, Public-Local Laws of 1933, relative to maximum salary of the Judge and Solicitor of the General County Court of Wilson County.

Referred to the Committee on Salaries and Fees.

And

H. B. 162, a bill to be entitled An act to amend Chapter 61, Public Laws of 1931, relating to the practice of law by the Judge of the General County Court of Wilson County.

Referred to the Committee on Judiciary No. 1.

By Mr. Meekins: H. B. 163, a bill to be entitled An act to amend Section 1591 of the Consolidated Statutes in order to clarify the rule of procedure relating to the issuance of civil process by Recorders' Courts to counties other than that in which the court is located.

Referred to the Committee on Judiciary No. 2.

By Messrs. Uzzell and Bean: H. B. 164, a bill to be entitled An act to amend Chapter 52 of the Public Laws of 1933, relating to summer school requirements for teachers.

Referred to the Committee on Education.

By Mr. Johnston: H. B. 165, a bill to be entitled An act to release, discharge and remit tax penalties heretofore imposed by the County of Iredell and all municipalities in said County.

Referred to the Committee on Finance.

And

H. B. 166, a bill to be entitled An act to amend Chapter 120, Section 14, Subsection (b) of the Public Laws of 1929 relating to the Workmen's Compensation Act.

Referred to the Committee on Insurance.

And

H. B. 167, a bill to be entitled An act to compensate the members of the Board of Education of Iredell County.

Referred to the Committee on Education.

By Mr. Barker: H. B. 168, a bill to be entitled An act to amend Section 4, Chapter 422, Public Laws of 1933, relating to open season for hunting opossum and raccoon in Durham, Orange, Chatham, Alamance, Person, Granville, and Wake counties.

Referred to the Committee on Game.

By Mr. Gibson: H. B. 169, a bill to be entitled An act to confer civil jurisdiction upon the Recorder's Court for the county of Scotland.

Referred to the Committee on Judiciary No. 1.

By Mr. Spruill: H. B. 170, a bill to be entitled An act to validate tax sales in Bertie County.

On motion of Mr. Spruill the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 30, a bill to be entitled An act to empower Superior Court Judges in North Carolina in certain cases to sentence persons convicted of capital felonies to life imprisonment.

An amendment is offered by Mr. Pickens.

On motion of Mr. Gardner the bill and amendment is laid on the table.

H. R. 85, joint resolution petitioning the present Congress of the United States to enact legislation to increase the price of potatoes so that the potato farmers of the United States may enjoy a like prosperity now being enjoyed by the wheat, cotton, tobacco, and hog farmers of the United States.

A committee amendment is adopted.

As amended, the bill passes its second and third readings, and is ordered engrossed and sent to the Senate.

On motion of Mr. Harris the House adjourns and will meet tomorrow at 12 o'clock, noon.

NINETEENTH DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, January 30, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Fred N. Day of Winston-Salem, North Carolina.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Messrs. J. A. Bridges of Bladen County, Henry Williams of Bladen County, E. G. Flanagan of Pitt County, and J. E. L. Wade of New Hanover County, former members of the House.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. R. 85, joint resolution petitioning the present Congress of the United States to enact legislation to increase the price of potatoes so that the

potato farmers of the United States may enjoy a like prosperity now being enjoyed by the wheat, cotton, tobacco, and hog farmers of the United States.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 129, a bill to be entitled An act to amend Chapter 246, Private Laws of 1907, relating to the charter of the town of Belhaven, North Carolina.

And

H. B. 145, a bill to be entitled An act to amend Section 2 of Chapter 125 of the Private Laws of 1901 relating to the Clerk and Treasurer of the town of Raeford.

With favorable reports.

By Mr. Rouse, for the Committee on Courts and Judicial Districts.

H. B. 123, a bill to be entitled An act to amend Chapter 252 of the Public Laws of 1931 relating to payment of criminal costs before a justice of the peace in Martin County.

And

S. B. 10, a bill to be entitled An act relative to the appointment of a court reporter for the Superior Courts of Robeson County.

With favorable reports.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 19, a bill to be entitled An act to amend Chapter 163 of the Public Laws of 1923, amending Section 1659, Subsection 4 of the Consolidated Statutes so as to limit the right to obtain a divorce on the ground of two years separation to the injured party.

With an unfavorable report.

On motion of Mr. Barnes the bill is recommitted to the Committee on Judiciary No. 1.

By Mr. Sparger, for the Committee on Elections and Election Laws.

H. B. 141, a bill to be entitled An act to change the date for municipal elections in the town of Taylorsville, Alexander County.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Dr. Farrell: H. R. 171, joint resolution directing the Governor to proclaim October 11 of each year "General Pulaski's Memorial Day" for the observance and commemoration of the death of Brigadier General Casimir Pulaski.

Referred to the Committee on Propositions and Grievances.

By Messrs. Page, Brown, Norwood, Farrell, McQueen, Swift, Garrell, Carr, and Cooper: H. B. 172, a bill to be entitled An act to provide State aid for counties in the matter of payment of county road indebtedness.

Referred to the Committee on Roads.

By Dr. Carr: H. B. 173, a bill to be entitled An act to repeal Subsection (g) of Section 215, Chapter 445, Public Laws of 1933, relating to exemption from taxation of stocks in foreign corporations.

Referred to the Committee on Finance.

By Messrs. Fenner and Abernathy: H. B. 174, a bill to be entitled An act to prevent rabies in the State of North Carolina.

Referred to the Committee on Health.

By Messrs. Cooper and Hobbs: H. B. 175, a bill to be entitled An act to establish and provide for the expenses of the annual outing of the Junior Traffic Officers of the city of Wilmington and county of New Hanover.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cooper: H. R. 176, joint resolution requesting an immediate payment of World War Veterans adjusted service certificates.

Referred to the Committee on Finance.

By Mr. Ward: H. B. 177, a bill to be entitled An act to validate certain sales of land for taxes in Craven County and certificates issued in pursuance thereof.

On motion of Mr. Ward the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Vann: H. B. 178, a bill to be entitled An act to repeal Chapter 201 of the Public Laws of 1921 and to remove from the tax listers the duty of gathering the agricultural statistics.

Referred to the Committee on Agriculture.

By Mr. Paylor: H. B. 179, a bill to be entitled An act to appropriate $500.00 as an emergency fund for medical examination and transportation of indigent sick veterans to hospitals.

Referred to the Committee on Appropriations.

By Mr. Jonas, by request: H. B. 180, a bill to be entitled An act to amend Section 1286, Article 8, of the Consolidated Statutes relating to the duties of solicitors with reference to the discharge of state witnesses.

Referred to the Committee on Judiciary No. 1.

By Mr. Kelly: H. B. 181, a bill to be entitled An act to amend Chapter 422, Section 32, Public Laws of 1933, relative to regulating hunting in Sampson County.

Referred to the Committee on Game.

By Mr. Barnes: H. B. 182, a bill to be entitled An act to amend Section 2591 of the Consolidated Statutes, relating to reopening judicial and other sales advanced bid and Section 3243 of the Consolidated Statutes relating to report of partition sales.

Referred to the Committee on Judiciary No. 1.

By Messrs. Taylor and Davis: H. B. 183, a bill to be entitled An act to amend Section 1893 of Volume III of the Consolidated Statutes as amended

by Chapter 106 of the Public Laws of 1933, relating to tax on the fishing industry of the State.

Referred to the Committee on Commercial Fisheries.

By Mr. Craver: H. B. 184, a bill to be entitled An act relating to the compensation of County Commissioners of Yadkin County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Lindsey: H. B. 185, a bill to be entitled An act to repeal the provisions of Section 21, Chapter 4, Public Laws of 1921, Section 1 of Chapter 121, Public Laws of 1925, establishing an additional liability upon stockholders in banking institutions, and to amend Chapter 159, Public Laws of 1933, providing the establishment of a surplus in lieu thereof.

Referred to the Committee on Banks and Banking.

By Mr. Cook: H. B. 186, a bill to be entitled An act for the protection of pedestrians on the sidewalks of the town of Haw River in Alamance County.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

By Mr. Dobson: H. B. 187, a bill to be entitled An act validating certain outstanding bonded indebtedness of the town of Elkin and authorizing the issuance of refunding and funding bonds of said Town.

Referred to the Committee on Finance.

By Mr. Taylor: H. B. 188, a bill to be entitled An act to amend Chapter 35, Public Laws of 1933, relating to fees of deputy sheriffs in Currituck County.

Referred to the Committee on Salaries and Fees.

By Messrs. Abernathy, Fenner, Cooper, and Bailey: H. B. 189, a bill to be entitled An act to amend Chapter 568 Public Laws of 1933, relating to the incorporation and operation of cash depositories in the counties of New Hanover and Haywood and in the town of Bailey, in Nash County.

On motion of Mr. Abernathy the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The following resolution offered by Mr. Scholl of Mecklenburg is adopted:

HOUSE RESOLUTION INVITING HONORABLE JOE GARIBALDI FORMER MEMBER OF THIS HOUSE TO ADDRESS THE HOUSE OF REPRESENTATIVES.

Resolved by the House of Representatives that Honorable Joe Garibaldi, a former member of the House of Representatives be and he hereby is extended an invitation to address the House of Representatives for ten (10) minutes at the Session held on January 30, 1935, and that he be extended the courtesies of the floor of this House.

Pursuant to the foregoing House Resolution, a Committee is appointed to escort Mr. Garibaldi to the front of the center aisle of the House and he is heard.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 8, a bill to be entitled An act relating to the open season for hunting quail and rabbits in Graham and Cherokee counties. (Applicable also to Ashe, Avery, Brunswick, Buncombe, Chowan, Clay, Gates, Henderson, Jackson, Macon, Mitchell, New Hanover, Stokes, Swain and Transylvania counties.)

Placed on the Calendar for concurrence in the Senate amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 71, a bill to be entitled An act relating to the fees of non-salaried officers in Yadkin County.

Passes its second and third readings, and is ordered enrolled.

H. B. 126, a bill to be entitled An act to amend Chapter 249, Public Laws 1925, the same being An act declaring all transfers and assignments of claims against the State of North Carolina or any department, commission, bureau or any State institution void before the auditing and allowance of such claim, and the issuance of a warrant for payment thereof.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 128, a bill to be entitled An act to reënact Section 1745 of the Consolidated Statutes of 1919, to validate judgments under which sales of contingent remainders have been made.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 139, a bill to be entitled An act to enlarge the powers of guardians.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 25, a bill to be entitled An act to amend Section 1131 (a) of Volume I of the Consolidated Statutes providing for the filing of an amendment extending corporate existence, expired by reason of failure to renew Charter.

Passes its second and third readings and is ordered enrolled.

H. B. 153, a bill to be entitled An act providing for a special tax levy in Clay County for special purposes.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craver, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Lumpkin,

Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—108.

Those voting in the negative are: None.

H. B. 98, a bill to be entitled An act validating certain outstanding bonded indebtedness of the town of Forest City and authorizing the issuance of bonds of said Town to refnnd such indebtedness.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craver, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—108.

Those voting in the negative are: None.

On motion of Mr. Ervin, H. B. 30, a bill to be entitled An act to empower Superior Court Judges in North Carolina in certain cases to sentence persons convicted of capital felonies to life imprisonment, is taken from the table, and placed on the Calendar.

On motion of Dr. Douglass, H. B. 53, a bill to be entitled An act to amend Section 2305 of the Consolidated Statutes relating to the legal rate of interest in the State, is taken from the Committee on Judiciary No. 2, and recommitted to the Committee on Banks and Banking.

On motion of Mr. Dees the House adjourns and will meet tomorrow at 12 o'clock, noon.

TWENTIETH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, January 31, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Dr. D. S. Knight, of Durham, North Carolina.

Mr. Cooper for the Committee on the Journal, reports that the Journal of yesterday, has been examined and found correct and the same stands approved.

The courtesies of the floor are extended to Miss Carrie McLean of Mecklenburg County, former member of the House; also to Honorable Cameron Morrison, of Mecklenburg County, former member of the House of Representatives.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Tatem, for the Committee on Roads.

H. B. 16, a bill to be entitled An act to remove the tolls of the Chowan River Bridge by amending Chapter 74 of the Public Laws of 1925.

And

H. B. 17, a bill to be entitled An act to remove all charges and tolls for the use and privileges of using the bridges across the Cape Fear River and North East River at or near the city of Wilmington by amending Chapter 41 of the Public Laws of North Carolina, Session 1927.

With unfavorable reports as to bills, favorable as to Committee Substitutes.

And

H. B. 2, a bill to be entitled An act to amend Chapter 41, Public Laws, 1927, so as to abolish all tolls for the use of the State Highway Bridges over the Cape Fear River and over the North East River at Wilmington, North Carolina.

With an unfavorable report.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 162, a bill to be entitled An act to amend Chapter 61, Public Laws of 1931, relating to the practice of law by the Judge of the General County Court of Wilson County.

And

H. B. 169, a bill to be entitled An act to confer civil jurisdiction upon the Recorder's Court for the county of Scotland.

And

S. B. 66, a bill to be entitled An act requiring sufficient notice to be given taxpayers and abolishing the fees for tax collectors in garnishment proceedings for the collection of personal property and poll taxes in Halifax County.

And

H. B. 182, a bill to be entitled An act to amend Section 2591 of the Consolidated Statutes, relating to reopening judicial and other sales on advance bid and Section 3243 of the Consolidated Statutes, relating to report of partition sales.

And

H. B. 160, a bill to be entitled An act to amend Section 939 of the Consolidated Statutes, providing for procedure in civil actions when the Clerk of Superior Court in which the action is pending is disqualified to act.

And

H. B. 180, a bill to be entitled An act to amend Section 1286, Article 8, of the Consolidated Statutes relating to the duties of Solicitors with reference to the discharge of state witnesses.

With favorable reports.

And

H. B. 115, a bill to be entitled An act to prevent the sale of fire works in Sampson County.

With an unfavorable report as to bill, favorable as to committee substitute.

And

S. B. 61, a bill to be entitled An act relating to the better enforcement of the law against the manufacture, sale and possession of intoxicating liquors in Iredell County.

With an unfavorable report.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

S. B. 15, a bill to be entitled An act to amend Section 1218 of the Consolidated Statutes, relating to taxes and fees for filing certificates for corporate purposes.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Hatcher: H. B. 190, a bill to be entitled An act to amend certain Statutes relating to the salaries of certain officers of Burke County.

On motion of Mr. Hatcher the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sentelle: H. B. 191, a bill to be entitled An act to repeal Chapter 433, Public-Local Laws of 1933, being An Act to validate a settlement between the Board of Commissioners of Brunswick County and the Board of Education.

On motion of Mr. Sentelle the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Hauser: H. B. 192, a bill to be entitled An act to prohibit Justices of the Peace from soliciting official business and/or patronage.

Referred to the Committee on Judiciary No. 1.

And

H. B. 193, a bill to be entitled An act to create and establish a uniform schedule of fees to be charged by Justices of the Peace.

Referred to the Committee on Salaries and Fees.

And

H. B. 194, a bill to be entitled An act to prescribe the manner of election and number of Justices of the Peace.

Referred to the Committee on Elections and Election Laws.

By Mr. Pickens: H. B. 195, a bill to be entitled An act to amend the Consolidated Statutes 2594, relative to the cancellation of mortgages and deeds of trust.

Referred to the Committee on Judiciary No. 2.

By Mr. Warden: H. B. 196, a bill to be entitled An act to allow the voters of Alleghany County to elect their Superintendent of Public Instruction and Board of Education by popular vote.

Referred to the Committee on Education.

By Mr. Bailey: H. B. 197, a bill to be entitled An act for the relief of the school bus drivers of Haywood County and Canton City Schools System and to supplement their salary and to charge the same to current expense fund of Board of Education of said County.

On motion of Mr. Bailey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Bryant and Barker: H. B. 198, a bill to be entitled An act to amend Chapter 220 of the Public-Local Laws of 1929, the same being An Act to create a Peace Officers Relief Fund for the city and county of Durham.

On motion of Mr. Bryant the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Palmer: H. B. 199, a bill to be entitled An act to amend H. B. 110, entitled "An Act to amend Section 2334 of the Consolidated Statutes, relating to the Grand Jury of Cabarrus County" ratified on January 25, 1935, relating to selection of a Grand Jury for Cabarrus County.

On motion of Mr. Palmer the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Thomas of Harnett: H. B. 200, a bill to be entitled An act to abolish the Recorder's Court of Dunn and to amend Chapter 602 of the Public-Local Laws of 1913 creating a Recorder's Court of Harnett County.

Referred to the Committee on Courts and Judicial Districts.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 5, a bill to be entitled An act authorizing the city of Southport and the county of Brunswick to establish a Port Commission for the said City and County, to prescribe the duties of the said Commission and to authorize the said City and County to coöperate with the said Commission in carrying out the purposes and intentions of this act.

Referred to the Committee on Judiciary No. 2.

S. B. 58, a bill to be entitled An act to promote public health, safety, morals, and general welfare by prohibiting the promotion, conduct and participation in marathon dance contests, walkathon contests, and similar physical endurance contests either of walking or dancing.

Referred to the Committee on Health.

H. B. 156, a bill to be entitled An act to amend Section 4, Chapter 422, Public Laws 1933, relating to open season for raccoon in Nash County.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 59, a bill to be entitled An act to amend Chapter 422, Public Laws of 1933, relating to game.

On motion of Mr. Sentelle the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 70, a bill to be entitled An act to provide for assessment of property in Avery County.

As amended, the bill passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 123, a bill to be entitled An act to amend Chapter 252, Public Laws 1931 relating to payment of criminal costs before a Justice of Peace in Martin County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 141, a bill to be entitled An act to change the date for municipal elections in the town of Taylorsville, Alexander County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 145, a bill to be entitled An act to amend Section 2 of Chapter 125 of the Private Laws of 1901 relating to the clerk and treasurer of the town of Raeford.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 10, a bill to be entitled An act relative to the appointment of a court reporter for the Superior Courts of Robeson County.

Passes its second and third readings, and is ordered enrolled.

S. B. 68, a bill to be entitled An act to amend Chapter 145 of the Public Local and Private Laws of 1925; amending the duties of the Clerk of the Superior Court of Rowan County, governing the receivership of less than one hundred dollars.

An amendment offered by Mr. Bean is adopted.

As amended, the bill passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 30, a bill to be entitled An act to empower Superior Court Judges in North Carolina in certain cases to sentence persons convicted of capital felonies to life imprisonment.

An amendment offered by Mr. Pickens is lost.

The question now recurs upon the passage of the bill on its second reading. On this Mr. Ervin calls for the "ayes" and "noes." The call is sustained and the bill fails to pass its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Blount of Pitt, Bowers, Brock, Bryan, Cloud, Cone, Cooper, Crabtree, Craver, Douglass, Gibson, Gray, Hatcher, Hauser, Head, Hoyle, Hyde, Jonas, Klutz, Lumpkin, Mitchell, Morphew, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Royster, Scholl, Sherard, Sprinkle, Spruill, Thomas of Anson, Vann, Williams of Hyde—38.

Those voting in the negative are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cook, Craig, Cross, Davis, Day, Dees, Dobson, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Henry, Hobbs, Horton, Howard, Hutchins, Jones, Kelly, Kendrick, Lee, Leggett, Moody, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Rouse, Sentelle, Sink, Sparger, Stell, Sullivan, Swift, Tatem, Taylor, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Wade, Warden, White, Williams of Pasquotank, Wilson, Woodall, Zickler—69.

The following pairs are announced:

Mr. Barnes with Mr. Stone. Were Mr. Stone present he would vote "no." Mr. Barnes would vote "aye."

Mr. Ervin with Mr. Lindsey. Were Mr. Lindsey present he would vote "no." Mr. Ervin would vote "aye."

H. B. 98, a bill to be entitled An act validating certain outstanding bonded indebtedness of the town of Forest City and authorizing the issuance of bonds of said town to refund such indebtedness.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Vann, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—111.

Those voting in the negative are: None.

H. B. 153, a bill to be entitled An act providing for a special tax levy in Clay County for special purposes.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Vann, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—111.

Those voting in the negative are: None.

H. B. 129, a bill to be entitled An act to amend Chapter 246. Private Laws 1907, relating to the charter of the town of Belhaven, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsley, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Vann, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—111.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 89, Joint Resolution to authorize and provide for the printing biennially of the North Carolina (Legislative) Manual.

H. R. 155, Joint Resolution requesting that the Congress of the United States, without further delay, pass the Frazier-Lemke Farm Refinance bill, S. 212 and H. R. 2066.

S. B. 25, An act to amend Section 1131 (a) of Volume I of the Consolidated Statutes providing for the filing of an amendment extending corporate existence, expired by reason of failure to renew charter.

S. B. 39, An act to amend Chapter 422 Public Laws 1933 relating to the open season for hunting quail in Martin, Buncombe and Catawba counties.

S. B. 71, An act relating to the fees of non-salaried officers in Yadkin County.

H. B. 108, An act to provide for an election in the city of Raleigh upon the question of having a city manager.

H. B. 111, An act to amend Chapter 89, Public Laws of 1931, entitled "An Act to authorize boards of commissioners to establish county courts with criminal jurisdiction."

On motion of Mr. Lumpkin the House adjourns, and will meet tomorrow at 12 o'clock, noon.

TWENTY-FIRST DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, February 1, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend A. H. Cox, of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Messrs. G. J. Thurston of Johnston County, W. R. Dosher of New Hanover County, and Claude Allen of Granville County, former members of the House.

On motion of Mr. Harris the courtesies of the Hall of the House of Representatives are extended to Mrs. Johnson, the mother of the Speaker of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 184, a bill to be entitled An act relating to the compensation of County Commissioners of Yadkin County.

And

H. B. 154, a bill to be entitled An act relating to delinquent taxes for Rutherford County.

And

S. B. 78, a bill to be entitled An act to amend Chapter 201, Private Laws of 1915 relating to taking the tax list in the town of Warrenton.

With favorable reports.

And

H. B. 51, a bill to be entitled An act to allow county commissioners to appoint tax collectors and to fix the salaries of all county officials, using as a maximum the present salary as fixed by the Legislature.

And

H. B. 52, a bill to be entitled An act to allow all county commissioners to consolidate or abolish county officers in order to give the counties less expensive government.

And

S. B. 27, a bill to be entitled An act to abolish the office of County accountant in Montgomery County.

With unfavorable reports.

By Mr. Carr, for the Committee on Health.

H. B. 136, a bill to be entitled An act to establish a sanatorium in Western North Carolina for the treatment of tuberculosis.

With a favorable report and on motion of Mr. Bowie the bill is recommitted to the Committee on Appropriations.

And

S. B. 58, a bill to be entitled An act to promote public health, safety, morals, and general welfare by prohibiting the promotion, conduct, and participation in marathon dance contests, walkathon contests, and similar physical endurance contests either of walking or dancing.

With a favorable report.

By Mr. Cherry, for the Committee on Finance.

H. B. 117, a bill to be entitled An act validating certain outstanding bonded indebtedness of the town of Benson, and authorizing the issuance of refunding and funding bonds of said Town.

And

H. B. 131, a bill to be entitled An act to validate certain sales of lands for taxes and certificates issued in pursuance thereof in Clay County.

With favorable reports.

By Mr. Sullivan, for the Committee on Elections and Election Laws.

H. B. 133, a bill to be entitled An act to repeal Chapter 226 of the Public Laws of 1933 relating to election of municipal officers in the town of Asheboro.

With a favorable report.

And

In the matter of the contest of the seat of Dr. Charles R. Zickler.

To the Speaker and Members of the House of Representatives of the General Assembly of North Carolina for the Session of 1935.

The Committee on Elections and Election Laws, to whom was referred the notice of contest served on Dr. Charles R. Zickler by John F. Woodfin, Contestant, under Section 6095 of the Consolidated Statutes of 1919, do report as follows:

"That, after due notice to each of the parties, your Committee heard both parties and granted such additional time for hearing as each requested and received records, evidence, and affidavits from each, each party being represented by Counsels, and after hearing all the evidence of said parties by the full Committee, the Chairman appointed a Subcommittee of three to take all the evidence submitted by both parties and report their findings of fact to the full Committee, and the Subcommittee after full and due investigation thereof submitted to the full Committee the following report:

" 'We, the undersigned Subcommittee appointed by your Committee to examine the affidavits and evidence submitted to the Committee by the con-

testants in the above entitled matter and report our findings of fact to the full Committee, do hereby report as follows:

" 'That while your Subcommittee had some doubt as to the efficiency of the notice of contest served upon Dr. Zickler by the contestants, yet your Committee preferred to go into the evidence submitted by both parties and base their report on the facts and finding upon its merits, which your Committee has done and report the following:

" 'That, after carefully examining all affidavits, records, and evidence submitted by both parties, it is the unanimous opinion of the Subcommittee that the Contestor, John F. Woodfin, has not submitted sufficient evidence to overcome the prima facie right of Dr. Zickler to his seat as a member of the House of Representatives as made out by the Certificate of Election issued by the County Board of Elections of Alexander County under and by virtue of Section 5986 of the Consolidated Statutes of 1918 of North Carolina, and we recommend to the full Committee that Dr. Zickler be declared to be the duly elected member of the General Assembly of North Carolina from Alexander County at the regular election in said County on the sixth day of November of 1934'."

That upon the coming in of the report of the Subcommittee, the full Committee—after due consideration—adopted the report of the Subcommittee, and the Committee on Elections and Election Laws report and recommend to the General Assembly the adoption and ratification of the report of the Subcommittee and of the full Committee, and that this Body declared Dr. Charles R. Zickler the duly elected member from the county of Alexander to the House of Representatives of the General Assembly of 1935.

On motion of Mr. Sullivan the report is adopted.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 70, a bill to be entitled An act to provide for assessment of property in Avery County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Page: H. B. 201, a bill to be entitled An act to increase the number of county commissioners of Bladen County from three to seven, and to give the Board of County Commissioners additional powers.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 202, a bill to be entitled An act abolishing present Bladen County Health Department and recreating said Health Department.

Referred to the Committee on Health.

By Mr. Garrell: H. B. 203, a bill to be entitled An act to amend Chapter 40, Private Laws of 1905, changing the name of the town of Tabor in Columbus County to Tabor City.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Sullivan and Craig: H. B. 204, a bill to be entitled An act to enable the city of Asheville to build a bridge over the French Broad River and to issue revenue bonds therefor.

Referred to the Committee on Finance.

By Mr. Vann: H. B. 205, a bill to be entitled An act to validate paving assessments in the town of Ahoskie in Hertford County.

Placed on the Calendar.

By Mr. Royster: H. B. 206, a bill to be entitled An act to amend Article 13 of Chapter 1 of the Consolidated Statutes relating to sales of real estate to make assets so as to fix the venue of such proceedings.

Referred to the Committee on Judiciary No. 2.

And

H. B. 207, a bill to be entitled An act to amend Section 34 of the Consolidated Statutes so as to require all executors to give bond unless the testator directs or requests otherwise.

Referred to the Committee on Judiciary No. 2.

By Mr. Sentelle: H. B. 208, a bill to be entitled An act to amend Chapter 523, Public Laws of 1933 providing for the restoration of the Division of Weights and Measures to the Department of Agriculture.

Referred to the Committee on Judiciary No. 2.

By Dr. Carr: H. R. 209, joint resolution requesting that the Congress of the United States without further delay, pass the Frazier-Lemke Farm Refinance Bill, S. 212 and H. R. 2066.

Referred to the Committee on Agriculture.

By Mr. Bailey: H. B. 210, a bill to be entitled An act to increase the members of the Board of County Commissioners of Haywood County from three to five.

On motion of Mr. Bailey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bowers: H. B. 211, a bill to be entitled An act to authorize the Board of Commissioners of Avery County to accept bonds and/or coupons in payment of certain taxes.

Referred to the Committee on Judiciary No. 2.

By Mr. Cone: H. B. 212, a bill to be entitled An act to amend S. B. 538 and S. B. 549 of the Public Laws of North Carolina of 1933 relating to the incorportion of the North Carolina State Thrift Society and the provision for instruction in thrift and saving in the public schools of the State.

Referred to the Committee on Appropriations.

By Mr. Tatem: H. B. 213, a bill to be entitled An act to provide for an emergency appropriation for public roads and bridges.

Referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 109, a bill to be entitled An act to relieve persons summoned to serve as tales jurors in Mecklenburg, Gaston, and Transylvania counties.

Referred to the Committee on Judiciary No. 1.

S. B. 115, a bill to be entitled An act to provide sufficient clerk hire for the Register of Deeds, Clerk of Superior Court, and Sheriff for the operation of Wilkes County.

On motion of Mr. Bowie the bill is placed on the Calendar.

S. B. 121, a bill to be entitled An act to amend S. B. 11 relating to the acceptance by the tax collector of Transylvania County of certain bonds, notes, and interest coupons of said County in payment of certain taxes.

On motion of Mr. Henry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 156, a bill to be entitled An act to amend Section 4, Chapter 422, Public Laws of 1933, relating to open season for raccoon in Nash County.

For concurrence in the Senate amendment.

On motion of Mr. Abernathy the House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 8, a bill to be entitled An act relating to the open season for hunting quail and rabbits in Graham and Cherokee counties. (Applicable also to Ashe, Avery, Brunswick, Chowan, Clay, Gates, Henderson, Jackson, Macon, Mitchell, New Hanover, Stokes, Swain, and Transylvania counties.)

For concurrence in the Senate amendment.

On motion of Mr. Morphew the House fails to concur in the Senate amendment.

The appointment of conferees is postponed indefinitely.

Committee Substitute for H. B. 115, a bill to be entitled An act to prevent the sale of fire works in Sampson County.

The Committee Substitute is adopted.

The question now recurs upon the passage of the Committee Substitute on its second reading.

The Committee Substitute fails to pass its second reading.

Committee Substitute for H. B. 16, a bill to be entitled An act to remove the tolls on the Chowan River Bridge by amending Chapter 74 of the Public Laws of 1925.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the Table.

Committee Substitute for H. B. 17, a bill to be entitled An act to remove all charges and tolls for the use and privilege of using the bridges across the Cape Fear River and North East River at or near the city of Wilmington

by amending Chapter 41 of the Public Laws of North Carolina, Session of 1927.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the Table.

S. B. 34, a bill to be entitled An act to amend Section 384 of the Consolidated Statutes providing for restoring burned, lost, destroyed, or stolen Court records.

As amended, the bill passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 162, a bill to be entitled An act to amend Chapter 61, Public Laws of 1931, relating to the practice of law by the Judge of the General County Court of Wilson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 169, a bill to be entitled An act to confer civil jurisdiction upon the Recorder's Court for the county of Scotland.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 66, a bill to be entitled An act requiring sufficient notice to be given taxpayers and abolishing the fees of tax collectors in garnishment proceedings for the collection of personal property and poll taxes in Halifax County.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 160, a bill to be entitled An act to amend Section 939 of the Consolidated Statutes, providing for procedure in civil actions when the Clerk of the Superior Court in which the action is pending is disqualified to act.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 180, a bill to be entitled An act to amend Section 1286, Article 8, of the Consolidated Statutes relating to the duties of solicitors with reference to the discharge of state witnesses.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 182, a bill to be entitled An act to amend Section 2591 of the Consolidated Statutes, relating to reopening judicial and other sales on advanced bid and Section 3243 of the Consolidated Statutes relating to report of partition sales.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 15, a bill to be entitled An act to amend Section 1218 of the Consolidated Statutes, relating to taxes and fees for filing certificates for corporate purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 129, a bill to be entitled An act to amend Chapter 246, Private Laws of 1907, relating to the charter of the town of Belhaven, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Meekins, Mitchell, Moody, Morphew, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stevens, Sullivan, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—106.

Those voting in the negative are: None.

On motion of Mr. Dees H. B. 183, a bill to be entitled An act to amend Section 1893 of Volume III of the Consolidated Statutes as amended by Chapter 106 of the Public Laws of 1933, relating to tax on the fishing industry of the State, is recalled from the Committee on Commercial Fisheries and placed on the Calendar.

On motion of Mr. Sullivan H. B. 204, a bill to be entitled An act to enable the city of Asheville to build a bridge over the French Broad River and to issue revenue bonds therefor, is recalled from the Committee on Finance and placed on the Calendar.

On motion of Mr. Harris, S. B. 76, a bill to be entitled An act to permit the County Board of Education of Guilford County, North Carolina, to dispose of certain property without offering the same at public auction, is recalled from the Committee on Education and placed on the Calendar.

On motion of Mr. Sentelle S. B. 59, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1933 relative to game, is ordered recalled from the Enrolling Office for further consideration by the House.

On motion of Mr. Bailey H. B. 197, a bill to be entitled An act for the relief of the school bus drivers of Haywood County and Canton City System and to supplement their salary and to charge the same to current expense fund, etc., is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Gardner the House adjourns and will meet tomorrow at 10 o'clock, a.m.

TWENTY-SECOND DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, February 2, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend A. Jordan, member of the Sergeant-at-Arms division.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Morphew: H. B. 214, a bill to be entitled An act relating to open season for hunting quail and rabbits in Graham County.

On motion of Mr. Morphew the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cherry: H. B. 215, a bill to be entitled An act to amend Section 1181, Consolidated Statutes, relating to domestication of foreign corporations.

Referred to the Committee on Finance.

By Mr. Sherard: H. B. 216, a bill to be entitled An act to validate the acts of Boards of County Commissioners of Henderson County relative to the acceptance of certain bonds for taxes.

Referred to the Committee on Judiciary No. 1.

And

H. B. 217, a bill to be entitled An act relating to the collection of certain taxes in Henderson County.

Referred to the Committee on Judiciary No. 1.

By Mr. Henry: H. B. 218, a bill to be entitled An act relating to the officers of Transylvania County.

On motion of Mr. Henry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 95, a bill to be entitled An act amending Section 2354 of Consolidated Statutes requiring the giving of seven days notice to quit in tenancies from week to week in Halifax County.

Referred to the Committee on Judiciary No. 2.

S. B. 97, a bill to be entitled An act to transfer certain unexpended funds to the general fund in the county of Duplin.

Referred to the Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 131, a bill to be entitled An act to validate certain sales of lands for taxes and certificates issued in pursuance thereof in Clay County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 133, a bill to be entitled An act to repeal Chapter 226, Public Laws of 1933, relating to election of municipal officers in the town of Asheboro.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 154, a bill to be entitled An act relating to delinquent taxes for Rutherford County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 184, a bill to be entitled An act relating to the compensation of County Commissioners of Yadkin County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 76, a bill to be entitled An act to permit the County Board of Education of Guilford County, North Carolina, to dispose of certain property without offering the same at public auction.

Passes its second and third readings and is ordered enrolled.

S. B. 78, a bill to be entitled An act to amend Chapter 201 Private Laws of 1915 relating to taking the tax list in the town of Warrenton.

Passes its second and third readings and is ordered enrolled.

S. B. 115, a bill to be entitled An act to provide sufficient clerk hire for the Register of Deeds, Clerk of Superior Court and Sheriff for the operation of Wilkes County.

Passes its second and third readings and is ordered enrolled.

The Speaker announces the following additions to Committees:

To the Committee on Manufactures and Labor: Messrs. Lee, Uzzell, and Bryant.

To the Committee on Appropriations: Mr. Pickens.

On motion of Dr. Douglass the House adjourns and will meet Monday night at 8 o'clock.

TWENTY-THIRD DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, February 4, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Clarence Norman of Raleigh, North Carolina.

Mr. Cooper for the Committee on the Journal, reports that the Journal of yesterday, has been examined and found correct and the same stands approved.

On motion of Mr. Cook, H. B. 186, a bill to be entitled An act for the protection of pedestrians on the sidewalks of the town of Haw River in Alamance County, is ordered recalled from the Senate, for further consideration by the House.

On motion of Mr. Vann, H. B. 154, a bill to entitled An act relating to delinquent taxes for Rutherford County, is ordered recalled from the Senate for further consideration by the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Bowie: H. B. 219, a bill to be entitled An act to repeal Chapter 104 of the Public Laws of the Session of 1929, placing the office of the Sheriff of Ashe County upon a salary basis.

Referred to the Committee on Judiciary No. 1.

And

H. B. 220, a bill to be entitled An act to appoint a jury commission for the county of Ashe.

Referred to the Committee on Judiciary No. 1.

By Mr. Sherard: H. B. 221, a bill to be entitled An act to amend Section 437 of the Consolidated Statutes of North Carolina relating to the limitation of certain actions.

Referred to the Committee on Judiciary No. 1.

And

H. B. 222, a bill to be entitled An act to permit service of summons by publication in certain tax foreclosure suits.

Referred to the Committee on Judiciary No. 2.

By Mr. Garrett: H. B. 223, a bill to be entitled An act to repeal Chapter 342 of the Public-Local Laws of 1933 regulating the cost in criminal actions in the Courts of Justices of the Peace in Richmond County.

Referred to the Committee on Judiciary No. 1.

And

H. B. 224, a bill to be entitled An act to repeal Chapter 467, Public-Local Laws of 1933 relating to issuance of criminal process out of the Justices of Peace Courts for Richmond County.

Referred to the Committee on Judiciary No. 1.

By Dr. Zickler: H. B. 225, a bill to be entitled An act to amend Chapter 163 of the Public-Local Laws of 1933, relating to fees of the Sheriff of Alexander County.

On motion of Dr. Zickler the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Alspaugh and Hoyle: H. B. 226, a bill to be entitled An act to amend Section 8017 of the Consolidated Statutes as amended by Chapter 260 of the Public Laws of 1931 relating to the duties of sheriffs or tax collectors in the preparation of lists of real property sold for taxes.

Referred to the Committee on Judiciary No. 1.

By Messrs. Ervin, Scholl and Tonissen: H. B. 227, a bill to be entitled An act to authorize the Board of County Commissioners of Mecklenburg County to levy additional tax for the support and maintenance of the county tubercular hospital.

Referred to the Committee on Health.

And

H. B. 228, a bill to be entitled An act to repeal certain provisions of Section 1681 of the Consolidated Statutes relating to compensation for damages of persons and property done by dogs in Mecklenburg County.

Referred to the Committee on Judiciary No. 1.

By Mr. McEachern: H. R. 229, joint resolution of the General Assembly of North Carolina providing for a Joint Committee on Reorganization of State Government.

On motion of Mr. McEachern the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGES FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 23, a bill to be entitled An act to permit the Board of Commissioners of the town of Smithfield to remit interest on paving and sidewalk assessments.

On motion of Mr. Lee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

H. B. 186, a bill to be entitled An act for the protection of pedestrians on the sidewalks of the town of Haw River in Alamance County, having been recalled from the Senate, on motion of Mr. Cook the vote by which the bill passed its third reading is reconsidered.

On motion of Mr. Cook the bill is laid on the Table.

H. B. 197, a bill to be entitled An act for the relief of the school bus drivers of Haywood County and Canton City System and to supplement their salary and to charge the same to current expense fund of the Board of Education of said County, having been recalled from the Senate, on motion of Mr. Bailey the vote by which the bill passed its second and third readings is reconsidered, and the bill is placed on the Calendar for its second reading roll call.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 58, a bill to be entitled An act to promote public health, safety, morals and general welfare by prohibiting the promotion, conduct and participation in marathon dance contests, walkathon contests and similar physical endurance contests either of walking or dancing.

Passes its second and third readings and is ordered enrolled.

S. B. 59, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1933, relative to game.

Having been recalled from the Enrolling Office and on motion of Mr. O'Berry, the vote by which the bill passed its third reading is reconsidered.

An amendment offered by Mr. O'Berry is adopted.

As amended, the bill passes its third reading and is ordered sent to the Senate for concurrance in the House amendment.

H. B. 183, a bill to be entitled An act to amend Section 1893 of Volume III of the Consolidated Statutes as amended by Chapter 106 of the Public Laws of 1933, relating to tax on the fishing industry of the State.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 117, a bill to be entitled An act validating certain outstanding bonded indebtedness of the town of Benson and authorizing the issuance of refunding and funding bonds in said Town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hoyle, Hutchins, Hyde, Johnston, Jonas, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—100.

Those voting in the negative are: None.

H. B. 205, a bill to be entitled An act to validate paving assessments in the town of Ahoskie in Hertford County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hoyle, Hutchins, Hyde, Johnston, Jonas, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—100.

Those voting in the negative are: None.

H. B. 204, a bill to be entitled An act to enable the city of Asheville to build a bridge over the French Broad River, and to issue revenue bonds therefor.

On motion of Mr. Craig the bill is recommitted to the Committee on Finance.

H. B. 197, a bill to be entitled An act for the relief of the school bus drivers in Haywood County and Canton City system and to supplement their salary and to charge the same to current expense fund of the Board of Education of said County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Bender, Bowie, Bryan, Bryson, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craver, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Farrell, Fenner, Garrell, Garrett, Gibson, Gray, Hatcher, Hauser, Head, Henry, Hobbs, Hoyle, Hutchins, Hyde, Jonas, Lee, Lindsey, Lumpkin, Moody, Morphew, McDonald, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stevens, Swift, Tatem, Taylor, Thompson of Wake, Tonissen, Uzzell, Vann, White, Williams of Hyde, Wilson, Woodall, Zickler—71.

Those voting in the negative are: Messrs. Alspaugh, Blount of Beaufort, Blount of Pitt, Bryant, Cone, Craig, Cross, Ervin, Falkner, Funderburk, Gardner, Harris, Horton, Johnston, Kendrick, Leggett, Meekins, McCall, McQueen, Rouse, Royster, Sparger, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thorne, Wade, Williams of Pasquotank—29.

STATEMENT BY MEMBER

I object to House Bill 197 introduced by Representative Bailey of Haywood County, designed to supplement the salaries of bus drivers in charge of public school busses upon the following reasons: That it is a dangerous precedent to establish because if the bill should become a law the janitors should be supplemented and, without a question, the teachers should be supplemented, all without a vote of the people as provided in the state wide school bill, and, as I stated from the floor, when this bill passed its first reading, I will offer a bill allowing the Commissioners of Buncombe County and the Buncombe County Board of Education to supplement the salary of every teacher by issuing the necessary levy therefor.

I do not consider this a local bill, but to the contrary I think that it will tend to destroy the state wide eight months school system and, for that reason, I vote NO.

W. A. SULLIVAN.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 10, An Act relative to the appointment of a court reporter for the Superior Courts of Robeson County.

S. B. 15, An Act to amend Section 1218 of the Consolidated Statutes, relating to taxes and fees for filing certificates for corporate purposes.

H. B. 74, An Act for the Sheriff of Currituck County to maintain a deputy on Knotts Island in Township of Fruitville in county of Currituck.

H. B. 62, An Act to validate certain indebtedness of the town of Belmont and to authorize the issuance of bonds of said Town.

H. B. 73, An Act to validate certain school bonds of the county of Rockingham, North Carolina.

H. B. 141, An Act to change the date for municipal elections in the town of Taylorsville, Alexander County.

H. B. 156, An Act to amend Section 4, Chapter 422, Public Laws of 1933, relating to open season for raccoon in Nash and Franklin counties.

H. B. 177, An Act to validate certain sales of land for taxes in Craven County and certificates issued in pursuance thereof.

H. B. 191, An Act to repeal Chapter 433, Public-Local Laws, 1933, being An Act to validate a settlement between the Board of Commissioners of Brunswick County and the Board of Education.

H. B. 198, An Act to amend Chapter 220 of the Public-Local Laws of 1929, the same being An Act to create a peace officers relief fund for the city and county of Durham.

H. B. 199, An Act to amend House Bill 110 entitled An Act to amend Section 2334 of the Consolidated Statutes relating to the Grand Jury of Cabarrus County ratified on January 25, 1935, relating to selection of a Grand Jury for Cabarrus County.

S. B. 121, An Act to amend Senate Bill 11 relating to the acceptance by the tax collector of Transylvania County of certain bonds, notes and interest coupons of said County in payment of certain taxes.

On motion of Mr. Johnston the House adjourns and will meet tomorrow at 12 o'clock, noon.

TWENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, February 5, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Rabbi Frederick Frank of the City of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 219, a bill to be entitled An act to repeal Chapter 104 of the Public-Local Laws of the Session of 1929, placing the office of the Sheriff of Ashe County upon a salary basis.

And

H. B. 192, a bill to be entitled An act to prohibit Justices of the Peace from soliciting official business and/or patronage.

And

H. B. 228, a bill to be entitled An act to repeal certain provisions of Section 1681 of the Consolidated Statutes, relating to compensation for damages to persons and property done by dogs in Mecklenburg County.

And

H. B. 226, a bill to be entitled An act to amend Section 8017 of the Consolidated Statutes as amended by Chapter 260 of the Public Laws of 1931 relating to the duties of sheriffs or tax collectors in the preparation of lists of real property sold for taxes.

And

H. B. 224, a bill to be entitled An act to repeal Chapter 467 of the Public-Local Laws of 1933 relating to issuance of criminal process out of the Justice of Peace Courts for Richmond County.

And

H. B. 223, a bill to be entitled An act to repeal Chapter 342 of the Public-Local Laws of 1933 regulating the costs in criminal actions in the Justice of Peace Courts in Richmond County.

And

H. B. 220, a bill to be entitled An act to appoint a Jury Commission for the county of Ashe.

And

H. B. 109, a bill to be entitled An act to relieve persons summoned to serve as tales jurors in Mecklenburg, Gaston, and Transylvania counties.

And

H. B. 216, a bill to be entitled An act to validate the acts of Boards of County Commissioners of Henderson County relative to the acceptance of certain bonds for taxes.

And

H. B. 217, a bill to be entitled An act relating to the collection of certain taxes in Henderson County.

With favorable reports.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

S. B. 5, a bill to be entitled An act authorizing the city of Southport and the county of Brunswick to establish a Port Commission for the said City and County, to prescribe the duties of the said Commission and to authorize the said City and County to coöperate with the said Commission in carrying out the purposes and intentions of this act.

And

H. B. 150, a bill to be entitled An act to amend Section 6377 of the Consolidated Statutes pertaining to criminal appearance bonds.

And

H. B. 207, a bill to be entitled An act to amend Section 34 of the Consolidated Statutes so as to require all executors to give bond unless the testator directs or requests otherwise.

And

H. B. 211, a bill to be entitled An act to authorize the Board of Commissioners of Avery County to accept bonds and/or coupons in payment of certain taxes.

And

H. B. 206, a bill to be entitled An act to amend Article 13 of Chapter 1 of the Consolidated Statutes relating to sales of real estate to make assets so as to fix the venue of such proceedings.

And

S. B. 95, a bill to be entitled An act amending Section 2354 of the Consolidated Statutes requiring the giving of seven days notice to quit, in tanancies from week to week in Halifax County.

And

H. B. 40, a bill to be entitled An act to amend Chapter 96 of the Public Laws of 1927, being a part of Section 2 relating to widows of Ex-Confederate soldiers.

With favorable reports.

And

S. B. 49, a bill to be entitled An act relating to admissibility of evidence in criminal actions of abandonment and non-support.

And

H. B. 163, a bill to be entitled An act to amend Section 1591 of the Consolidated Statutes in order to clarify the rule of procedure relating to the issuance of civil process by Recorder's Courts to counties other than that in which the court is located.

With unfavorable reports.

And

H. B. 195, a bill to be entitled An act to amend the Consolidated Statutes, Section 2594, relative to cancellation of mortgages and deeds of trust.

With an unfavorable report as to bill, favorable as to Committee Substitute.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 183, a bill to be entitled An act to amend Section 1893 of Volume III of the Consolidated Statutes as amended by Chapter 106 of the Public Laws of 1933, relating to tax on the fishing industry of the State.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Morphew: H. B. 230, a bill to be entitled An act to authorize the losing party in land litigations to recover taxes paid by him or his predecessors in title from the winning party in said litigation who has not piad taxes.

Referred to the Committee on Judiciary No. 1.

By Messrs. O'Berry and Andrews, by request: H. B. 231, a bill to be entitled An act authorizing the issuance of refunding bonds of Wayne County and validating the outstanding bonded indebtedness to be refunded by said bonds.

Placed on the Calendar.

And

H. B. 232, a bill to be entitled An act authorizing the governing agencies in Wayne County to accept bonds and notes in payment of taxes now delinquent.

Referred to the Committee on Finance.

By Messrs. Hobbs and Cooper: H. B. 233, a bill to be entitled An act to appoint members of the Board of Trustees of the Police Pension Fund of Wilmington, North Carolina.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Funderburk: H. B. 234, a bill to be entitled An act to amend Section 65 (a) of Volume III of the Consolidated Statutes relating to payment to clerk of sums not exceeding three hundred dollars due intestates, making the same apply to Union County.

Referred to the Committee on Judiciary No. 2.

And

H. B. 235, a bill to be entitled An act to make the provisions of Section 1864 of Volume III of the Consolidated Statutes relating to depredations of domestic fowl applicable to Union County.

Referred to the Committee on Judiciary No. 2.

By Mr. Meekins: H. B. 236, a bill to be entitled An act to authorize the County Commissioners of Caldwell County to appoint one or more rural policemen.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 237, a bill to be entitled An act fixing the pay of the Commissioners of Caldwell County at five dollars per day.

Referred to the Committee on Salaries and Fees.

By Mr. Hoyle: H. B. 238, a bill to be entitled An act to amend Section 218 (c) Subsection 12 of the Consolidated Statutes of North Carolina as amended by the Public Laws of 1933, Chapter 546, relating to unclaimed deposits in closed banks.

Referred to the Committee on Banks and Banking.

By Messrs. Bryant and Barker: H. B. 239, a bill to be entitled An act to prohibit the sale of fireworks in certain portions of Durham County.

Placed on the Calendar.

By Mr. Cloud: H. B. 240, a bill to be entitled An act to fix the term of office of the Mayor and Commissioners for the city of Saluda and the salary of the Mayor.

On motion of Mr. Cloud the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 241, a bill to be entitled An act to appoint additional members to serve on the Board of Commissioners for Polk County and to fix their salary and term of office.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Sink: H. B. 242, a bill to be entitled An act to amend Chapter 14 of the Private Laws of 1907, relative to the charter of the city of Lexington and to establish a Utilities Commission for said City.

Referred to the Committe on Public Utilities.

By Messrs. O'Berry, Alspaugh, Ward, Tonissen, and Scholl: H. B. 243, a bill to be entitled An act to regulate and control the practice of photography.

Referred to the Committee on Propositions and Grievances.

By Mr. Stone: H. B. 244, a bill to be entitled An act relating to the open season for hunting opossum and squirrels in Rockingham County.

Referred to the Committee on Game.

By Mr. Bryson: H. B. 245, a bill to be entitled An act to aid the collection of back taxes and assessments in the town of Sylva.

Referred to the Committee on Finance.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. R. 129, a resolution to be entitled: Joint resolution of the Senate and House inviting the Chief Forester of the United States to address a Joint Session of the Senate and House at 12 o'clock, noon, on Wednesday, February 6, 1935.

On motion of Mr. Day the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 9, a bill to be entitled An act to regulate the hunting of game in Robeson County.

Referred to the Committee on Game.

S. B. 96, a bill to be entitled An act to amend Section 667 of the Consolidated Statutes relative to the issuance of execution.

Referred to the Committee on Judiciary No. 1.

H. B. 154, a bill to be entitled An act relating to delinquent taxes for Rutherford County, having been recalled from the Senate, on motion of Mr. Vann the vote by which the bill passed its second and third readings is reconsidered.

On motion of Mr. Vann the bill is recommitted to the Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 117, a bill to be entitled An act validating certain outstanding bonded indebtedness of the town of Benson and authorizing the issuance of refunding and funding bonds of said Town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Klutz, Lee, Leggett, Lumpkin, Meekins, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—102.

Those voting in the negative are: None.

H. B. 205, a bill to be entitled An act to validate paving assessments in the town of Ahoskie in Hertford County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Klutz, Lee, Leggett, Lumpkin, Meekins, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—102.

Those voting in the negative are: None.

H. B. 197, a bill to be entitled An act for the relief of the school bus drivers of Haywood County and Canton City System and to supplement their salary and to charge the same to current expense fund of the Board of Education of said County.

On motion of Mr. McQueen the bill is recommitted to the Committee on Education.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 23, An Act to permit the Board of Commissioners of the town of Smithfield to remit interest on paving and sidewalk assessments.

S. B. 58, An Act to promote public health, safety, morals and general welfare by prohibiting the promotion, conduct and participation in marathon

dance contests, walkathon contests and similar physical endurance contests either of walking or dancing.

S. B. 59, An Act to amend Chapter 422 Public Laws of 1933 relative to game.

S. B. 68, An Act to amend Chapter 145 of the Public-Local and Private Laws of 1925, amending the duties of the Clerk of the Superior Court of Rowan County governing the receivership of less than one hundred dollars.

S. B. 76, An Act to permit the County Board of Education of Guilford County, North Carolina, to dispose of certain property without offering the same at public auction.

S. B. 78, An Act to amend Chapter 201 of the Private Laws of 1915 relating to taking the tax list in the town of Warrenton.

S. B. 115, An Act to pay clerk to the Register of Deeds, Clerk of the Superior Court, and Sheriff of Wilkes County.

H. B. 16, An Act to remove the tolls on the Chowan River Bridge by amending Chapter 74 of the Public Laws of 1925.

H. B. 214, An Act relating to open season for hunting quail and rabbits in Graham County.

S. B. 66, An Act requiring sufficient notice to be given taxpayers and abolishing the fees of tax collectors in garnishment proceedings for the collection of personal property and poll taxes in Halifax County.

H. B. 17, An Act to remove all charges and tolls for the use and privilege of using the bridges across the Cape Fear River and North East River at or near the city of Wilmington by amending Chapter 41 of the Public Laws of North Carolina, Session of 1927.

On motion of Mr. Harris the House adjourns in honor of the memory of Reverend Theodore Partrick, who died this day in the city of Raleigh, and on motion of Dr. Douglass will meet tomorrow at 12 o'clock, noon.

TWENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, February 6, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend P. D. Miller of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Messrs. O. B. Moss of Nash County, and Gibson James of Pender County, former members of the House.

JOINT SESSION

Pursuant to resolution heretofore adopted, the Sergeant-at-Arms announces the approach of the Senate, and that Body preceded by its officers comes into the House and are assigned seats, Lieutenant Governor Graham at the right of Mr. Speaker Johnson, the purpose of the Joint Assembly being to

hear a personal message from Mr. F. A. Silcox, Chief Forester of the United States.

The Joint Assembly is called to order by Lieutenant Governor Graham, and the approach of Mr. Silcox is announced.

The Joint Committee of the House and Senate comes into the Hall of the House, acting as escort to Mr. Silcox, who makes his address to the Joint Assembly.

After the address, on motion of Mr. Harris, the Joint Assembly dissolves.

The Senate repairs to its Chamber, and the House resumes consideration of its business.

On motion of Mr. McCall, S. B. 9, a bill to be entitled An act to regulate the hunting of game in Robeson County, is recalled from the Committee on Game and is placed on the Calendar.

On motion of Mr. Sullivan, S. B. 49, a bill to be entitled An act relating to admissibility of evidence in criminal actions of abandonment and non-support, is taken from the unfavorable Calendar, and recommitted to the Committee on Judiciary No. 2.

On motion of Mr. Jones, H. B. 146, a bill to be entitled An act to allow the residents and citizens of Swain County to fish in certain streams in Swain County without first procuring a county license therefor, is recalled from the Committee on Game and placed on the Calendar.

On motion of Mr. Jones, H. B. 147, a bill to be entitled An act to prohibit the setting of steel traps in Swain and Graham counties, is recalled from the Committee on Game, and placed on the Calendar.

On motion of Mr. Taylor, H. B. 183, a bill to be entitled An act to amend Section 1893 of Volume III, of Consolidated Statutes, as amended by Chapter 106 of Public Laws of 1933 relating to tax on the fish industry of the State, is ordered recalled from the Senate for further consideration by the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports acompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Public Utilities.

H. B. 242, a bill to be entitled An act to amend Chapter 14, of the Private Laws of 1907, relating to the Charter of the city of Lexington and to establish a Utilities Commission for said City.

With a favorable report.

By Mr. Gardner, for the Committee on Insurance.

H. B. 138, a bill to be entitled An act to amend Chapter 279, of the Public Laws of 1931 entitled "An Act to provide for the regulation of workmen's compensation rates."

With a favorable report.

By Mr. Cherry, for the Committee on Finance.

H. B. 173, a bill to be entitled An act to repeal Subsection (g) of Section 215, Chapter 445 Public Laws of 1933, relating to exemption from taxation of stocks in foreign corporations.

And

H. R. 176, joint resolution requesting an immediate payment of World War Veterans adjusted service certificates.

With unfavorable reports.

H. B. 215, a bill to be entitled An act to amend Section 1181, of the Consolidated Statutes, relating to domestication of foreign corporations.

And

H. B. 187, a bill to be entitled An act validating certain outstanding bonded indebtedness of the town of Elkin and authorizing the issuance of refunding and funding bonds of said Town.

With favorable reports.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introdnced, read the first time and disposed of as follows:

By Mr. Klutz: H. B. 246, a bill to be entitled An act to amend Chapter 559, of the Public Laws of 1933, remitting tax penalties in Catawba County.

Referred to the Committee on Finance.

By Mr. Brock: H. B. 247, a bill to be entitled An act to vest in United States Commissioners the same powers to take acknowledgment of deeds and other instruments as are now vested in a notary public.

Referred to the Committee on Judiciary No. 2.

And

H. B. 248, a bill to be entitled An act to amend Chapter 84, of the Public-Local Laws of 1921 relating to the salary of the Deputy Sheriff of Davie County.

Referred to the Committee on Salaries and Fees.

By Mr. Sink: H. B. 249, a bill to be entitled An act providing for the control and operation of the Lexington City Administrative Unit and for vesting title to public school property in a Board of Education.

On motion of Mr. Sink the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Harris: H. B. 250, a bill to be entitled An act to validate certain bonds and notes of the town of Roxboro and authorizing the issuance of refunding and funding bonds of said Town.

Placed on the Calendar.

By Messrs. Ward and Lindsey: H. B. 251, a bill to be entitled An act to provide for the erection of markers at points of historic interest along the public highways.

Referred to the Committee on Appropriations.

By Mr. Sherard: H. B. 252, a bill to be entitled An act to amend Chapter 175, of the Public-Local Laws of 1931 relating to special sinking funds of Henderson County.

Referred to the Committee on Finance.

And

H. B. 253, a bill to be entitled An act to authorize the Board of Commissioners of Henderson County to accept bonds and coupons in payment of certain taxes.

Referred to the Committee on Finance.

And

H. B. 254, a bill to be entitled An act to authorize the Board of County Commissioners of Henderson County to accept title to real property on which is due delinquent taxes.

Referred to the Committee on Finance.

By Mr. Wade: H. B. 255, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1933 relating to game laws in Carteret County.

On motion of Mr. Wade the bill is placed upon its immediate passage.

Rules suspended.

Passed first reading.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Stone and O'Berry: H. B. 256, a bill to be entitled An act to amend Section 341 of the Consolidated Statutes relative to release of company from liability.

Referred to the Committee on Insurance.

By Mr. Williams of Hyde: H. B. 257, a bill to be entitled An act to make the highways, public roads, and city streets within this State safer for travel.

Referred to the Committee on Judiciary No. 1.

By Mr. Swift: H. B. 258, a bill to be entitled An act to place Mrs. W. R. Spainhour of Watauga County, widow of W. R. Spainhour, a Confederate Veteran, on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Bryson: H. B. 259, a bill to be entitled An act to amend Chapter 177 of the Private Laws of 1889, and Chapter 274 of the Private Laws of 1907, relating to the town of Dillsboro, Jackson County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Eagles: H. B. 260, a bill to be entitled An act to protect the Custodial State Institutions in the care of their wards.

Referred to the Committee on Penal Institutions.

By Messrs. McEachern and Eagles: H. B. 261, a bill to be entitled An act to provide for the recordation of waivers, assignments and subordinates of landlord's liens for rent and advances.

Referred to the Committee on Judiciary No. 2.

And

H. B. 262, a bill to be entitled An act to amend Chapter 87, of the Public Laws of 1921, as amended by Chapter 350, of the Public Laws of 1933, relating to coöperative organizations and extending the provisions thereof to associations engaged in producing and to permit associations to hold stock in financing corporations.

Referred to the Committee on Finance.

And

H. B. 263, a bill to be entitled An act to authorize the recordation of any agricultural lien and/or chattel mortgage and/or waiver, subordination or as-

signment of landlord's lien executed to the Government of the United States, or any department or officer thereof, the Reconstruction Finance Corporation, the Land Bank Commissioner, the Federal Farm Mortgage Corporation, any corporation organized under the Farm Credit Act of 1933, and amendments thereto, or any corporation which rediscounts notes or other obligations with or procure loans from a Federal Intermediate Credit Bank without proof or acknowledgment of the execution thereof or order of registration.

Referred to the Committee on Judiciary No. 2.

By Mr. Ray: H. B. 264, a bill to be entitled An act to validate sales of lands for taxes by the county of Macon and the several incorporated towns therein.

Referred to the Committee on Finance.

By Mr. Rasberry: H. B. 265, a bill to be entitled An act to validate sales of real estate for taxes for the years 1931 and 1933 inclusive, in Greene County and municipalities therein, and to extend the time for action to foreclose certificates of sale.

Referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 93, a bill to be entitled An act to validate certain waterworks bonds by the town of Burgaw, Pender County, North Carolina.

Referred to the Committee on Finance.

S. B. 126, a bill to be entitled An act to authorize the Board of Aldermen of the town of Lincolnton to refund and adjust certain payment of taxes due the Lincolnton Graded School District.

Placed on the Calendar.

H. B. 139, a bill to be entitled An act to enlarge the powers of guardians.

Placed on the Calendar for concurrence in the Senate amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 211, a bill to be entitled An act to authorize the Board of Commissioners of Avery County to accept bonds and/or coupons in payment of certain taxes.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 216, a bill to be entitled An act to validate the acts of Boards of County Commissioners of Henderson County relative to the acceptance of certain bonds for taxes.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 217, a bill to be entitled An act relating to the collection of certain taxes in Henderson County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 219, a bill to be entitled An act to repeal Chapter 104 of the Public-Local Laws of the Session of 1929, placing the office of the Sheriff of Ashe County upon a salary basis.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 40, a bill to be entitled An act to amend Chapter 96, of the Public Laws of 1927, being a part of Section 2 relating to widows of Ex-confederate Soldiers.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 239, a bill to be entitled An act to prohibit the sale of fireworks in certain portions of Durham County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 220, a bill to be entitled An act to appoint a Jury Commission for the county of Ashe.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 224, a bill to be entitled An act to repeal Chapter 467 Public-Local Laws of 1933 relating to issuance of criminal processes out of the Justice of Peace Courts for Richmond County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 223, a bill to be entitled An act to repeal Chapter 342 of the Public-Local Laws of 1933 regulating the cost in criminal action in the Courts of Justice of the Peace in Richmond County.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 228, a bill to be entitled An act to repeal certain provisions of Section 1681 of the Consolidated Statutes, relating to compensation for damages to persons and property done by dogs in Mecklenburg County.

As amended, the bill passes its second and third readings, and is ordered engrossed.

H. B. 150, a bill to be entitled An act to amend Section 6377 of the Consolidated Statutes pertaining to criminal appearance bonds.

On motion of Dr. Douglass, the bill is laid on the Table.

H. B. 192, a bill to be entitled An act to prohibit Justices of the Peace soliciting official business and/or patronage.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

S. B. 9, a bill to be entitled An act to regulate the hunting of game in Robeson County.

Passes its second and third readings, and is ordered enrolled.

S. B. 95, a bill to be entitled An act amending Section 2354 of the Consolidated Statutes requiring the giving of seven days notice to quit, in tenancies from week to week in Halifax County.

Passes its second and third readings, and is ordered enrolled.

S. B. 109, a bill to be entitled An act to relieve persons summoned to serve as tales jurors in Mecklenburg, Gaston, and Transylvania counties.

As amended, the bill passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 206, a bill to be entitled An act to amend Article 13 of Chapter 1 of the Consolidated Statutes relating to sales of real estate to make assets so as to fix the venue of such proceedings.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 207, a bill to be entitled An act to amend Section 34 of the Consolidated Statutes so as to require all executors to give bond unless the testator directs or requests otherwise.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 231, a bill to be entitled An act authorizing the issuance of refunding bonds of Wayne County, and validating the outstanding bonded indebtedness to be refunded by said refunding bonds.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—112.

Those voting in the negative are: None.

S. B. 5, a bill to be entitled An act authorizing the city of Southport and the county of Brunswick to establish a Port Commission for the said City and County, to prescribe the duties of the said Commission, and to authorize the said City and County to coöperate with the said Commission in carrying out the purposes and intentions of this act.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page,

Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—112.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 129, Joint Resolution of the Senate and House inviting the Chief Forester of the United States to address a Joint Session of the Senate and House at twelve o'clock, noon, on Wednesday, February 6, 1935.

H. B. 45, An Act providing for certain special tax in Currituck County.

H. B. 59, An Act to repeal Chapter 420 of the Public-Local Laws of the Session of 1933 providing for a more efficient auditing of the books and accounts of the offices of Columbus County.

H. B. 67, An Act to amend Chapter 67, Public Laws of 1923, to allow married men under twenty-one years of age to renounce rights of curtesy.

H. B. 94, An Act to safeguard the public funds of Bladen County.

H. B. 119, An Act to validate certain sales of lands for taxes and certificates issued in pursuance thereof.

H. B. 120, An Act to fix the compensation of township tax assessors and list takers in New Hanover County.

H. B. 126, An Act to amend Chapter 249, Public Laws of 1925 the same being An Act declaring all transfers and assignments of claims against the State of North Carolina or any department, commission, bureau or any State institution void before the auditing and allowance of such claim, and the issuance of a warrant for the payment thereof.

H. B. 170, An Act to validate tax sales in Bertie County.

H. B. 89, An act for the relief of the Sheriff of Ashe County.

On motion of Mr. Crabtree the Chair appoints Messrs. Thomas of Harnett and Crabtree, and the Sergeant-at-Arms, Mr. Brewer, as a Committee to attend the funeral of Judge J. C. Clifford of Harnett County, who died yesterday and on motion of Mr. Thomas of Harnett the House adjourns in respect to the memory of Judge Clifford, and will meet tomorrow at 12 o'clock, noon.

TWENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, February 7, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend A. S. Parker of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct and the same stands approved.

The courtesies of the floor are extended to Messrs. R. L. Phillips of Graham County, Nat S. Crews of Forsyth County, Walter Murphy of Rowan, Ira T. Johnston of Ashe County, Ted Ray of Henderson County, T. L. Creekmore of Wake County, and W. T. Culpepper of Pasquotank County, former members of the House of Representatives.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Lumpkin, for the Committee on Banks and Banking.

H. B. 53, a bill to be entitled An act to amend Section 2305 of the Consolidated Statutes relating to the legal rate of interest in the State.

With an unfavorable report.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 230, a bill to be entitled An act to authorize the losing party in land litigations to recover taxes paid by him or his predecessors in title from the winning party in said litigation who has not paid taxes.

With a favorable report, as amended.

And

S. B. 24, a bill to be entitled An act to extend the jurisdiction of the Mayor of the town of Smithfield.

With an unfavorable report.

And

S. B. 97, a bill to be entitled An act to transfer certain unexpended funds to the general fund in the county of Duplin.

And

S. B. 96, a bill to be entitled An act to amend Section 667 of the Consolidated Statutes relative to the issuance of execution.

And

H. B. 265, a bill to be entitled An act to validate sales of real estate for taxes for the years 1931 to 1933 inclusive, in Greene County and municipalities therein, and to extend the time for action to foreclose certificates of sale.

With favorable reports.

And

H. B. 140, a bill to be entitled An act to repeal Chapter 187 of the Private Laws of 1933, relative to the election of a mayor and board of aldermen of the town of Andrews, Cherokee County, North Carolina.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 257, a bill to be entitled An act to make the highways, public roads, and city streets within this State safer for travel.

Bill reported without prejudice.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

S. B. 49, a bill to be entitled An act relating to admissibility of evidence in criminal actions of abandonment and non-support.

And

H. B. 222, a bill to be entitled An act to permit service of summons by publication in certain tax foreclosure suits.

With unfavorable reports.

By Mr. Sparger, for the Committee on Elections and Election Laws.

H. B. 194, a bill to be entitled An act to prescribe the manner of election and number of Justices of Peace.

With a favorable report.

By Mr. Bryson, for the Committee on Pensions.

H. B. 38, a bill to be entitled An act to amend Section 5168 (q) Volume III of the Consolidated Statutes providing for payment of Confederate pensions quarterly.

With a favorable report.

By Mr. Harris, for the Committee on Education.

H. B. 197, a bill to be entitled An act for the relief of the school bus drivers of Haywood County and Canton City System and to supplement their salary and to charge the same to current expense fund of the Board of Education of said County.

With a favorable report.

By Mr. McEachern, for the Committee on Propositions and Grievances.

H. B. 243, a bill to be entitled An act to regulate and control the practice of photography.

With a favorable report.

And

H. R. 171, joint resolution directing the Governor to proclaim October 11 of each year "General Pulaski's Memorial Day" for the observance and commemoration of the death of Brigadier General Casimir Pulaski.

With an unfavorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 228, a bill to be entitled An act to repeal certain provisions of Section 1681 of the Consolidated Statutes, relating to compensation for damages to persons and property done by dogs in Mecklenburg County. (Applicable also to Stanly County.)

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Craig: H. B. 266, a bill to be entitled An act to reduce the Board of Aldermen of the town of Black Mountain from five (5) to three (3) and to provide compensation for said Board at their option.

Referred to the Committee on Judiciary No. 2.

By Mr. Palmer: H. B. 267, a bill to be entitled An act to amend Chapter 536 of the Public-Local Laws of 1933 relative to taxation of peddlers in Cabarrus and Davidson counties.

On motion of Mr. Palmer the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Tonissen, Scholl, and Ervin: H. B. 268, a bill to be entitled An act to authorize the Board of County Commissioners to refuse to issue licenses and to revoke licenses already issued in Mecklenburg County.

Referred to the Committee on Finance.

And

H. B. 269, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina relating to terms of Superior Court for Mecklenburg County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Wade: H. B. 270, a bill to be entitled An act to authorize the use of county bonds and bonds of Morehead City in the payment of certain delinquent taxes due the said County and Municipality.

Referred to the Committee on Finance.

By Mr. Williams of Hyde: H. B. 271, a bill to be entitled An act to require the liquidation by the Commissioner of Banks of all banking institutions now in receivership in the State Courts, and to make this liquidation mandatory and exclusive.

Referred to the Committee on Banks and Banking.

By Messrs. Cone, Royster, and Cook: H. B. 272, a bill to be entitled An act to provide for and regulate the manufacture, transportation, and sale of malt, brewed and fermented beverages, and to repeal all laws in conflict with this act and to provide for license, excise and sales taxes upon the business of dealing in such beverages.

Referred to the Committee on Judiciary No. 2.

By Mr. Hatcher: H. B. 273, a bill to be entitled An act to provide for a calendar for the criminal Courts of Burke County.

Placed on the Calendar.

By Dr. Carr: H. B. 274, a bill to be entitled An act to raise revenue for the support of the State Government by the imposition of an excise tax upon electric power generated and sold within this State.

Referred to the Committee on Finance.

By Mr. Kelly: H. B. 275, a bill to be entitled An act to elect by the people a board of education for Sampson County.

Referred to the Committee on Education.

By Messrs. Morphew and McQueen: H. B. 276, a bill to be entitled An act to amend Chapter 78 of the Public Laws of North Carolina, Session of 1933, increasing the salaries of Solicitors of Superior Courts.

Referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 77, a bill to be entitled An act to amend Section 766 of the Consolidated Statutes of North Carolina by requiring commissioners appointed by the Courts to give bond in certain cases.

Referred to the Committee on Judiciary No. 1.

S. B. 98, a bill to be entitled An act to permit the Board of Education and the Board of Commissioners of Duplin County to pay the sum of five hundred dollars loaned Faison Special School Taxing District.

Placed on the Calendar.

S. B. 130, a bill to be entitled An act to enable the city of Rocky Mount to make temporary advances to the Rocky Mount Graded School District.

Referred to the Committee on Judiciary No. 1.

H. B. 183, a bill to be entitled An act to amend Section 1893 of Volume III of the Consolidated Statutes as amended by Chapter 106 of the Public Laws of 1933, relating to tax on the fishing industry of this State, having been recalled from the Senate, on motion of Mr. Taylor the vote by which the bill passed its second and third readings is reconsidered.

On motion of Mr. Taylor the bill is recommitted to the Committee on Commercial Fisheries.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 146, a bill to be entitled An act to allow the residents and citizens of Swain County to fish in certain streams in Swain County without first procuring a county license therefor.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 147, a bill to be entitled An act to prohibit the setting of steel traps in Swain and Graham counties.

As amended, the bill passes its second and third readings and is ordered engrossed.

H. B. 226, a bill to be entitled An act to amend Section 8017 of the Consolidated Statutes as amended by Chapter 260 of the Public Laws of 1931 relating to the duties of sheriffs or tax collectors in the preparation of lists of real property sold for taxes.

As amended, the bill passes its second and third readings and is ordered engrossed.

H. B. 138, a bill to be entitled An act to amend Chapter 279 of the Public Laws of 1931 entitled "An Act to provide for the regulation of the workmen's compensation rates.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

Committee Substitute for H. B. 195, a bill to be entitled An act to amend the Consolidated Statutes, Section 2594, relative to the cancellation of mortgages and deeds of trust.

A Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 215, a bill to be entitled An act to amend Section 1181, Consolidated Statutes, relating to domestication of foreign corporations.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 139, a bill to be entitled An act to enlarge the powers of guardians.

For concurrence in the Senate amendment.

On motion of Mr. Rouse the House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 231, a bill to be entitled An act authorizing the issuance of refunding bonds of Wayne County and validating the outstanding bonded indebtedness to be refunded by said refunding bonds.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—110.

Those voting in the negative are: None.

S. B. 5, a bill to be entitled An act authorizing the city of Southport and the county of Brunswick to establish a port commission for said City and County, to prescribe the duties of the said commission and to authorize the said City and County to coöperate with the said commission in carrying out the purposes and intentions of this act.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—110.

Those voting in the negative are: None.

S. B. 126, a bill to be entitled An act to authorize the Board of Aldermen of the town of Lincolnton to refund and adjust certain payment of taxes due the Lincolnton Graded School District.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—110.

Those voting in the negative are: None.

H. B. 187, a bill to be entitled An act validating certain outstanding bonded indebtedness of the town of Elkin and authorizing the issuance of refunding and funding bonds of said Town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—110.

Those voting in the negative are: None.

H. B. 250, a bill to be entitled An act to validate certain bonds and notes of the town of Roxboro and authorizing the issuance of refunding and funding bonds of said Town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Craver, Cross,

Davis, Day, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—110.

Those voting in the negative are: None.

H. B. 242, a bill to be entitled An act to amend Chapter 14 of the Private Laws of 1907, relative to the charter of the city of Lexington and to establish a Utilities Commission for said City.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—110.

Those voting in the negative are: None.

On motion of Mr. Eagles, H. B. 261, a bill to be entitled An act to provide for the recordation of waivers, assignments, and subordinations of landlord's liens for rents and advances, is taken from the Committee on Judiciary No. 2 and recommitted to the Committee on Agriculture.

On motion of Mr. Eagles, H. B. 262, a bill to be entitled An act to amend Chapter 87 of the Public Laws of 1921, as amended by Chapter 350 of the Public Laws of 1933 relative to corporative organization and extending the provisions thereof to associations engaged, is taken from the Committee on Finance and recommitted to the Committee on Agriculture.

On motion of Mr. Eagles, H. B. 263, a bill to be entitled An act to authorize the recordation of any agricultural lien and/or chattel mortgage and/or waiver, subordination, or assignment of landlords' liens executed, is taken from the Committee on Judiciary No. 2 and recommitted to the Committee on Agriculture.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

H. R. 144, Joint Resolution of the House of Representatives and the Senate memorializing the Congress of the United States of America to enact legislation to take the profit out of war.

H. B. 123, An Act to amend Chapter 252 of the Public Laws of 1931 relating to payment of criminal costs before a justice of peace in Martin County.

S. B. 9, An Act to regulate the hunting of game in Robeson County.

S. B. 95, An Act amending Section 2354 of the Consolidated Statutes requiring the giving of seven days notice to quit in tenancies from week to week in Halifax County.

On motion of Mr. Gardner the House adjourns and will meet tomorrow at 11 o'clock a.m.

TWENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, February 8, 1935

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend R. K. Davenport of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cherry, for the Committee on Finance.

H. B. 252, a bill to be entitled An act to amend Chapter 175 of the Public-Local Laws of 1931 relating to special Sinking Funds of Henderson County.

And

H. B. 254, a bill to be entitled An act to authorize the Board of County Commissioners of Henderson County to accept title to real property on which is due delinquent taxes.

And

H. B. 232, a bill to be entitled An act authorizing the governing agencies in Wayne County to accept bonds and notes in payment of taxes now delinquent.

And

H. B. 268, a bill to be entitled An act to authorize the Board of County Commissioners to refuse to issue licenses and to revoke licenses already issued in Mecklenburg County.

And

H. B. 253, a bill to be entitled An act to authorize the Board of Commissioners of Henderson County to accept bonds and coupons in payment of certain taxes.

And

S. B. 93, a bill to be entitled An act to validate certain waterworks bonds by the town of Burgaw, Pender County, North Carolina.

With favorable reports.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 236, a bill to be entitled An act to authorize the County Commissioners of Caldwell County to appoint one or more rural policemen.

And

H. B. 203, a bill to be entitled An act to amend Chapter 40 of the Private Laws of 1905 changing the name of the town of Tabor in Columbus County to Tabor City.

And

H. B. 259, a bill to be entitled An act to amend Chapter 177 of the Private Laws of 1889 and Chapter 274 of the Private Laws of 1907, relating to the town of Dillsboro, Jackson County.

And

H. B. 143, a bill to be entitled An act to define and set up the boundary lines of the town of Liberty, Randolph County.

With favorable reports.

By Mr. Carr, for the Committee on Health.

H. B. 174, a bill to be entitled An act to prevent rabies in the State of North Carolina.

With a favorable report, as amended.

And

H. B. 227, a bill to be entitled An act to authorize the Board of County Commissioners of Mecklenburg County to levy additional tax for the support and maintenance of the County Tubercular Hospital.

With a favorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 147, a bill to be entitled An act to prohibit the setting of steel traps in Swain and Graham counties. (Applicable also to Bladen and Craven counties.)

H. B. 226, a bill to be entitled An act to amend Section 8017 of the Consolidated Statutes as amended by Chapter 260 of the Public Laws of 1931 relating to the duties of sheriffs or tax collectors in the preparation of lists of real property sold for taxes.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Woodall: H. B. 277, a bill to be entitled An act to divide East Banner Township into two townships to be known as North Banner Township and South Banner Township.

Referred to the Committee on Counties, Cities and Towns.

By Dr. Douglass: H. B. 278, a bill to be entitled An act requiring the division of purchase and contract of the State of North Carolina to buy

articles from resident persons, firms and/or corporations unless saving by purchase from non-residents exceeds five per cent.

Referred to the Committee on Finance.

And

H. B. 279, a bill to be entitled An act to amend Section 1020 of the Consolidated Statutes requiring coroners to file statements with the Clerk of Superior Court of monies or other personal effects removed from the body of the deceased.

Referred to the Committee on Judiciary No. 1.

By Mr. Hauser: H. B. 280, a bill to be entitled An act to prohibit the sale and firing of fireworks within half mile of any church in Forsyth County.

Referred to the Committee on Propositions and Grievances.

By Mr. Sprinkle: H. B. 281, a bill to be entitled An act to repeal Chapter 253, of the Public-Local Laws of 1923, relating to exhibition of carnivals in Madison County.

Referred to the Committee on Judiciary No. 2.

By Mr. Ray: H. B. 282, a bill to be entitled An act to prohibit any election in the town of Franklin in Macon County prior to July 1, 1935, for the purpose of issuing bonds of the said town of Franklin.

On motion of Mr. Ray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sullivan: H. B. 283, a bill to be entitled An act to amend Section 2, Chapter 136 of the Public Laws of 1927.

Referred to the Committee on Roads.

And

H. B. 284, a bill to be entitled An act to amend Chapter 205 of the Private Laws of 1929 and Chapter 191 of the Private Laws of 1933, relating to the corporate limits of the city of Asheville, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Howard: H. B. 285, a bill to be entitled An act to enforce payment of poll taxes due by State employees.

Referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 111, a bill to be entitled An act to prescribe the fees for applicants for examination for license from the Board of Law Examiners, and to provide for the compensation of members of the Board of Law Examiners.

Referred to the Committee on Judiciary No. 1.

S. B. 112, a bill to be entitled An act to amend Chapter 210 of the Public Laws of 1933, relating to the compensation of Councillors of the North Carolina State Bar.

Referred to the Committee on Judiciary No. 1.

S. B. 147, a bill to be entitled An act to require a deposit fee of five dollars with the Clerk of the Court of Lincoln County when summons in civil action is issued.

On motion of Mr. Jones the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

H. B. 255, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1933 relating to game laws in Carteret County.

For concurrence in the Senate amendment.

On motion of Mr. Wade the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 154, a bill to be entitled An act to validate the acts of F. L. Potter, Justice of the Peace for Kenansville Township, Duplin County.

On motion of Mr. Carr the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 257, a bill to be entitled An act to make the highways, public roads, and city streets within this State safer for travel.

On motion of Mr. Spruill the bill is laid on the Table.

S. B. 96, a bill to be entitled An act to amend Section 667 of the Consolidated Statutes relative to the issuance of executions.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendments.

S. B. 98, a bill to be entitled An act to permit the Board of Education and the Board of Commissioners of Duplin County to pay the sum of five hundred dollars loaned Faison Special School Taxing District.

Passes its second and third readings and is ordered enrolled.

H. B. 140, a bill to be entitled An act to repeal Chapter 187 of the Private Laws of 1933 relative to the election of a mayor and board of aldermen of the town of Andrews, Cherokee County, North Carolina.

A Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the Table.

H. B. 265, a bill to be entitled An act to validate sales of real estate for taxes for the years 1931 and 1933, inclusive, in Greene County and municipalities therein and to extend the time for action to foreclose certificates of sale.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 273, a bill to be entitled An act to provide for a calendar for the criminal courts of Burke County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 97, a bill to be entitled An act to transfer certain unexpended funds to the general fund in the county of Duplin.

Passes its second and third readings and is ordered enrolled.

H. B. 38, a bill to be entitled An act to amend Section 5168 (q), Volume III of the Consolidated Statutes providing for payment of Confederate pensions quarterly.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 194, a bill to be entitled An act to prescribe the manner of election and number of Justices of the Peace.

On motion of Mr. Johnston the bill is laid on the table.

H. B. 197, a bill to be entitled An act for the relief of the school bus drivers of Haywood County and Canton City System and to supplement their salary and to charge the same to current expense fund of the Board of Education of said County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Pitt, Bowers, Bowie, Brown, Bryson, Carr, Clegg, Cloud, Cook, Craver, Davis, Day, Dobson, Douglass, Ervin, Farrell, Fenner, Garrell, Gibson, Hatcher, Hauser, Head, Henry, Hobbs, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Lee, Leggett, Lumpkin, Meekins, Mitchell, Moody, McCall, McDonald, Norwood, O'Berry, Page, Palmer, Pickens, Rasberry, Ray, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Swift, Taylor, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall, Zickler—76.

Those voting in the negative are: Messrs. Blount of Beaufort, Cherry, Cone, Crabtree, Craig, Cross, Eagles, Gardner, Harris, Horton, Howard, Lindsey, McEachern, McQueen, Rouse, Royster, Sparger, Stone, Sullivan, Thomas of Anson—20.

H. B. 187, a bill to be entitled An act validating certain outstanding bonded indebtedness of the town of Elkin and authorizing the issuance of refunding and funding bonds of said Town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craver, Cross, Day, Dobson, Douglass, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Moody, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Ragan, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger,

Sprinkle, Spruill, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Pasquotank, Woodall, Zickler—92.

Those voting in the negative are: None.

H. B. 242, a bill to be entitled An act to amend Chapter 14 of the Private Laws of 1907 relative to the Charter of the city of Lexington and to establish a Utilities Commission for said City.

Passes third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craver, Cross, Day, Dobson, Douglass, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Moody, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Ragan, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Pasquotank, Woodall, Zickler—92.

Those voting in the negative are: None.

S. B. 126, a bill to be entitled An act to authorize the Board of Aldermen of the town of Lincolnton to refund and adjust certain payments of taxes due the Lincolnton Graded School District.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craver, Cross, Day, Dobson, Douglass, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Moody, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Ragan, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Pasquotank, Woodall, Zickler—92.

Those voting in the negative are: None.

H. B. 250, a bill to be entitled An act to validate certain bonds and notes of the town of Roxboro and authorizing the issuance of refunding and funding bonds of said Town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craver, Cross, Day, Dobson, Douglass, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser,

Head, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Moody, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Ragan, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Pasquotank, Woodall, Zickler—92.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 85, Joint Resolution petitioning the present Congress of the United States to enact legislation to increase the price of potatoes so that the potato farmers of the United States may enjoy a like prosperity now being enjoyed by the wheat, cotton, tobacco, and hog farmers of the United States.

H. B. 82, An Act to repeal Chapter 455 of the Public-Local Laws of the regular Session of 1933, relative to the employment of a farm agent in Yancey County.

H. B. 109, An Act to repeal Section 7843 of Volume II of the Consolidated Statutes relating to promotion of stock raising.

H. B. 139, An Act to enlarge the powers of guardians.

H. B. 157, An Act to repeal Chapter 92 of the Public-Local Laws of 1933 relating to a farm demonstration agent for New Hanover County.

S. B. 34, An Act to amend Section 384 of the Consolidated Statutes providing for restoring burned, lost, destroyed, or stolen Court records.

S. B. 5, An Act authorizing the city of Southport and the County of Brunswick to establish a Port Commission for the said City and County, to prescribe duties of the said Commission and to authorize the said City and County to coöperate with the said Commission in carrying out the purposes and intentions of this Act.

On motion of Mr. Gardner the House adjourns and will meet tomorrow at 10 o'clock, a.m.

TWENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, February 9, 1935.

The Speaker being absent, the House is called to order by Principal Clerk Thad Eure, who calls Mr. Cherry, designated by Speaker Johnson to act as Speaker pro tem. to the Chair.

Prayer by Reverend H. L. Arnold, of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Klutz: H. B. 286, a bill to be entitled An act to amend Section 4410 of the Consolidated Statutes relating to carrying concealed weapons.

Referred to the Committee on Judiciary No. 1.

By Mr. Kelly: H. B. 287, a bill to be entitled An act to prohibit the sale of fireworks in Sampson County.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Thompson of Wake, Mitchell and Douglass.

H. B. 288, a bill to be entitled An act to amend Section 2795 of the Consolidated Statutes of North Carolina relating to ordinances for the public health of the State.

Referred to the Committee on Judiciary No. 1.

And

H. B. 289, a bill to be entitled An act to amend Section 1335 of the Consolidated Statutes of North Carolina relating to the county poor in various counties of the State.

Referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 62, a bill to be entitled An act giving authority to all sheriffs and/or bonded deputies to serve criminal processes, under certain conditions, anywhere in the State.

Referred to the Committee on Judiciary No. 1.

S. R. 127, joint resolution endorsing the "Register Your Baby Campaign" now being conducted in North Carolina.

Referred to the Committee on Propositions and Grievances.

S. B. 134, a bill to be entitled An act to validate certain waterworks bonds by the town of Carolina Beach, New Hanover County, North Carolina.

Referred to the Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 203, a bill to be entitled An act to amend Chapter 40, Private Laws of 1905, changing the name of the town of Tabor in Columbus County to Tabor City.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 232, a bill to be entitled An act authorizing the governing agencies in Wayne County to accept bonds and notes in payment of taxes now delinquent.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 236, a bill to be entitled An act to authorize the County Commissioners of Caldwell County to appoint one or more rural policemen.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 252, a bill to be entitled An act to amend Chapter 175, Public-Local Laws of 1931, relating to special sinking funds of Henderson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 253, a bill to be entitled An act to authorize the Board of Commissioners of Henderson County to accept bonds and coupons in payment of certain taxes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 254, a bill to be entitled An act to authorize the Board of County Commissioners of Henderson County to accept title to real property on which is due delinquent taxes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 259, a bill to be entitled An act to amend Chapter 177 of the Private Laws of 1889 and Chapter 274 of the Private Laws of 1907, relating to the town of Dillsboro, Jackson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 268, a bill to be entitled An act to authorize the Board of County Commissioners to refuse to issue licenses and to revoke licenses already issued in Mecklenburg County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

On motion of Dr. Douglass the House adjourns and will meet Monday night at 8 o'clock, p.m.

TWENTY-NINTH DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, February 11, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend J. H. Shore of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

PETITIONS AND MEMORIALS

The following petition is offered by Dr. McDonald, which on his motion is ordered spread on the Journal:

The Clyde Bolling Post No. 55 of the American Legion at its regular monthly meeting in the Forsyth County Courthouse, at Winston-Salem, North Carolina, on January 10, 1935 upon motion duly made and seconded passed the following resolution:

Whereas, it is evident from the past few years experienced by our school system, that our teachers are underpaid, and due to their financial worries their efficiency has been seriously impaired to the extent that our school children are not being efficiently taught and well cared for, and

Whereas, approximately 99 per cent of our high schools throughout the State of North Carolina will soon be dropped from the standardized list of accredited high schools because they are not open the required time and are operated inefficiently.

Therefore, be it resolved that the Clyde Bolling Post No. 55 of the American Legion petition Department Commander Hubert Olive, the Department Committee and all Legion Posts in the State of North Carolina; the Forsyth County Representatives in the General Assembly, at Raleigh, and said General Assembly, requesting that our school teachers be paid a living wage and that our schools be operated second to none in the United States.

Clyde Bolling Post No. 55,
American Legion
By J. J. HARRIS, Adjutant.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Klutz: H. B. 290, a bill to be entitled An act requiring certain motor vehicles to be equipped with safety glass.

Referred to the Committee on Roads.

By Mr. Crabtree: H. B. 291, a bill to be entitled An act validating acts of the Board of Aldermen of the town of Sanford and authorizing the acceptance of bonds of the town of Sanford in payment of taxes and street paving assessments.

Referred to the Committee on Finance.

By Mr. Gardner: H. B. 292, a bill to be entitled An act to amend Section 4944 of the Consolidated Statutes so as to restrict the license tax exemptions now granted to fairs and associations.

Referred to the Committee on Finance.

And

H. B. 293, a bill to be entitled An act to amend Chapter 120 Public Laws of 1929, the same being known as the Workmen's Compensation Act, and to provide for securing the payment of compensation in certain cases of occupational disease.

Referred to the Committee on Insurance.

By Mrs. Hutchins: H. B. 294, a bill to be entitled An act appointing a Board of Education for Yancey County.

On motion of Mrs. Hutchins the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Jones: H. B. 295, a bill to be entitled An act to amend Chapter 41, Public-Local Laws of 1933, relating to bonds of certain officers in Swain County.

On motion of Mr. Jones the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Lindsey and Stone: H. B. 296, a bill to be entitled An act to amend Section 6394 of the Consolidated Statutes of 1919 to eliminate that part of the Section which exempts certain classes of insurance companies from filing rates.

Referred to the Committee on Insurance.

By Mr. Sherard: H. B. 297, a bill to be entitled An act to aid the collection of back taxes in the city of Hendersonville.

Referred to the Committee on Finance.

By Mr. Bender: H. B. 298, a bill to be entitled An act to allow fish to be taken with nets from Trent River and White Oak River in Jones County during the open season on said fish without payment of fee or tax on nets.

Referred to the Committee on Commercial Fisheries.

And

H. B. 299, a bill to be entitled An act to validate certain sales of land for taxes in Jones County and certificates issued in pursuance thereof.

Referred to the Committee on Finance.

By Messrs. Cooper and Hobbs: H. B. 300, a bill to be entitled An act authorizing the Board of Commissioners of New Hanover County to appropriate money to the Wilmington Port Traffic Association, Incorporated.

On motion of Mr. Hobbs the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bowers: H. B. 301, a bill to be entitled An act to make robbery in certain cases with fire arms a capital felony.

Referred to the Committee on Judiciary No. 2.

And

H. B. 302, a bill to be entitled An act to provide compensation for school children killed and/or injured while riding on a school bus to and from the public schools of the State; and to authorize the State School Commission to set aside certain funds for that purpose out of which medical and hospital expenses and death claims shall be paid.

Referred to the Committee on Appropriations.

And

H. B. 303, a bill to be entitled An act to repeal Chapter 327 of the Public Laws of 1933 relating to Primary Law for candidates for county officers for Avery County.

Referred to the Committee on Elections and Election Laws.

And

H. B. 304, a bill to be entitled An act to authorize the County Commissioners of Avery County to fix, raise, lower or adjust the "Turn Key" fees paid the jailor for prisoners of Avery County.

Referred to the Committee on Salaries and Fees.

And

H. B. 305, a bill to be entitled An act to extend the time for foreclosing tax certificates for certain years for the town of Banner Elk, Avery County, North Carolina.

Referred to the Committee on Finance.

And

H. B. 306, a bill to be entitled An act relating to the appointment of a court reporter for the Superior Courts of Avery County.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 307, a bill to be entitled An act to require all funds of Avery County to be deposited in some bank in Avery County.

Referred to the Committee on Banks and Banking.

And

H. B. 308, a bill to be entitled An act to repeal Chapter 62 Public-Local Laws of 1931, relating to the election of County Commissioners for Avery County.

Referred to the Committee on Elections and Election Laws.

By Messrs. Harris, Bowie and Cherry: H. R. 309, a joint resolution of the House of Representatives and the Senate of North Carolina in answer to a resolution of the General Assembly of the State of Georgia, inviting the State of North Carolina and other States to confer with certain other States with reference to tax matters.

On motion of Mr. Bowie the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 56, a bill to be entitled An act to submit to the voters of McDowell County the question of the retention of the farm demonstration agent for said County.

Referred to the Committee on Education.

S. B. 103, a bill to be entitled An act creating five districts in Pitt County for the election of county commissioners.

Referred to the Committee on Elections and Election Laws.

S. B. 104, a bill to be entitled An act to amend Chapter 22, Private Laws of 1927, with reference to the incorporation of certain churches near the town of Albemarle.

Referred to the Committee on Counties, Cities and Towns.

S. B. 118, a bill to be entitled An act to require the question of the issuance of bonds for the construction of a sewage disposal plant for the city

of Raleigh to be submitted to the voters of said City of Raleigh before issuance of such bonds.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 133, a bill to be entitled An act to amend the Charter of the town of Carolina Beach.

Referred to the Committee on Counties, Cities and Towns.

S. B. 152, a bill to be entitled An act to provide for the election of the Recorder and Prosecuting Attorney of Recorder's Court of Hamlet District of Richmond County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 167, a bill to be entitled An act relating to open season for hunting quail and rabbits in Cherokee County.

On motion of Mr. Hyde the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 143, a bill to be entitled An act to define and set up the boundary lines of the town of Liberty, Randolph County.

Passes its second reading by the following vote and takes its place on the Calendar:

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Cross, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stevens, Stone, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonnissen, Vann, Wade, Ward, Woodall, Zickler—94.

Those voting in the negative are: None.

H. B. 227, a bill to be entitled An act to authorize the Board of County Commissioners of Mecklenburg County to levy additional tax for the support and maintenance of the County Tubercular Hospital.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Cross, Davis, Dees, Dobson, Douglass, Dowtin,

Eagles, Ervin, Falkner, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stevens, Stone, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonnissen, Vann, Wade, Ward, Woodall, Zickler—94.

Those voting in the negative are: None.

S. B. 93, a bill to be entitled An act to validate certain waterworks bonds by the town of Burgaw, Pender County, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Cross, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stevens, Stone, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonnissen, Vann, Wade, Ward, Woodall, Zickler—94.

Those voting in the negative are: None.

H. B. 197, a bill to be entitled An act for the relief of the school bus drivers of Haywood County and Canton City System and to supplement their salary and to charge the same to current expense funds of Board of Education of said County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Pitt, Bowers, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Hatcher, Hauser, Head, Henry, Hobbs, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Lee, Lumpkin, Meekins, Mitchell, Moody, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Swift, Tatem, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Vann, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—89.

Those voting in the negative are: Messrs. Blount of Beaufort, Cross, Harris, Horton, Leggett, Lindsey, McQueen, Royster, Stone, Thomas of Anson—10.

H. B. 174, a bill to be entitled An act to prevent rabies in the State of North Carolina.

The Committee amendment is adopted and the bill remains on the Calendar.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 61, An Act to ratify the postponement of sales of lands for taxes in the county of Ashe, and authorizing the issuing of alias summons in tax foreclosure proceedings. (Applicable also to Graham and Hyde counties.)

H. B. 131, An Act to validate certain sales of lands for taxes and certificates issued in pursuance thereof in Clay County.

H. B. 169, An Act to confer civil jurisdiction upon the Recorders Court for the county of Scotland.

H. B. 180, An Act to amend Section 1286, Article 8, of the Consolidated Statutes relating to the duties of solicitors with reference to the discharge of state witnesses.

H. B. 255, An Act to amend Chapter 422 of the Public Laws of 1933 relating to game laws in Carteret County.

H. B. 282, An Act to prohibit any election in the town of Franklin in Macon County prior to July 1, 1935, for the purpose of issuing bonds of the said town of Franklin.

S. B. 97, An Act to transfer certain unexpended funds to the general fund in the county of Duplin.

S. B. 98, An Act to permit the Board of Education and the Board of Commissioners of Duplin County to pay the sum of Five Hundred Dollars loaned Faison Special School Taxing District.

S. B. 109, An Act to relieve persons summoned to serve as tales jurors in Mecklenburg and Transylvania counties.

S. B. 126, An Act to authorize the Board of Aldermen of the town of Lincolnton to refund and adjust certain payments of taxes due the Lincolnton Graded School District.

S. B. 147, An Act to require a deposit fee of Five Dollars with the Clerk of Court of Lincoln County when summons in civil action is issued.

S. B. 154, An Act to validate the acts of F. L. Potter, Jr., Justice of the Peace of Kenansville Township, Duplin County.

On motion of Mr. Harris the House adjourns and will meet tomorrow at 12 o'clock, noon.

THIRTIETH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, February 12, 1935.

The House meets pursuant to adjournment and is called to order by Principal Clerk Thad A. Eure, in the absence of Mr. Speaker Johnson, who designated Mr. Harris of Person as Speaker *Pro Tempore.*

Prayer by Reverend A. R. Freeman of the City of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Miss Beatrice Cobb, National Committee Woman of North Carolina, and Mr. Wall C. Ewing of Cumberland County, former member of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 201, a bill to be entitled An act to increase the number of county commissioners of Bladen County from three to seven and to give the Board of County Commissioners additional powers.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Morphew: H. B. 310, a bill to be entitled An act to increase the salaries of certain officers of Graham County twenty per cent.

Referred to the Committee on Salaries and Fees.

By Mr. Norwood: H. B. 311, a bill to be entitled An act to extend the jurisdiction of the police force of the town of Norwood, Stanly County, to territory within one mile of the corporate limits of said County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Lee: H. B. 312, a bill to be entitled An act to amend Section 1864 of the Consolidated Statutes relative to depredations of domestic fowl in certain counties.

Referred to the Committee on Game.

By Mr. Bailey: H. B. 313, a bill to be entitled An act relating to joint act of municipalities as to water systems and sewage disposal.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 314, a bill to be entitled An act to empower the governing body of the town of Canton, Haywood County to release churches of special assessments.

Referred to the Committee on Finance.

And

H. B. 315, a bill to be entitled An act for the relief of Haywood County and to provide for a better system for the collection of delinquent taxes in said County, and for the municipal corporations therein.

And

Referred to the Committee on Finance.

H. B. 316, a bill to be entitled An act relating to records required to be kept by persons or firms conducting stock yards.

Referred to the Committee on Agriculture.

By Mr. Jones: H. B. 317, a bill to be entitled An act for the adjustment of the bonded indebtedness and relief of taxpayers in Swain County and the town of Bryson City.

Referred to the Committee on Judiciary No. 2.

And

H. B. 318, a bill to be entitled An act to ratify the postponement of sales of land for taxes, to authorize the issuing of alias summons, to perfect foreclosure proceedings and publication of pending suits, and the adjustment and payment of delinquent taxes in Swain County and the town of Bryson City.

Referred to the Committee on Judiciary No. 2.

By Mr. Garrell: H. B. 319, a bill to be entitled An act to repeal Chapter 584 of the Public-Local Laws of 1933, authorizing the County Commissioners of Columbus County to convey to a trustee real property bought by said County under tax foreclosure proceedings.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 320, a bill to be entitled An act to levy a tax of ten dollars a day on advertising through use of loud speakers on motor vehicles in Columbus County.

Referred to the Committee on Finance.

And

H. B. 321, a bill to be entitled An act to repeal Chapter 262 and Chapter 428 of the Public-Local Laws of 1933 relating to renewal of notes and mortgages due Columbus County.

Referred to the Committee on Finance.

By Mr. Falkner: H. B. 322, a bill to be entitled An act creating the office of tax collector in Vance County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Cook: H. B. 323, a bill to be entitled An act to authorize and empower the Board of Commissioners of the several counties to purchase and furnish to farmers in said County necessary equipment to be used in the preparation and cultivation and treatment of farm lands in such manner as to prevent erosion.

Referred to the Committee on Agriculture.

By Messrs. Cooper and Hobbs: H. B. 324, a bill to be entitled An act to protect the truck farmers by permitting the hunting and killing of rabbits in New Hanover County until March 15, 1935.

On motion of Mr. Hobbs the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 230, a bill to be entitled An act to authorize the losing party in land litigations to recover taxes paid by him or his predecessors in title from the winning party in said litigation who has not paid taxes.

A Committee amendment is adopted.

An amendment offered by Mr. Ward is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed.

H. B. 143, a bill to be entitled An act to define and set up the boundary lines of the town of Liberty, Randolph County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howad, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, Moody, Morphew, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—96.

Those voting in the negative are: None.

H. B. 227, a bill to be entitled An act to authorize the Board of County Commissioners of Mecklenburg County to levy additional tax for the support and maintenance of the County Tubercular Hospital.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, Moody, Morphew, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—96.

Those voting in the negative are: None.

S. B. 93, a bill to be entitled An act to validate certain waterworks bonds by the town of Burgaw, Pender County, North Carolina.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Dobson, Douglass, Dowtin, Eagles,

Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, Moody, Morphew, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—96.

Those voting in the negative are: None.

H. B. 174, a bill to be entitled An act to prevent rabies in the State of North Carolina.

On motion of Mr. Fenner the bill is recommitted to the Committee on Agriculture.

On motion of Mr. McEachern, S. R. 127, joint resolution endorsing the "Register Your Baby" Campaign now being conducted in North Carolina, is taken from the Committee on Propositions and Grievances and recommitted to the Committee on Health.

Mr. Hyde of Cherokee makes a motion that when the House adjourns, it do so honoring the memory of Abraham Lincoln, this being the anniversary of his birth. It is so ordered, and on motion of Mr. Gardner the House adjourns and will meet tomorrow at 12 o'clock, noon.

THIRTY-FIRST DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, February 13, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend E. H. Gates of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. E. H. Coffee of Caldwell County, former member of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. McEachern, for the Committee on Propositions and Grievances.

H. B. 29, a bill to be entitled An act to prohibit the manufacture, sale, possession, and use of slot machines, gambling apparatus and devices.

With a favorable report.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

S. B. 104, a bill to be entitled An act to amend Chapter 22 of the Private Laws of 1927, with reference to the incorporation of certain churches near the town of Albemarle.

And

S. B. 133, a bill to be entitled An act to amend the charter of the town of Carolina Beach.

And

H. B. 277, a bill to be entitled An act to divide East Banner Township into two townships to be known as North Banner Township and South Banner Township.

And

H. B. 284, a bill to be entitled An act to amend Chapter 205 of the Private Laws of 1929 and Chapter 191 of the Private Laws of 1933, relating to the corporate limits of the city of Asheville, North Carolina.

With favorable reports.

By Mr. Morphew, for the Committee on Judiciary No. 1.

S. B. 111, a bill to be entitled An act to prescribe the fees for applicants for examination for license from the Board of Law Examiners, and to provide for the compensation of members of the Board of Law Examiners.

And

S. B. 112, a bill to be entitled An act to amend Chapter 210 of the Public Laws of 1933 relative to compensation of Councillors of the North Carolina State Bar.

With favorable reports.

By Mr. Eagles, for the Committee on Agriculture.

H. B. 323, a bill to be entitled An act to authorize and empower the Boards of Commissioners of the several counties to purchase and furnish to farmers in said County necessary equipment to be used in the preparation and cultivation and treatment of farm lands in such manner as to prevent erosion.

With a favorable report.

By Mr. Cherry, for the Committee on Finance.

S. B. 314, a bill to be entitled An act to empower the governing body of the town of Canton, Haywood County, to release churches of special assessments.

And

H. B. 264, a bill to be entitled An act to validate sales of lands for taxes by the county of Macon and the several incorporated towns therein.

And

H. B. 291, a bill to be entitled An act validating acts of the Board of Aldermen of the town of Sanford and authorizing the acceptance of bonds of the town of Sanford in payment of taxes and street paving assessments.

And

S. B. 134, a bill to be entitled An act to validate certain waterworks bonds by the town of Carolina Beach, New Hanover County, North Carolina.

And

H. B. 299, a bill to be entitled An act to validate certain sales of land for taxes in Jones County and certificates issued in pursuance thereof.

And

H. B. 305, a bill to be entitled An act to extend the time for foreclosing tax certificates for certain years for the town of Banner Elk, Avery County, North Carolina.

And

H. B. 297, a bill to be entitled An act to aid the collection of back taxes in the city of Hendersonville.

And

H. B. 132, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof.

With favorable reports.

And

H. B. 245, a bill to be entitled An act to aid the collection of back taxes and assessments in the town of Sylva.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Dr. Carr, for the Committee on Health.

S. R. 127, joint resolution endorsing the "Register Your Baby" Campaign now being conducted in North Carolina.

With a favorable report.

On motion of Mr. Carr the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 230, a bill to be entitled An act to authorize the losing party in land litigations to recover taxes paid by him or his predecessors in title from the winning party in said litigation who has not paid taxes.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Tonissen: H. B. 325, a bill to be entitled An act to repeal Chapter 20 of the Public-Local Laws of 1933, Chapter 612 of the Public-Local Laws of 1925 and Chapter 664 of the Public-Local Laws of 1917, and to establish a system of rural police for Mecklenburg County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Head: H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929 with reference to the Tax Collector for Rutherford County.

Referred to the Committee on Finance.

By Mr. Wade: H. B. 327, a bill to be entitled An act to amend charter of the town of Beaufort, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Kendrick: H. B. 328, a bill to be entitled An act to make it mandatory on the part of the Board of Commissioners of Gaston County to assume, in behalf of said County, all the debts and obligations of school districts within said County incurred in connection with the schools.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Hobbs and Cooper: H. B. 329, a bill to be entitled An act relating to the settlement and collection of back taxes in the county of New Hanover and the city of Wilmington, North Carolina.

Referred to the Committee on Finance.

And

H. B. 330, a bill to be entitled An act to amend Chapter 55, Private Laws of 1915, as amended, relative to the pension fund for police of Wilmington, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Cooper: H. B. 331, a bill to be entitled An act to make eight hours the basis of one day's pay for State Prison and Highway employees.

Referred to the Committee on Roads.

By Mr. Thomas of Harnett: H. B. 332, a bill to be entitled An act to amend Chapter 598 of the Public-Local Laws of 1911, so as to transfer Duke Township from the jurisdiction of the Recorder's Court of Dunn to the Recorder's Court of Harnett County.

On motion of Mr. Thomas the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cone: H. B. 333, a bill to be entitled An act to repeal Chapter 238 of the Public Laws of 1933 and to validate the sale of certain assets of defunct banks.

Referred to the Committee on Banks and Banking.

By Mr. Page: H. B. 334, a bill to be entitled An act providing for rotating grand juries and for purging the jury boxes and relating to the Superior Courts applicable to Bladen County.

Referred to the Committee on Judiciary No. 1.

By Mr. Taylor: H. B. 335, a bill to be entitled An act to prohibit the interference of all aquatic plant foods and other waterfowl food growing in the waters of Currituck Sound and adjacent waters and regulating the season for trapping muskrats in Currituck County.

Referred to the Committee on Conservation and Development.

By Mr. Williams of Hyde: H. B. 336, a bill to be entitled An act to repeal Chapters 611 and 656 of the Public-Local Laws of 1927, Chapters 35 and 235 of the Public-Local Laws of 1929, Chapter 217 of the Public-Local Laws of 1931, and Chapter 534 of the Public-Local Laws of 1933, relating to shooting migratory waterfowl in Hyde County.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Cherry, Johnson, Blount of Beaufort, Hatcher, McEachern, Tatem, Thomas of Anson, Uzzell and Bowie: H. B. 337, a bill to be entitled An act to provide a rental system for textbooks used in the public schools of the State and to promote economy and efficiency in the adoption of textbooks.

Referred to the Committee on Education.

By Mr. Kelly: H. B. 338, a bill to be entitled An act to permit rabbits to be trapped or killed in any season of the year in Sampson County.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Uzzell: H. B. 339, a bill to be entitled An act to provide for the mortgage or sale of estates held by the entireties where the wife or the husband or both may become mentally incompetent.

Referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 90, a bill to be entitled An act to repeal Chapter 42 of the Public Laws of 1933, prohibiting the taking of shad fish from the Atlantic Ocean along the border of Brunswick, New Hanover, Pender, and Onslow counties.

Referred to the Committee on Commercial Fisheries.

S. B. 128, a bill to be entitled An act to provide for an emergency appropriation for public roads and bridges.

Referred to the Committee on Appropriations.

S. B. 175, a bill to be entitled An act to permit Edgecombe County and the municipalities therein to adjust taxes and tax sales certificates, and to accept adjusted payment therefor.

Referred to the Committee on Finance.

S. R. 176, joint resolution memorializing Congress to use granite and natural stone in the construction of public buildings.

Referred to the Committee on Roads.

S. B. 181, a bill to be entitled An act to provide for the establishment of a civil service board for the rural police system of Mecklenburg County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 183, a bill to be entitled An act to appoint delegates from the General Assembly of North Carolina to present to the Secretary of Agriculture of the United States the views of the tobacco farmers of North Carolina in conjunction with the representatives elected by the tobacco farmers of the State.

On motion of Mr. Harris the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 201, a bill to be entitled An act to increase the number of County Commissioners of Bladen County from three to seven, and to give the Board of County Commissioners additional powers.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The Speaker announces the addition to the following Committee:

Education: Messrs. Blount of Beaufort and Bean.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 118, An Act to require the question of the issuance of bonds for the construction of a sewage disposal plant for the city of Raleigh to be submitted to the voters of said city of Raleigh before the issuance of such bonds.

S. B. 167, An Act relating to open season for hunting quail and rabbits in Cherokee County.

H. B. 145, An Act to amend Section 2 of Chapter 125 of the Private Laws of 1901 relating to the Clerk and Treasurer of the town of Raeford.

H. B. 153, An Act providing for a special tax levy in Clay County for special purposes.

H. B. 175, An Act to establish and provide for the expenses of the annual outing of the junior traffic officers of the city of Wilmington and county of New Hanover.

H. B. 233, An Act to appoint members of the Board of Trustees of the Police Pension Fund of Wilmington, North Carolina.

H. B. 287, An Act to prohibit the sale of fireworks in Sampson County.

H. B. 294, An Act appointing a Board of Education for Yancey County.

On motion of Mr. Gardner the House adjourns and will meet tomorrow at twelve o'clock, noon.

THIRTY-SECOND DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, February 14, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend F. M. Dick of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct and the same stands approved.

On motion of Mr. Harris, Hugh Horton, Jr., son of Representative Horton of Martin County, is made an Honorary Page of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Tatem, for the Committee on Roads.

S. R. 176, joint resolution memorializing Congress to use granite and natural stone in the construction of public buildings.

With a favorable report.

By Mr. Carr, for the Committee on Health.

H. B. 97, a bill to be entitled An act to amend Chapter 32, of the Public Laws on 1931, amending Chapter 119, of the Public Laws of 1929, exempting the town of Cornelius from the operation of the State Barber's License Law.

With an unfavorable report.

By Mr. Cherry, for the Committee on Finance.

H. B. 270, a bill to be entitled An act to authorize the use of county bonds and bonds of Morehead City in the payment of certain delinquent taxes due the said county and Municipality.

And

H. B. 329, a bill to be entitled An act relating to the settlement and collections of back taxes in the county of New Hanover and the city of Wilmington, North Carolina.

And

H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929 with reference to the tax collector for Rutherford County.

And

S. B. 175, a bill to be entitled An act to permit Edgecombe County and the municipalities therein to adjust taxes and tax sales certificates, and to accept adjusted payment therefor.

With favorable reports.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 286, a bill to be entitled An act to amend Section 4410 of the Consolidated Statutes relating to carrying concealed weapons.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 288, a bill to be entitled An act to amend Section 2795 of the Consolidated Statutes of North Carolina, relating to ordinances for the public health of the State.

And

H. B. 289, a bill to be entitled An act to amend Section 1335 of the Conconsolidated Statutes of North Carolina, relating to the county poor in the various counties of the State.

With favorable reports as amended.

And

H. B. 339, a bill to be entitled An act to provide for the mortgage or sale of estates held by the entireties where the wife or the husband or both may become mentally incompetent.

With a favorable report.

And

H. B. 279, a bill to be entitled An act to amend Section 1020 of the Consolidated Statutes requiring coroners to file statement with Clerk of Superior Court of monies or other personal effects removed from the body of the deceased.

Bill reported without prejudice.

By Mr. Bryant, for the Committee on Appropriations.

S. B. 128, a bill to be entitled An act to provide for an emergency appropriation for public roads and bridges.

With a favorable report as amended.

By Mr. Bean, for the Committee on Salaries and Fees.

H. B. 248, a bill to be entitled An act to amend Chapter 84, of the Public-Local Laws of 1921 relating to the salary of the Deputy Sheriff of Davie County.

And

H. B. 237, a bill to be entitled An act fixing the pay of the Commissioners of Caldwell County at five dollars per day.

And

H. B. 304, a bill to be entitled An act to authorize the County Commissioners of Avery County to fix, raise, lower or adjust the "Turn Key" fees paid the jailer for prisoners of Avery County.

And

H. B. 161, a bill to be entitled An act to amend Chapter 185, of the Public-Local Laws of 1933, relating to maximum salaries of Judge and Solicitor of the General County Court of Wilson County.

And

H. B. 188, a bill to be entitled An act to amend Chapter 35, of the Public Laws of 1933, relating to fees of deputy sheriffs in Currituck County.

And

H. B. 310, a bill to be entitled An act to increase the salaries of certain officers of Graham County twenty per cent.

With favorable reports.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 158, a bill to be entitled An act to amend Article 4 of Chapter 110 of the Consolidated Statutes relative to the practice of optometry.

With an unfavorable report, as to bill, favorable as to Committee Substitute.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Williams of Pasquotank: H. B. 340, a bill to be entitled An act to increase compensation of registrars and poll holders in Pasquotank County to three dollars a day.

Referred to the Committee on Salaries and Fees.

And

H. B. 341, a bill to be entitled An act to authorize the Commissioners of Pasquotank County to defer sales of real estate for unpaid taxes not exceeding five dollars.

Referred to the Committee on Finance.

By Mr. Rouse: H. B. 342, a bill to be entitled An act to provide for special judges in North Carolina.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Page: H. B. 343, a bill to be entitled An act to repeal all laws permitting absentee voting and to strengthen the Australian Ballot.

Referred to the Committee on Elections and Election Laws.

By Mr. White, by request: H. B. 344, a bill to be entitled An act to prevent the operation of slot machines by minors under the age of eighteen years.

Referred to the Committee on Propositions and Grievances.

By Mr. Kelly: H. B. 345, a bill to be entitled An act to prohibit the sale of gas, oil or other articles of merchandise on Sunday within one mile of Piney Green Church in Herrings Township, Sampson County.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Craver: H. B. 346, a bill to be entitled An act to authorize and require the State Highway and Public Works Commission to take over and maintain all roads in the State over which the rural free delivery mail is transported.

Referred to the Committee on Roads.

By Messrs. Johnston and McEachern: H. B. 347, a bill to be entitled An act to amend Chapter 241 of the Public Laws of 1919, and Section 21, Chapter 1, of the Public Laws of 1923, and to increase from three to five gallons the maximum amount of sacramental wine to be received by any one ordained minister during any ninety day period.

Referred to the Committee on Propositions and Grievances.

By Mr. Funderburk: H. B. 348, a bill to be entitled An act to amend Chapter 1, of the Private Laws of 1931, regulating the compensation of cotton weigher for the town of Monroe and Marshville, Union County.

Referred to the Committee on Salaries and Fees.

By Mr. Morphew: H. B. 349, a bill to be entitled An act to amend Chapter 120, of the Public Laws of 1929, the same being known as the Workmen's Compensation Act.

Referred to the Committee on Judiciary No. 1.

By Mr. Cook: H. B. 350, a bill to be entitled An act to regulate the drawing of Grand Jurors in Alamance County.

On motion of Mr. Cook the bill is placed upon is immediate passage.

Passed first reading.

Rules suspended.

Passed its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 148, a bill to be entitled An act to amend the Recorder's Court Act relating to the town of Dunn.

Referred to the Committee on Judiciary No. 2.

S. B. 161, a bill to be entitled An act to incorporate North East Free Will Baptist Church near Mt. Olive, North Carolina, in the county of Wayne.

Referred to the Committee on Counties, Cities and Towns.

S. B. 172, a bill to be entitled An act to validate extension of time for tax sales in Yadkin County.

Referred to the Committee on Finance.

S. B. 51, a bill to be entitled An act to amend Section 660, of the Consolidated Statutes by providing for the time of docketing appeals from the Justice of the Peace.

Referred to the Committee on Judiciary No. 2.

S. B. 99, a bill to be entitled An act for the protection of game on the Roanoke River in Bertie County during freshets.

Referred to the Committee on Game.

S. B. 145, a bill to be entitled An act to extend the authority of the Police Officers of the town of Dunn.

Referred to the Committee on Counties, Cities and Towns.

S. B. 146, a bill to be entitled An act to restore the original corporate limits of the town of Biltmore Forest in Buncombe County, and to authorize the issuance of refunding bonds by said Town.

Placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 243, a bill to be entitled An act to regulate and control the practice of photography.

On motion of Mr. Bailey the bill is laid on the table.

H. B. 323, a bill to be entitled An act to authorize and empower the boards of commissioners of the several counties to purchase and furnish to farmers in said county necessary equipment to be used in the preparation and cultivation and treatment of farm lands in such manner as to prevent erosion.

Several amendments offered are adopted, and the bill remains on the Calendar.

H. B. 297, a bill to be entitled An act to aid the collection of back taxes in the city of Hendersonville.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 299, a bill to be entitled An act to validate certain sales of land for taxes in Jones County and certificates issued in pursuance thereof.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 305, a bill to be entitled An act to extend the time for foreclosing tax certificates for certain years for the town of Banner Elk, Avery County, North Carolina.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 314, a bill to be entitled An act to empower the governing body of the town of Canton, Haywood County, to release churches of special assessments.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 245, a bill to be entitled An act to aid the collection of back taxes and assessments in the town of Sylva.

The Committee Substitute is adopted.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 264, a bill to be entitled An act to validate sales of lands for taxes by the county of Macon and the several incorporated towns therein.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 277, a bill to be entitled An act to divide East Banner Township into two townships to be known as North Banner Township and South Banner Township.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 291, a bill to be entitled An act validating acts of the Board of Aldermen of the town of Sanford authorizing the acceptance of bonds of the town of Sanford in payment of taxes and street paving assessments.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 29, a bill to be entitled An act to prohibit the manufacture, sale, possession and use of slot machines, gambling apparatus and devices.

An amendment offered by Mr. Jonas is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 132, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof.

A Committee amendment is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 104, a bill to be entitled An act to amend Chapter 22, of the Private Laws of 1927, with reference to the incorporation of certain churches near the town of Albemarle.

Passes its second and third readings and is ordered enrolled.

S. B. 133, a bill to be entitled An act to amend the charter of the town of Carolina Beach.

Passes its second and third readings and is ordered enrolled.

H. B. 284, a bill to be entitled An act to amend Chapter 205 of the Private Laws of 1929, and Chapter 191 of the Private Laws of 1933, relating to the corporate limits of the city of Asheville, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bender, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Springle, Spruill, Stell, Stevens, Stone, Swift, Tatem, Thomas of Anson,

Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Wade, Ward, Warden, Williams of Pasquotank, Wilson, Woodall, Zickler—103.

Those voting in the negative are: None.

S. B. 134, a bill to be entitled An act to validate certain waterworks bonds by the town of Carolina Beach, New Hanover County, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bender, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Springle, Spruill, Stell, Stevens, Stone, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Wade, Ward, Warden, Williams of Pasquotank, Wilson, Woodall, Zickler—103.

Those voting in the negative are: None.

On motion of Mr. Johnston S. B. 61, a bill to be entitled An act relating to the better enforcement of the law against the manufacture, sale and possession of intoxicating liquors in Iredell County, is taken from the unfavorable Calendar, and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Cherry S. B. 175, a bill to be entitled An act to permit Edgecombe County and the municipalities therein, to adjust taxes and tax sales certificates, and to accept adjusted payment therefor, is taken from the Calendar, and recommitted to the Committee on Finance.

On motion of Mr. Cherry H. B. 326, a bill to be entitled An act, to amend Chapter 111 of the Public-Local Laws of 1929 with reference to the Tax Collector for Rutherford County, is taken from the Calendar, and recommitted to the Committee on Finance.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 183, Joint Resolution to appoint delegates from the General Assembly of North Carolina, to present the Secretary of Agriculture of the United States, the views of the tobacco farmers of North Carolina, in conjunction with the representative elected by the tobacco farmers of the State.

S. R. 127, A Joint Resolution endorsing the "Register Your Baby" campaign now being conducted in North Carolina.

H. B. 35, An Act for the relief of the taxpayers of Ashe County during the economic emergency declared to exist.

H. B. 98, An Act validating certain outstanding bonded indebtedness of the town of Forest City and authorizing the issuance of bonds of said town to refund such indebtedness.

S. B. 93, An Act to validate certain waterworks bonds by the town of Burgaw, Pender County, North Carolina.

H. B. 79, An Act to repeal Chapter 403, of the Public-Local Laws of 1933, relating to fees of jurors in Clay County.

H. B. 162, An Act to amend Chapter 61, of the Public Laws of 1931, relating to the practice of law by the judge of the General County Court of Wilson County.

H. B. 184, An Act relating to the compensation of the County Commissioners of Yadkin County.

H. B. 190, An Act to amend certain statutes relating to the salaries of certain officers of Burke County.

H. B. 203, An Act to amend Chapter 40, of the Private Laws of 1905, changing the name of the town of Tabor in Columbus County to Tabor City.

H. B. 225, An Act to amend Chapter 163, of the Public-Local Laws, 1933 relating to fees of the Sheriff of Alexander County.

H. B. 236, An Act to authorize the County Commissioners of Caldwell County to appoint one or more rural policemen.

H. B. 129, An Act to amend Chapter 246, of the Private Laws of 1907; relating to the Charter of the town of Belhaven, North Carolina.

On motion of Mr. Lumpkin the House adjourns and will meet tomorrow at twelve o'clock, noon.

THIRTY-THIRD DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, February 15, 1935.

The House meets pursuant to adjournment, and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Edgar H. Goold of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

PETITIONS AND MEMORIALS

Petitions and memorials are presented by several members, which are read, and referred to the appropriate Committees.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cherry, for the Committee on Finance.

H. B. 315, a bill to be entitled An act for the relief of Haywood County and to provide for a better system for the collection of delinquent taxes in said County, and for the municipal corporations therein.

And

H. B. 321, a bill to be entitled An act to repeal Chapters 262 and 428 of the Public-Local Laws of 1933, relating to renewal of notes and mortgages due Columbus County.

With favorable reports.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 318, a bill to be entitled An act to ratify the postponement of sales of land for taxes, to authorize the issuing of alias summons, to perfect foreclosure proceedings and publication of pending suits, and the adjustment and payment of delinquent taxes in Swain County and the town of Bryson City.

And

H. B. 317, a bill to be entitled An act for adjustment of the bonded indebtedness and relief of taxpayers in Swain County and the town of Bryson City.

And

H. B. 247, a bill to be entitled An act to vest in United States Commissioners the same powers to take acknowledgments of deeds and other instruments as are now vested in a Notary Public.

And

S. B. 51, a bill to be entitled An act to amend Section 660, Consolidated Statutes by providing for the time of docketing appeals from Justices of the Peace.

And

S. B. 40, a bill to be entitled An act to amend Section 1744 of the North Carolina Code, relating to procedure for sale of property in which there are remainders to uncertain persons.

And

H. B. 281, a bill to be entitled An act to repeal Chapter 253, Public-Local Laws of 1923, relating to exhibition of carnivals in Madison County.

With favorable reports.

By Mr. Bean, for the Committee on Salaries and Fees.

H. B. 340, a bill to be entitled An act to increase compensation of registrars and poll holders in Pasquotank County to three dollars a day.

And

H. B. 348, a bill to be entitled An act to amend Chapter 1, Private Laws, 1931, regulating the compensation of cotton weigher for the towns of Monroe and Marshville, Union County.

With favorable reports.

And

H. B. 41, a bill to be entitled An act to increase the salaries of State employees earning less than eighteen hundred dollars per year twenty per cent, effective January 1, 1935.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Rouse, for the Committee on Courts and Judicial Districts.

H. B. 311, a bill to be entitled An act to extend the jurisdiction of the police force of the town of Norwood, Stanly County, to territory within one mile of the corporate limits of said County.

With a favorable report.

And

H. B. 200, a bill to be entitled An act to abolish the Recorder's Court of Dunn and to amend Chapter 602 of the Public-Local Laws of 1913 creating a Recorder's Court of Harnett County.

With an unfavorable report.

And

H. B. 269, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina relating to terms of Superior Court for Mecklenburg County.

With an unfavorable report as to bill, favorable as to Committee Substitute.

ENGROSSED BILLS

Mr. Palmer, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 132, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof.

H. B. 29, a bill to be entitled An act to prohibit the manufacture, sale, possession and use of slot machines, gambling apparatus and devices.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Rasberry: H. B. 351, a bill to be entitled An act fixing the open season for hunting raccoon and opossum in Greene County.

Referred to the Committee on Game.

And,

H. B. 352, a bill to be entitled An act to appoint J. H. Whitaker a Justice of the Peace in Ormond Township, Greene County.

Referred to the Committee on Justices of the Peace.

By Messrs. Tonissen and Ervin: H. B. 353, a bill to be entitled An act to amend paragraph 36 of Section 2787 of the Consolidated Statutes, so as to grant to cities and towns the power to require the operators of for hire cars to furnish liability insurance or surety bonds.

Referred to the Committee on Insurance.

By Mr. Crabtree: H. B. 354, a bill to be entitled An act to provide for the election of a board of five trustees for the Sanford Graded School District in Lee County.

Referred to the Committee on Education.

By Mr. Gray: H. B. 355, a bill to be entitled An act to eliminate penalties and interest upon certain tax sale certificates and tax lien notes in Clay County and the town of Hayesville, to authorize the issuing of alias summons, to validate tax lien notes and relating to tax suits pending and otherwise give tax relief in Clay County.

Referred to the Committee on Judiciary No. 2.

By Messrs. Barnes and Stell: H. B. 356, a bill to be entitled An act to amend Section 3 of Article 5 and Section 2 of Article 10 of the Constitution and to repeal Section 9 Article 7 thereof so as to permit taxing property by a rule that is uniform as to each class of property, to tax incomes not in excess of ten per cent, and to exempt homesteads from taxation.

Referred to the Committee on Constitutional Amendments.

By Mr. Norwood: H. B. 357, a bill to be entitled An act directing the State Highway and Public Works Commission to mark the center of all hard surfaced highways in North Carolina.

Referred to the Committee on Roads.

By Messrs. Hyde and Gray: H. B. 358, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes of North Carolina relating to public drunkenness in Cherokee and Clay counties.

On motion of Mr. Gray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ward: H. B. 359, a bill to be entitled An act to amend Section 3973 of the Consolidated Statutes relating to the registration of trademarks.

Referred to the Committee on Judiciary No. 2.

By Messrs. Pickens, Cone and Hoyle: H. B. 360, a bill to be entitled An act to amend Section 2366 of the Consolidated Statutes relative to the forfeiture of right of possession of land by tenant or cropper, by making same applicable to Guilford County.

On motion of Mr. Pickens the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passed its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Morphew: H. B. 361, a bill to be entitled An act to provide a deputy sheriff for Graham County.

Referred to the Committee on Judiciary No. 1.

By Mr. Hauser: H. R. 362, joint resolution requesting Congress to pass an act providing for an equalizing fund for use of the schools.

Referred to the Committee on Education.

By Mr. Spruill: H. B. 363, a bill to be entitled An act to validate the acts of the Commissioners of the town of Windsor and Tax Collector in accepting bonds of the town of Windsor in payment of paving assessments and taxes and to allow payment of taxes for years 1933 and prior thereto to be paid with bonds.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Palmer: H. B. 364, a bill to entitled An act to amend Section 222 (b) of Volume III of the Consolidated Statutes relating to reports of banks.

Referred to the Committee on Banks and Banking.

By Dr. Carr: H. B. 365, a bill to be entitled An act to promote safety on the public highways of the State of North Carolina by providing for the financial responsibility of owners and operators of motor vehicles for damages caused by motor vehicles on the public highways in the State of North Carolina: To prescribe penalties for the violation of the provisions of this act, and for other purposes.

Referred to the Committee on Judiciary No. 1.

By Mr. Bryant: H. B. 366, a bill to be entitled An act to authorize the Board of Law Examiners to elect its own chairman.

Referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 3, a bill to be entitled An act to provide for the licensing of motor vehicle operators and chauffeurs upon the public highways and to make uniform the law relating thereto, the enforcement thereof, and to provide for its operation.

The bill is placed on the Calendar.

S. B. 29, a bill to be entitled An act to provide a closed season for hunting foxes in Montgomery County.

Referred to the Committee on Game.

S. B. 180, a bill to be entitled An act to amend the Charter of the town of Weldon in Halifax County.

Referred to the Committee on Counties, Cities and Towns.

SPECIAL MESSAGE

SENATE CHAMBER,
February 14, 1935.

Mr. Speaker: It is ordered that a message be sent to the House of Representatives informing that Honorable Body that the Senate has failed to concur in the House amendments to S. B. 96, title, "To amend Section 667 of the Consolidated Statutes, relative to the insurance of executions," and asks for a conference thereon. For your information the President has appointed as conferees on the part of the Senate, Senators Allsbrook and Johnson of Duplin.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above message, the Speaker appoints as conferees on the part of the House, Messrs. Morphew, Rouse and Bowie, and the Senate is so notified.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 310, a bill to be entitled An act to increase the salaries of certain officers of Graham County twenty per cent.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 329, a bill to be entitled An act relating to the settlement and collection of back taxes in the county of New Hanover and the city of Wilmington, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 237, a bill to be entitled An act fixing the pay of the Commissioners of Caldwell County at five dollars per day.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 248, a bill to be entitled An act to amend Chapter 84, Public-Local Laws of 1921 relating to the salary of the deputy sheriff of Davie County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 270, a bill to be entitled An act to authorize the use of county bonds and bonds of Morehead City in the payment of certain delinquent taxes due the said county and municipality.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 304, a bill to be entitled An act to authorize the County Commissioners of Avery County to fix, raise, lower or adjust the "Turn Key" fees paid the jailer for prisoners of Avery County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 161, a bill to be entitled An act to amend Chapter 185, Public-Local Laws of 1933, relating to maximum salaries of Judge and Solicitor of the General County Court of Wilson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 188, a bill to be entitled An act to amend Chapter 35, Public Laws of 1933, relating to fees of deputy sheriffs Currituck County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 158, a bill to be entitled An act to amend Article 4 of Chapter 110 of the Consolidated Statutes relative to the practice of Optometry.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 279, a bill to be entitled An act to amend Section 1020 of the Consolidated Statutes requiring coroners to file statements with Clerk of Superior Court of monies or other personal effects removed from the body of the deceased.

On motion of Dr. Douglass the bill is laid on the table.

H. B. 286, a bill to be entitled An act to amend Section 4410 of the Consolidated Statutes relating to carrying concealed weapons.

The Committee Substitute is adopted, and the bill remains on the Calendar.

H. B. 289, a bill to be entitled An act to amend Section 1335 of the Consolidated Statutes of North Carolina, relating to the county poor in the various counties of the State.

As amended, the bill passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Dobson, Douglass, Dowtin, Ervin, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Leggett, Lumpkin, Mitchell, Moody, Morphew, McCall, McEachern, Norwood, O'Berry, Palmer, Paylor, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Swift, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake,

Tonissen, Uzzell, Vann, Ward, White, Williams of Pasquotank, Woodall, Zickler—95.

Those voting in the negative are: None.

H. B. 288, a bill to be entitled An act to amend Section 2795 of the Consolidated Statutes of North Carolina, relating to ordinances for the public health of the State.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Dobson, Douglass, Dowtin, Ervin, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Leggett, Lumpkin, Mitchell. Moody, Morphew, McCall, McEachern, Norwood, O'Berry, Palmer, Paylor, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Swift, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Ward, White, Williams of Pasquotank, Woodall, Zickler—95.

Those voting in the negative are: None.

S. B. 146, a bill to be entitled An act to restore the original corporate limits of the town of Biltmore Forest in Buncombe County, and to authorize the issuance of refunding bonds by said Town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Dobson, Douglass, Dowtin, Ervin, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Leggett, Lumpkin, Mitchell, Moody, Morphew, McCall, McEachern, Norwood, O'Berry, Palmer, Paylor, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Swift, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Ward, White, Williams of Pasquotank, Woodall, Zickler—95.

Those voting in the negative are: None.

H. B. 284, a bill to be entitled An act to amend Chapter 205 of the Private Laws of 1929, and Chapter 191 of the Private Laws of 1933, relating to the corporate limits of the city of Asheville, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Dob-

son, Douglass, Dowtin, Ervin, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, White, Wilson, Woodall, Zickler —95.

Those voting in the negative are: None.

S. B. 134, a bill to be entitled An act to validate certain waterworks bonds by the town of Carolina Beach, New Hanover County, North Carolina.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Dobson, Douglass, Dowtin, Ervin, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, White, Wilson, Woodall, Zickler —95.

Those voting in the negative are: None.

On motion of Mr. Bailey H. B. 243, a bill to be entitled An act to regulate and control the practice of photography is taken from the Table and placed on the Calendar.

On motion of Mr. Bowie the bill is recommitted to the Committee on Judiciary No. 2.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 55. An act to amend Chapter 521, Public Local-Laws of 1933, prohibiting the setting of steel traps in Robeson County.

H. B. 146. An act to allow the residents and citizens of Swain County to fish in certain streams in Swain County without first procuring a county license therefor.

H. B. 147. An act to prohibit the setting of steel traps in Swain and Graham counties. (Applicable also to Bladen and Craven counties.)

H. B. 219. An act to repeal Chapter 104 of the Public-Local Laws of the Session of 1929, placing the office of the Sheriff of Ashe County upon a salary basis.

S. B. 104. An act to amend Chapter 22, Private Laws of 1927, with reference to the incorporation of certain churches near the town of Albemarle.

S. B. 133. An act to amend the Charter of the town of Carolina Beach.

H. B. 242. An act to amend Chapter 14 of the Private Laws of 1927, relative to the Charter of the city of Lexington and to establish a utilities commission for said city.

On motion of Mr. Gardner the House adjourns and will meet tomorrow at ten o'clock, a.m.

THIRTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, February 16, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend C. D. Miller of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 119, a bill to be entitled An act to authorize the Department of Conservation and Development Board to make rules and regulations concerning fishing and appliances and apparatus used therein, such as were authorized by the Consolidated Statutes 1878, and reënact the said Section.

Placed on the Calendar.

S. B. 120, a bill to be entitled An act relating to the organization of the Cleveland County Board of Health.

Referred to the Committee on Health.

S. B. 122, a bill to be entitled An act to abolish Section 6351 of Subchapter 2 of Chapter 106 of the Consolidate Statutes of North Carolina 1919 and enacting a new Section relating to dividends paid to and the contingent liability of policy-holders in mutual fire insurance companies.

Referred to the Committee on Finance.

S. B. 132, a bill to be entitled An act to provide for the filing, indexing, and recordation of a blank or master form of mortgage, deed of trust, or other instrument conveying an interest in, or creating a lien on, real and/or personal property; to provide for reference to the provisions, terms, covenants, conditions, obligations, powers, and other contents set forth in such recorded blank or master form, to fix fees for filing, recording, and indexing the same and to provide for the effect of such reference.

Referred to the Committee on Judiciary No. 1.

S. B. 140, a bill to be entitled An act to enable banks and other depositories and fiduciaries to make loans secured by real estate and to invest in mortgages, when the same are insured pursuant to title 11 of the National Housing Act, to invest in obligations of National Mortgage Associations, and to make loans pursuant to title 1 of the National Housing Act.

Referred to the Committee on Finance.

H. B. 128, a bill to be entitled An act to reënact Section 1745 of the Consolidated Statutes of 1919 to validated judgments under which sales of contingent remainders have been made.

Placed on the Calendar for concurrence in the Senate amendment.

On motion of Mr. Ray, H. B. 28, a bill to be entitled An act to amend Subsection 8 of Section 306 of Chapter 204 of the Public Laws of 1933, relating to certain tax exemptions is taken from the Committee on Finance and recommitted to the Committee on Judiciary No. 1.

On motion of Dr. Douglass the House adjourns and will meet Monday night at eight o'clock, P.M.

THIRTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, February 18, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend G. S. Turner of Buie's Creek, North Carolina.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Mitchell, Douglass, and Thompson of Wake: H. B. 367, a bill to be entitled An act to repeal Chapter 121, Section 1, Private Laws of 1929, relating to the relief of certain taxpayers in the city of Raleigh.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Johnston: H. B. 368, a bill to be entitled An act supplemental to An act, entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof, and being House Bill 119, ratified on February 5, 1935.

On motion of Mr. Johnston the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bryson: H. B. 369, a bill to be entitled An act to extend the time for tax foreclosure suits in Jackson County.

On motion of Mr. Bryson the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sherard: H. B. 370, a bill to be entitled An act to appoint two members of the Board of Water Commissioners of the city of Hendersonville.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Wade: H. B. 371, a bill to be entitled An act to authorize the use of town bonds of the town of Beaufort, Carteret County, in the payment of certain delinquent taxes due the said Municipality.

Referred to the Committee on Finance.

By Mr. Bryant: H. B. 372, a bill to be entitled An act to afford the relief of perpetuation of testimony.

Referred to the Committee on Judiciary No. 1.

By Mr. Meekins: H. B. 373, a bill to be entitled An act to authorize the Board of Commissioners of the town of Granite Falls to sell real estate.

On motion of Mr. Meekins the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cook: H. B. 374, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes, relating to the reimbursement to owners for livestock killed by stray and unknown dogs in Alamance County.

Referred to the Committee on Judiciary No. 1.

And

H. B. 375, a bill to be entitled An act to amend Section 1461 of the Consolidated Statutes, relating to court stenographers in Alamance County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Barnes: H. B. 376, a bill to be entitled An act to simplify procedure in case of foreclosure of mortgages and conditional sales, and to require the filing of reports and to permit the filing of exceptions before the Clerk, and further proceedings.

Referred to the Committee on Judiciary No. 1.

By Mr. Mitchell: H. B. 377, a bill to be entitled An act to authorize and direct the Secretary of State to furnish certain volumes of Supreme Court Reports to the Library of State College.

Referred to the Committee on Judiciary No. 1.

By Mr. Lindsey: H. B. 378, a bill to be entitled An act to amend Section 1885 of the Consolidated Statutes, relating to the powers and duties of the State Fisheries Commissioner, Assistant Commissioners, and Inspectors.

Referred to the Committee on Commercial Fisheries.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 85, a bill to be entitled An act relating to the fees for the capture of stills in McDowell County.

Referred to the Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 269, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina relating to terms of Superior Court for Mecklenburg County.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 311, a bill to be entitled An act to extend the jurisdiction of the police force of the town of Norwood, Stanly County, to territory within one mile of the corporate limits of said County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 315, a bill to be entitled An act for the relief of Haywood County and to provide for a better system for the collection of delinquent taxes in said County, and for the municipal corporations therein.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 321, a bill to be entitled An act to repeal Chapters 262 and 428 of the Public Local-Laws of 1933 relating to renewal of notes and mortgages due Columbus County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 128, a bill to be entitled An act to reënact Section 1745 of the Consolidated Statutes of 1919 to validate judgments under which sales of contingent remainders have been made.

For concurrence in the Senate amendment.

On motion of Mr. Williams of Hyde, the House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 340, a bill to be entitled An act to increase compensation of registrars and poll holders in Pasquotank County to three dollars a day.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 348, a bill to be entitled An act to amend Chapter 1, Private Laws, 1931, regulating the compensation of cotton weigher for the towns of Monroe and Marshville, Union County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 281, a bill to be entitled An act to repeal Chapter 253, Public-Local Laws of 1923, relating to exhibition of carnivals in Madison County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 3, a bill to be entitled An act to provide for the licensing of motor vehicle operators and chauffeurs upon the public highways and to make uniform the law relating thereto, the enforcement thereof, and to provide for its operation.

On motion of Mr. Tatem, the bill is made a special order for Wednesday, February 20.

H. B. 286, a bill to be entitled An act to amend Section 4410 of the Consolidated Statutes relating to carrying concealed weapons.

As amended, the Committee Substitute passes its second and third readings and is ordered engrossed and sent to the Senate.

The original bill is laid on the table.

H. B. 339, a bill to be entitled An act to provide for the mortgage or sale of estates held by the entireties where the wife or husband or both may become mentally incompetent.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 128, a bill to be entitled An act to provide for an emergency appropriation for public roads and bridges.

The Committee amendment is adopted.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 51, a bill to be entitled An act to amend Section 660, Consolidated Statutes by providing for the time of docketing appeals from Justices of the Peace.

Passes its second and third readings and is ordered enrolled.

S. B. 111, a bill to be entitled An act to prescribe the fees of applicants for examination for license from the Board of Law Examiners, and to provide for the compensation of members of the Board of Law Examiners.

Passes its second and third readings and is ordered enrolled.

S. B. 119, a bill to be entitled An act to authorize the Department of Conservation and Development Board to make rules and regulations concerning fishing and appliances and apparatus used therein, such as were authorized by the Consolidated Statutes 1878, and reënact the said Section.

Passes its second and third readings and is ordered enrolled.

S. B. 112, a bill to be entitled An act to amend Chapter 210 of the Public Laws of 1933, relating to the Compensation of Councillors of the North Carolina State Bar.

Passes its second and third readings and is ordered enrolled.

S. R. 176, joint resolution memorializing Congress to use granite and natural stone in the construction of public buildings.

Passes its second and third readings and is ordered enrolled.

H. B. 317, a bill to be entitled An act for the adjustment of the bonded indebtedness and relief of taxpayers in Swain County and the town of Bryson City.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Head, Henry, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, McDonald, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatum, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warren, White, Williams of Hyde, Wilson, Woodall, Zickler—102.

Those voting in the negative are: None.

H. B. 318, a bill to be entitled An act to ratify the postponement of sales of land for taxes, to authorize the issuing of alias summons, to perfect foreclosure proceedings and publication of pending suits, and the adjustment and payment of delinquent taxes in Swain County and the town of Bryson City.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Head, Henry, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, McDonald, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatum, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warren, White, Williams of Hyde, Wilson, Woodall, Zickler—102.

Those voting in the negative are: None.

S. B. 146, a bill to be entitled An act to restore the original corporate limits of the town of Biltmore Forest in Buncombe County, and to authorize the issuance of refunding bonds by said town.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Head, Henry, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, McDonald, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatum, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warren, White, Williams of Hyde, Wilson, Woodall, Zickler—102.

Those voting in the negative are: None.

H. B. 288, a bill to be entitled An act to amend Section 2795 of the Consolidated Statutes of North Carolina, relating to ordinances for the public health of the State.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryan, Bryant, Bryson, Clegg. Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston,

Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, White, Williams of Pasquotank, Woodall, Zickler—97.

Those voting in the negative are: Mr. Ward—1.

H. B. 289, a bill to be entitled An act to amend Section 1335 of the Consolidated Statutes of North Carolina, relating to the county poor in various counties of the State.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craver, Cross, Davis, Day, Dees, Douglass, Dowtin, Eagles, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Warden, White, Williams of Pasquotank, Wilson, Zickler—100.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 309. A Joint Resolution of the House of Representatives and the Senate of North Carolina in answer to a resolution of the General Assembly of the State of Georgia, inviting the State of North Carolina, and other states, to confer with certain other states with reference to tax matters.

S. B. 134. An Act to validate certain waterworks bonds by the town of Carolina Beach, New Hanover County, North Carolina.

H. B. 54. An Act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Mecklenburg County. (Applicable also to Pitt County.)

H. B. 64. An Act to amend Chapter 146 of the Public Laws of North Carolina, Session of 1931, relative to the validation of sales of real estate made by administrators of deceased persons in good faith to obtain assets to pay the debts of the estate.

H. B. 228. An Act to repeal certain provisions of Section 1681 of the Consolidated Statutes, relating to compensation for damages to persons and property done by dogs in Mecklenburg County. (Applicable also to Stanly County.)

H. B. 245. An Act to aid the collection of back taxes and assessments in the town of Sylva.

On motion of Mr. Gardner the House adjourns and will meet tomorrow at twelve, noon.

THIRTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, February 19, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend C. W. Robbins of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Cherry, Nere E. Day, Jr., son of Representative Day of Onslow County, is made an Honorary Page of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Dees, for the Committee on Judiciary No. 1.

H. B. 366, a bill to be entitled An act to authorize the Board of Law Examiners to elect its own Chairman.

And

H. B. 377, a bill to be entitled An act to authorize and direct the Secretary of State to furnish certain volumes of Supreme Court Reports to the Library of State College.

And

S. B. 130, a bill to be entitled An act to enable the city of Rocky Mount to make temporary advances to the Rocky Mount Graded Schools District.

And

H. B. 374, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes, relating to the reimbursement to owners for livestock killed by stray and unknown dogs in Alamance County.

And

H. B. 276, a bill to be entitled An act to amend Chapter 78 of the Public Laws of North Carolina Session 1933 increasing the salaries of Solicitors of the Superior Courts.

And

H. B. 334, a bill to be entitled An act providing for rotating Grand Juries, and for purging the jury boxes, and relating to the Superior Courts applicable to Bladen County.

And

S. B. 77, a bill to be entitled An act to amend Section 766 of the Consolidated Statutes of North Carolina, by requiring commissioners appointed by the Courts to give bond in certain cases.

With favorable reports.

H. B. 152, a bill to be entitled An act to repeal Section 1037 (E) of Section 1, of Chapter 455, of the Public Laws of the Session 1931 of the North Carolina General Assembly, requiring a certain certificate of "convenience and necessity" to be issued to any person or corporation before constructing a power plant.

With a favorable report as amended.

And

H. B. 18, a bill to be entitled An act regulating the operation of motor vehicles on highways and public roads, within the State and to make imprisonment mandatory for each and every violation of the provisions of this act.

With an unfavorable report.

By Mr. Eagles, for the Committee on Agriculture.

H. B. 174, a bill to be entitled An act to prevent rabies in the State of North Carolina.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 328, a bill to be entitled An act to make it mandatory on the part of the Board of Commissioners of Gaston County to assume, in behalf of said County, all the debts and obligations of school districts within said County incurred in connection with the schools.

And

H. B. 330, a bill to be entitled An act to amend Chapter 55, of the Private Laws of 1915, as amended, relative to the pension fund for police of Wilmington, North Carolina.

And

H. B. 319, a bill to be entitled An act to repeal Chapter 584, Public-Local Laws of 1933, authorizing the County Commissioners of Columbus County to convey to a trustee real property bought by said County under tax foreclosure proceedings.

And

H. B. 363, a bill to be entitled An act to validate the acts of the Commissioners of the town of Windsor and tax collector in accepting bonds of the town of Windsor in payment of paving assessments and taxes and to allow payment of taxes for year 1933 and prior thereto to be paid with bonds.

And

H. B. 322, a bill to be entitled An act creating the office of Tax collector in Vance County.

And

H. B. 327, a bill to be entitled An act to amend the Charter of the town of Beaufort, North Carolina.

And

H. B. 313, a bill to be entitled An act relating to joint act of municipalities, as to water systems and sewage disposal.

With favorable reports.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 286, a bill to be entitled An act to amend Section 4410 of the Consolidated Statutes relating to carrying of concealed weapons.

H. B. 289, a bill to be entitled An act to amend Section 1335 of the Consolidated Statutes of North Carolina, relating to the county poor in the various counties of the State.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Dr. Douglass: H. B. 379, a bill to be enitled An act permitting all persons over sixty-five years of age to hunt and fish during open season without a license.

Referred to the Committee on Game.

By Messrs. Craig and Sullivan: H. B. 380, a bill to be entitled An act to repeal Chapter 125 of the Private Laws of 1931 entitled "An Act to permit the reduction of expenses and taxes in the city of Asheville."

Referred to the Committee on Judiciary No. 2.

By Mr. Wade: H. B. 381, a bill to be entitled An act to amend Chapter 134 of the Public-Local Laws of 1931, relating to the offices of tax collector and sheriff for Carteret County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Royster: H. B. 382, a bill to be entitled An act to authorize the transfer of School district sinking funds to county treasurers.

Referred to the Committee on Education.

By Messrs. Cone, Pickens and Hoyle: H. B. 383, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes of North Carolina relating to public drunkenness.

Referred to the Committee on Judiciary No. 2.

By Mr. Palmer: H. B. 384, a bill to be entitled An act to repeal Chapter 573 of the Public-Local Laws of 1925, relating to the Game Commission of Cabarrus County, and the disposition of certain funds in the Treasury of said Commission, and bringing Cabarrus County under the provisions of the Statewide game law.

Referred to the Committee on Judiciary No. 2.

By Mr. Thompson of Wake: H. B. 385, a bill to be entitled An act to authorize the Trustees of the University to construct and finance an athletic stadium for North Carolina State College out of funds other than general revenues of the State.

Referred to the Committee on Finance.

By Mr. Sparger, by request: H. B. 386, a bill to be entitled An act to amend certain Sections of Consolidated Statutes of North Carolina relating to the Election Law.

Referred to the Committee on Elections and Election Laws.

By Mr. White, by request: H. B. 387, a bill to be entitled An act prohibiting the sale of fireworks in Chowan County.

On motion of Mr. White the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Carr: H. B. 388, a bill to be entitled An act to amend Chapter 503 of the Public-Local Laws of 1929, relating to compensation of County Commissioners of Duplin County.

Placed on the Calendar.

And

H. B. 389, a bill to be entitled An act to protect and segregate the funds collected and received from the motor vehicle operators in the State of North Carolina and commonly known as the State Highway Funds.

Referred to the Committee on Roads.

By Mr. Williams of Hyde: H. B. 390, a bill to be entitled An act to compel all county officers to make promptly the reports required of them by law, and to affix penalties and forfeitures for failure to make said report.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Blount of Pitt, Palmer, Johnston, Paylor, Rouse and Blount of Beaufort: H. B. 391, a bill to be entitled An act to direct the State Highway and Public Works Commission to refund or pay to the several counties of the State, hereinafter defined, in ten annual installments, the donations or loans furnished the State Highway Commission by said counties for the construction of certain main highways.

Referred to the Committtee on Roads.

By Messrs. Scholl, Ervin and Tonissen: H. B. 392, a bill to be entitled An act to amend Section 9, of Chapter 276 of the Public-Local Law of 1933 relating to the office of Treasurer-Tax Collector of Mecklenburg County.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 102, a bill to be entitled An act to appropriate five hundred dollars as an emergency fund for medical examination and transportation of indigent sick veterans to hospitals.

Referred to the Committee on Appropriations.

Senate Substitute for H. B. 104, a bill to be entitled An act to amend Chapter 266, of the Public Laws of 1933, relating to the fees for registering Federal crop liens and Federal chattel mortgages.

Placed on the Calendar for adoption of Senate Substitute.

S. B. 157, a bill to be entitled An act to amend Chapter 121 of the Private Laws of 1931, entitled "An act to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes."

Placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 41, a bill to be entitled An act to increase the salaries of State employees earning less than eighteen hundred dollars per year twenty per cent, effective January 1, 1935.

On motion of Mr. McDonald the bill is recommitted to the Committee on Appropriations.

H. B. 247, a bill to be entitled An act to vest in United States Commissioners the same powers to take acknowledgments of deeds and other instruments as now vested in a Notary Public.

The bill fails to pass its second reading.

H. B. 323, a bill to be entitled An act to authorize and empower the Boards of Commissioners of the several counties to purchase and furnish to farmers in said county necessary equipment to be used in the preparation and cultivation and treatment of farm lands in such manner as to prevent erosion.

As amended the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 40, a bill to be entitled An act to amend Section 1744 of the North Carolina Code, relating to procedure for sale of property in which there are remainders to uncertain persons.

On motion of Mr. Sullivan the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 317, a bill to be entitled An act for the adjustment of the bonded indebtedness and relief of taxpayers of Swain County and the town of Bryson City.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—108.

Those voting in the negative are: None.

H. B. 318, a bill to be entitled An act to ratify the postponement of sales of land for taxes, to authorize the issuing of alias summons, to perfect fore-

closure proceedings and publication of pending suits, and the adjustment and payments of delinquent taxes in Swain County and the town of Bryson City.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warren, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—108.

Those voting in the negative are: None.

On motion of Mr. Harris H. B. 354, a bill to be entitled An act to provide for the election of a board of five trustees for the Sanford Graded School District in Lee County, is taken from the Committee on Education and placed on the Calendar.

On motion of Mr. Jonas H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929 with reference to the Tax Collector for Rutherford County, is taken from the Committee on Finance and placed on the Calendar.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 176. Joint Resolution memorializing Congress to use granite and natural stone in the construction of public buildings.

S. B. 51. An Act to amend Section 660, Consolidated Statutes by providing for the time of docketing appeals from Justices of the Peace.

S. B. 111. An Act to prescribe the fees for applicants for examination for license from the Board of Law Examiners, and to provide for the compensation of members of the Board of Law Examiners.

S. B. 112. An act to amend Chapter 210 of the Public Laws of 1933, relating to the compensation of Councillors of the North Carolina State Bar.

S. B. 119. An Act to authorize the Department of Conservation and Development Board to make rules and regulations concerning fishing and appliances and apparatus used therein, such as were authorized by Consolidated Statutes 1878, and reënact the said Section.

H. B. 128. An Act to reënact Section 1745 of Consolidated Statutes of 1919 to validate judgments under which sales of contingent remainders have been made.

H. B. 161. An Act to amend Chapter 185, Public-Local Laws of 1933, relating to maximum salaries of Judge and Solicitor of the General County Court of Wilson County.

On motion of Mr. Dees the House adjourns and will meet tomorrow at twelve o'clock, noon.

THIRTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, February 20, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend W. A. Cade of the city of Burlington.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The following are made honorary pages of the House: Frank Brown, J. S. McNider, and Nora Lee Cook.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 359, a bill to be entitled An act to amend Section 3973 of the Consolidated Statutes relating to the registration of trademarks.

And

S. B. 44, a bill to be entitled An act to amend Section 6143 of the Consolidated Statutes relating to the powers of the Historical Commission to receive gifts for special purposes.

And

H. B. 384, a bill to be entitled An act to repeal Chapter 573 of the Public-Local Laws of 1925, relating to Game Commission of Cabarrus County, and the disposition of certain funds in the treasury of said Commission, and bringing Cabarrus County under the provisions of the Statewide Game Law.

And

H. B. 380, a bill to be entitled An act to repeal Chapter 125 of the Private Laws of 1931 entitled "An Act to permit the reduction of expenses and taxes in the city of Asheville."

And

S. B. 26, a bill to be entitled An act to correct and clarify typographical errors and amend Chapter 460 of the Public-Local Laws of 1931 as it relates to the Pitt County Peace Officers' Protective Association.

With favorable reports.

And

H. B. 149, a bill to be entitled An act to enlarge the powers of guardians.

And

H. B. 301, a bill to be entitled An act to make robbery in certain cases with fire arms a capital felony.

With unfavorable reports.

And

H. B. 266, a bill to be entitled An act to reduce the Board of Aldermen of the town of Black Mountain from five to three, and to provide compensation for said Board at their option.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 381, a bill to be entitled An act to amend Chapter 134, Public-Local Laws of 1931, relating to the offices of Tax Collector and Sheriff for Carteret County.

And

S. B. 161, a bill to be entitled An act to incorporate Northeast Free Will Baptist Church near Mt. Olive, North Carolina in the county of Wayne.

With favorable reports.

And

S. B. 181, a bill to be entitled An act to provide for the establishment of a Civil Service Board for rural police system for Mecklenburg County.

With a favorable report as amended.

And

H. B. 241, a bill to be entitled An act to appoint additional members to serve on the Board of Commissioners for Polk County and to fix their salary and term of office.

With an unfavorable report, with a minority report attached.

And

H. B. 325, a bill to be entitled An act to repeal Chapter 20, Public-Local Laws 1933, Chapter 612, Public-Local Laws 1925, and Chapter 664, Public-Local Laws of 1917 and to establish a system of rural police for Mecklenburg County.

With an unfavorable report.

By Mr. Taylor, for the Committee on Commercial Fisheries.

H. B. 378, a bill to be entitled An act to amend Section 1885 of the Consolidated Statutes, relating to the powers and duties of the State Fisheries Commissioner, Assistant Commissioner, and Inspectors.

With a favorable report.

And

H. B. 114, a bill to be entitled An act to regulate fishing in Sampson County.

And

H. B. 298, a bill to be entitled An act to allow fish to be taken with nets from Trent River and White Oak River in Jones County during the open season on said fish without payment of fee or tax on nets.

With unfavorable reports.

And

S. B. 90, a bill to be entitled An act to repeal Chapter 42, Public Laws of 1933, prohibiting the taking of Shad Fish from the Atlantic Ocean along the border of Brunswick, New Hanover, Pender and Onslow counties.

With a favorable report and on motion of Mr. Taylor the bill is recommitted to the Committee on Commercial Fisheries.

By Mr. Cherry, for the Committee on Finance.

H. B. 385, a bill to be entitled An act to authorize the Trustees of the University to construct and finance an athletic stadium for North Carolina State College out of funds other than general revenues of the State.

H. B. 341, a bill to be entitled An act to authorize the Commissioners of Pasquotank County to defer sales of real estate for unpaid taxes not exceeding five dollars.

And

H. B. 371, a bill to be entitled An act to authorize the use of town bonds of the town of Beaufort, Carteret County in the payment of certain delinquent taxes due the said muncipality.

With favorable reports.

And

S. B. 172, a bill to be entitled An act to validate extension of time for tax sales in Yadkin County.

With an unfavorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 288, a bill to be entitled An act to amend Section 2795 of the Consolidated Statutes of North Carolina, relating to ordinances for the public health of the State.

H. B. 323, a bill to be entitled An act to authorize and empower the boards of commissioners of the several counties to purchase and furnish to farmers in said county necessary equipment to be used in the preparation and cultivation and treatment of farm lands in such manner as to prevent erosion.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Cook: H. B. 393, a bill to be entitled An act to authorize and empower the Board of Commissioners of Alamance County to purchase and lease and furnish to farmers in said county necessary equipment to be used in the treatment of farm lands to prevent erosion.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Cooper and Hobbs: H. B. 394, a bill to be entitled An act to fix the minimum salaries of Sheriff, Judge of Recorder's Court and deputy or assistant Clerk of Superior Court.

Referred to the Committee on Salaries and Fees.

By Mr. Sink: H. B. 395, a bill to be entitled An act to amend Chapter 647 of the Public-Local Laws of 1911, relating to the Recorder's Court of Thomasville.

On motion of Mr. Sink the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mrs. Hutchins: H. B. 396, a bill to be entitled An act to appoint a county accountant for Yancey County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Kelly: H. B. 397, a bill to be entitled An act to provide for the safety of school children in transportation.

Referred to the Committee on Education.

By Mr. Sherard: H. B. 398, a bill to be entitled An act to allow guests at Kanuga Lake, Henderson County, to fish without procuring license.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Wade: H. B. 399, a bill to be entitled An act to amend Chapter 131, Private Laws of 1933, relating to the harbor Morehead City.

Referred to the Committee on Conservation and Development.

By Mr. Swift: H. B. 400, a bill to be entitled An act to require listing for taxation paid up stock in building and loan associations.

Referred to the Committee on Banks and Banking.

And

H. B. 401, a bill to be entitled An act to place Mrs. Sarah Hendrix of Watauga County on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Barnes: H. B. 402, a bill to be entitled An act to validate all sales for taxes made by the Sheriff of Wilson County.

Referred to the Committee on Judiciary No. 1.

By Dr. Carr: H. B. 403, a bill to be entitled An act to fix the salaries of certain elective State officials.

Referred to the Committee on Salaries and Fees.

By Mr. Ray: H. B. 404, a bill to be entitled An act to allow the county of Macon and municipalities therein to refund tax sales certificates.

Referred to the Committee on Finances.

By Messrs. Taylor and Davis: H. R. 405, joint resolution requesting Congress promptly to enact legislation providing that warrant officers of the Coast Guard shall be promoted to chief warrant grade upon the same conditions as warrant officers of the Navy are required to be promoted to chief warrant grade.

Referred to the Committee on Military Affairs.

By Mr. Taylor: H. B. 406, a bill to be entitled An act to amend Chapter 375, Public Laws of 1933, relating to motor vehicles so as to exempt from

provisions of said Act certain vehicles used in the transportation of farm products.

Referred to the Committee on Roads.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 73, a bill to be entitled An act to establish a State Commission for the improvement of the condition of the blind and the prevention of blindness in the State of North Carolina and to make an appropriation therefor.

Placed on the Calendar.

S. R. 160, joint resolution to provide for appointment of a commission to study, consider, and present a plan for the revision and simplification of the laws relating to the descent and distribution of property of intestates, wills and the probate thereof, the administration of estates and trusts, and other allied matters together with a draft of proposed new legislation in connection therewith to the 1937 Session of the General Assembly.

Placed on the Calendar.

S. B. 200, a bill to be entitled An act to amend Subsection 6 of Section 3924 (d) of the Consolidated Statutes of North Carolina with reference to transactions exempted from the operation of the capital issues law.

Referred to the Committee on Banks and Banking.

S. B. 207, a bill to be entitled An act to amend Chapter 282, Public Laws of 1933, relating the salary of State Librarian.

Referred to the Committee on Salaries and Fees.

H. B. 314, a bill to be entitled An act to empower the governing body of the town of Canton, Haywood County to release churches of special assessments.

Placed on the Calendar for concurrence in the Senate amendment.

CALENDAR

Bills and resolutions on the calendar are taken up and disposed of as follows:

H. B. 363, a bill to be entitled An act to validate the acts of the Commissioners of the town of Windsor and Tax Collector in accepting bonds of the town of Windsor in payment of paving assessments and taxes and to allow payment of taxes for years 1933 and prior thereto to be paid with bonds.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 388, a bill to be entitled An act to amend Chapter 503, Public-Local Laws of 1929, relating to compensation of County Commissioners of Duplin County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 374, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes, relating to the reimbursement to owners for livestock killed by stray and unknown dogs in Alamance County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 130, a bill to be entitled An act to enable the city of Rocky Mount to make temporary advances to the Rocky Mount Graded School District.

Passes its second and third readings and is ordered enrolled.

S. B. 157, a bill to be entitled An act to amend Chapter 121, Private Laws of 1931, entitled "An Act to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes."

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 327, a bill to be entitled An act to amend the charter of the town of Beaufort, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 330, a bill to entitled An act to amend Chapter 55, Private Laws of 1915, as amended, relative to the pension fund for police of Wilmington, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 334, a bill to be entitled An act providing for rotating Grand Juries, and for purging the jury boxes, and relating to the Superior Courts applicable to Bladen County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 354, a bill to be entitled An act to provide for the election of a board of five Trustees for the Sanford Graded School District in Lee County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 313, a bill to be entitled An act relating to joint act of municipalities as to water systems and sewage disposal.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 319, a bill to be entitled An act to repeal Chapter 584, Public-Local Laws of 1933, authorizing the County Commissioners of Columbus County to convey to a trustee real property bought by said county under tax foreclosure proceedings.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 322, a bill to be entitled An act creating the office of Tax Collector in Vance County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929, with reference to the tax collector for Rutherford County.

On motion of Mr. Sullivan the bill is recommitted to the Committee on Judiciary No. 2.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House:

Committee Substitute for S. B. 3, a bill to be entitled An act to provide for the licensing of motor vehicle operators and chauffeurs upon the public highways and to make uniform the law relating thereto, the enforcement thereof and to provide for its operation.

An amendment offered by Mr. Barker is adopted.

An amendment offered by Mr. McDonald is lost.

An amendment offered by Mr. Jones is adopted.

An amendment offered by Mr. Thompson of Wake is lost.

An amendment offered by Mr. Uzzell is adopted.

An amendment offered by Mr. Bean is adopted.

An amendment offered by Mr. Hobbs is adopted.

Further consideration of the bill is deferred until tomorrow's Session.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 146. An Act to restore the original corporate limits of the town of Biltmore Forest in Buncombe County, and to authorize the issuance of refunding bonds of said town.

H. B. 29. An Act to prohibit the manufacture, sale, possession and use of slot machines, gambling apparatus and devices.

H. B. 295. An Act to amend Chapter 41, Public-Local Laws of 1933, relating to bonds of certain officers in Swain County.

H. B. 249. An Act providing for the control and operation of the Lexington City Administrative Unit and for vesting title to public school property in a board of education.

H. B. 264. An Act to validate sales of land for taxes by the county of Macon and the several incorporated towns therein.

H. B. 267. An Act to amend Chapter 536 Public-Local Laws of 1933, relative to taxation of peddlers in Cabarrus and Davidson counties.

H. B. 299. An Act to validate certain sales of land for taxes in Jones County and certificates issued in pursuance thereof.

H. B. 300. An Act authorizing the Board of Commissioners of New Hanover County to appropriate money to the Wilmington Port Traffic Association, Incorporated.

H. B. 368. An Act supplemental to an Act, entitled An Act to validate certain sales of land for taxes and certificates issued in pursuance thereof, and being House Bill 119 ratified on February 5, 1935.

On motion of Mr. Sparger the House adjourns and will meet tomorrow at twelve o'clock, noon.

THIRTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, February 21, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend E. J. Harbison of Mocksville, North Carolina.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The Speaker announces the following addition to the Committee on Insane Asylums: Mr. Stone.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 361, a bill to be entitled An act to provide for a deputy sheriff of Graham County.

With a favorable report.

By Mr. Cherry, for the Committee on Finance.

H. B. 11, a bill to be entitled An act to levy a tax for the privilege of manufacturing cigarettes, cigars, snuff, and other tobacco products.

With an unfavorable report.

By Mr. Lindsey, for the Committee on Game.

H. B. 159, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1933, relative to open season on certain game in Swain, Macon, Jackson, Clay, Cherokee, Graham, Buncombe, Haywood, Henderson, and Transylvania counties.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

S. B. 99, a bill to be entitled An act for the protection of game on the Roanoke River in Bertie County during freshets.

And

H. B. 124, a bill to be entitled An act to prohibit the setting of steel traps in Martin County.

And

H. B. 312, a bill to be entitled An act to amend Section 1864 of the Consolidated Statutes relative to depredations of domestic fowl in certain counties.

With favorable reports.

And

H. B. 379, a bill to be entitled An act permitting all persons over sixty-five years of age to hunt and fish during open season without a license.

With an unfavorable report.

By Mr. Bryant, for the Committee on Appropriations.

H. B. 113, a bill to be entitled An act to amend the Consolidated Statutes of North Carolina with reference to the establishment and maintenance of a free employment service.

And

S. B. 102, a bill to be entitled An act to appropriate five hundred dollars as an emergency fund for medical examination and transportation of indigent sick veterans to hospitals.

With a favorable report.

And

H. B. 179, a bill to be entitled An act to appropriate five hundred dollars as an emergency fund for medical examination and transportation of indigent sick veterans to hospitals.

H. B. 212, a bill to be entitled An act to amend S. B. 538 and S. B. 549 of the Public Laws of North Carolina of 1933 relating to the incorporation of the North Carolina State Thrift Society and the provision for instruction in thrift and saving in the public schools of the State.

With unfavorable reports.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Sherard: H. B. 407, a bill to be entitled An act relating to the corporate limits of the town of Laurel Park in Henderson County.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Bowie, Jonas, Zickler, Bowers, Williams of Hyde, and Clegg: H. B. 408, a bill to be entitled An act to aid counties of the State in payment of local road bonded indebtedness by allocating to said counties one cent on the gallon of the taxes now levied and collected on motor fuels of the State.

Placed on the Calendar.

By Mr. Gardner: H. B. 409, a bill to be entitled An act to amend the Absentee Voting Law so as to prevent the fraudulent use thereof.

Referred to the Committee on Elections and Election Laws.

By Mr. Thomas of Harnett: H. B. 410, a bill to be entitled An act to repeal Chapter 353 of the Public-Local Laws of North Carolina, Session of 1933, relating to the compensation of certain officers of Harnett County.

On motion of Mr. Thomas the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Clegg and Cooper: H. B. 411, a bill to be entitled An act to amend Chapter 243 of the Public Laws of North Carolina for the Session of 1933.

Referred to the Committee on Judiciary No. 2.

By Mr. Kelly: H. B. 412, a bill to be entitled An act for the protection of Plain View Free Will Baptist Church in Sampson County, North Carolina.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Pickens: H. B. 413, a bill to be entitled An act to provide for the general and uniform recordation of decrees of absolute divorce in the office of the Clerk of the Supreme Court of North Carolina.

Referred to the Committee on Judiciary No. 2.

By Mr. Ervin: H. B. 414, a bill to be entitled An act to amend Section 465 of the Consolidated Statutes of 1919, relating to the venue of action upon official bonds and against executors and administrators.

Referred to the Committee on Judiciary No. 1.

By Mr. White: H. R. 415, a joint resolution assuring the Governor of Virginia that North Carolina will retain its present prohibition laws, provided the state of Virginia will remit certain revenue to North Carolina.

The resolution passed its first reading and on motion of Mr. Bowie, further consideration of the resolution is postponed indefinitely.

By Mr. Lumpkin: H. B. 416, a bill to be entitled An act relating to service of Grand Jurors in Franklin County.

Placed on the Calendar.

By Mr. Howard, by request: H. B. 417, a bill to be entitled An act to appropriate twenty-five thousand dollars a year for the next biennium for the support of the North Carolina Symphony Orchestra.

Referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 28, a bill to be entitled An act to amend Section 2334 of the Consolidated Statutes relating to the Grand Jury of Montgomery County.

Placed on the Calendar.

S. B. 184, a bill to be entitled An act to permit municipalities in Columbus County to tax amusements operating within one mile of the corporate limits thereof.

Referred to the Committee on Counties, Cities and Towns.

S. B. 213, a bill to be entitled An act to amend the Charter of the town of Ramseur in Randolph County, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

S. R. 210, a joint resolution inviting Honorable Cameron Morrison to address the General Assembly.

Referred to the Committee on Judiciary No. 1.

S. R. 197, a joint resolution for the appointment of a committee to attend the second Interstate Assembly of Legislators at Washington, D. C., on February 28, March 1 and 2, 1935.

Referred to the Committee on Appropriations.

UNFINISHED BUSINESS

The Speaker lays before the House for its further consideration, Committee Substitute for S. B. 3, a bill to be entitled An act to provide for the licensing of motor vehicle operators and chauffeurs upon the public highways and to make uniform the law relating thereto, the enforcement thereof, and to provide for its operation.

Amendments offered by Messrs. Hobbs. Bryant, Jonas, and Hatcher are adopted.

Amendments offered by Messrs. Clegg, O'Berry, Lumpkin, White, Scholl, Carr, and Cooper are lost.

The question now recurs upon the passage of the Substitute Bill as amended, on its second reading.

As amended, the Substitute Bill passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree Cross, Davis, Day, Dees, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Meekins, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, White, Williams of Hyde, Williams of Pasquotank, Woodall, Zickler—105.

Those voting in the negative are: Messrs. Craver, Klutz, Moody, Wade—4.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 378, a bill to be entitled An act to amend Section 1885 of the Consolidated Statutes relating to the powers and duties of the State Fisheries Commissioner, Assistant Commissioners, and Inspectors.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 385, a bill to be entitled An act to authorize the Trustees of the University to construct and finance an athletic stadium for North Carolina State College out of funds other than general revenues of the State.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 44, a bill to be entitled An act to amend Section 6143 of the Consolidated Statutes relating to the powers of the Historical Commission to receive gifts for special purposes.

Passes its second and third readings and is ordered enrolled.

Senate Substitute for H. B. 104, a bill to be entitled An act to amend Chapter 266 of the Public Laws of 1933, relating to the fees for registering Federal crop liens and Federal chattel mortgages.

For adoption of the Senate Substitute.

On motion of Mr. Ward the House fails to adopt the Senate Substitute and a conference is asked for.

The Speaker appoints as conferees on the part of the House, Messrs. Ward, Eagles, and McEachern and the Senate is so notified.

H. B. 152, a bill to be entitled An act to repeal Section 1037 (E) of Section 1, Chapter 455 of the Public Laws of the Session of 1931 of North Carolina General Assembly, requiring a certificate of "convenience and necessity" to be issued to any person or corporation before constructing a power plant.

As amended, the bill passes its second and third readings and is ordered engrossed.

H. B. 314, a bill to be entitled An act to empower the governing body of the town of Canton, Haywood County, to release churches of special assessments.

For concurrence in the Senate amendment.

On motion of Mr. Bailey, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 266, a bill to be entitled An act to reduce the Board of Aldermen of the town of Black Mountain from five (5) to three (3) and to provide compensation for said Board at their option.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 341, a bill to be entitled An act to authorize the Commissioners of Pasquotank County to defer sales of real estate for unpaid taxes not exceeding five dollars.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 371, a bill to be entitled An act to authorize the use of town bonds of the town of Beaufort, Carteret County, in the payment of certain delinquent taxes due the said municipality.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 380, a bill to be entitled An act to repeal Chapter 125 of the Private Laws of 1931 entitled "An Act to permit the reduction of expenses and taxes in the city of Asheville."

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 381, a bill to be entitled An act to amend Chapter 134 of the Public-Local Laws of 1931, relating to the offices of tax collector and sheriff for Carteret County.

Passes its second and third readings and is ordered sent to the Senate without engrossments.

H. B. 384, a bill to be entitled An act to repeal Chapter 573 of the Public-Local Laws of 1925, relating to the Game Commission of Cabarrus County,

and the disposition of certain funds in the treasury of said Commission, and bringing Cabarrus County under the provisions of the State-wide Game Law.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 276, a bill to be entitled An act to amend Chapter 78 of the Public Laws of North Carolina, Session of 1933, increasing the salaries of Solicitors of the Superior Court.

On motion of Mr. Bryant, the bill is recommitted to the Committee on Appropriations.

H. B. 359, a bill to be entitled An act to amend Section 3973 of the Consolidated Statutes relating to the registration of trademarks.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 366, a bill to be entitled An act to authorize the Board of Law Examiners to elect its own Chairman.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 377, a bill to be entitled An act to authorize and direct the Secretary of State to furnish certain volumes of Supreme Court Reports to the Library of State College.

Passes its second and third readings and is ordered sent to the Senate with engrossment.

S. B. 26, a bill to be entitled An act to correct and clarify typographical errors and amend Chapter 460 of the Public-Local Laws of 1931 as it relates to Pitt County Peace Officers' Protective Association.

Passes its second and third readings and is ordered enrolled.

S. B. 161, a bill to be entitled An act to incorporate Northeast Free Will Baptist Church near Mt. Olive, North Carolina, in the county of Wayne.

Passes its second and third readings and is ordered enrolled.

S. B. 181, a bill to be entitled An act to provide for the establishment of a Civil Service Board for the rural police system of Mecklenburg County.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendments.

S. B. 73, a bill to be entitled An act to establish a State Commission for the improvement of the condition of the blind and the prevention of blindness in the State of North Carolina and to make appropriation therefor.

On motion of Mr. Bryant the bill is recommitted to the Committee on Appropriations.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 128. An Act to provide for an emergency appropriation for public roads and bridges.

S. B. 130. An Act to enable the city of Rocky Mount to make temporary advances to the Rocky Mount Graded School District.

H. B. 117. An Act validating certain outstanding bonded indebtedness of the town of Benson and authorizing the issuance of refunding and funding bonds of said town.

H. B. 218. An Act relating to the officers of Transylvania County.

H. B. 250. An Act to validate certain bonds and notes of the town of Roxboro and authorizing the issuance of refunding and funding bonds of said town.

H. B. 350. An Act to regulate the drawing of Grand Jurors in Alamance County.

H. B. 360. An Act to amend Section 2366 of the Consolidated Statutes relative to the forfeiture of right of possession of land by tenant or cropper, by making same applicable to Guilford County.

H. B. 393. An Act to authorize and empower the Board of Commissioners of Alamance County to purchase and lease and furnish to farmers in said county necessary equipment to be used in the treatment of farm lands to prevent erosion.

H. B. 231. An Act authorizing the issuance of refunding bonds of Wayne County, and validating the outstanding bonded indebtedness to be refunded by said refunding bonds.

S. B. 157. An Act to amend Chapter 121, Private Laws of 1931, entitled "An Act to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes."

On motion of Mr. Gardner the House adjourns and will meet tomorrow at twelve o'clock, noon.

THIRTY-NINTH DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, February 22, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Carl M. Townsend of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

PETITIONS AND MEMORIALS

Petitions and Memorials are presented by Mr. Kelly which are read and referred to the appropriate committees.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cherry, for the Committee on Finance.

S. B. 140, a bill to be entitled An act to enable banks and other depositories and fiduciaries to make loans secured by real estate and to invest in mortgages where the same are insured pursuant to Title II of the National Housing Act to invest in obligations of National Mortgage Associations and to make loans pursuant to Title I of the National Housing Act.

With a favorable report, as amended.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 24, a bill to be entitled An act to amend Chapter 319 of the Public Laws of North Carolina, Session 1933, known as the Beverages Control Act of 1933.

With an unfavorable report.

And

H. B. 272, a bill to be entitled An act to provide for and regulate the manufacture, transportation and sale of malt, brewed and fermented beverages and to repeal all laws in conflict with this act and to provide for license, excise and sales taxes upon the business of dealing in such beverages.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 355, a bill to be entitled An act to eliminate penalties and interests upon certain tax sale certificates and tax lien notes in Clay County, and the town of Hayesville to authorize the issuing of alias summons, to validate tax lien notes and relating to tax suits pending and otherwise give tax relief in Clay County.

And

S. B. 148, a bill to be entitled An act to amend the Recorder's Court Act relating to the town of Dunn.

With favorable reports.

By Mr. Vann, for the Committee on Counties, Cities, and Towns.

S. B. 213, a bill to be entitled An act to amend the Charter of the town of Ramseur in Randolph County, North Carolina.

And

H. B. 396, a bill to be entitled An act to appoint a county accountant for Yancey County.

And

S. B. 184, a bill to be entitled An act to permit Municipalities, in Columbus County to tax amusements operating within one mile of the corporate limits thereof.

With favorable reports.

And

H. B. 367, a bill to be entitled An act to repeal Chapter 121, Section 1, Private Laws of 1929, relating to the relief of certain taxpayers of the city of Raleigh.

With a favorable report.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

And

S. B. 180, a bill to be entitled An act to amend the Charter of the town of Weldon, in Halifax County.

With a favorable report.

On motion of Mr. Vann the bill is placed upon its immediate passage.

As amended, the bill passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

By Mr. Lumpkin, for the Committee on Banks and Banking.

H. B. 307, a bill to be entitled An act to require all funds of Avery County to be deposited in some bank in Avery County.

And

H. B. 333, a bill to be entitled An act to repeal Chapter 238 Public Laws of 1933, and to validate the sale of certain assets of defunct banks.

With favorable reports.

ENGROSSED BILLS

Mr. Palmer, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 152, a bill to be entitled An act to repeal Section 1037 (E) of Section 1, of Chapter 455, of the Public Laws of the Session of 1931, of North Carolina General Assembly, requiring a certificate of "convenience and necessity," to be issued to any person or corporation before constructing a power plant.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Dr. Carr: H. R. 418, joint resolution for adjournment in honor of George Washington.

On motion of Dr. Carr the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Page, by request: H. B. 419, a bill to be entitled An act to regulate the operation of filling stations in Bladen County.

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Meekins: H. B. 420, a bill to be entitled An act to validate outstanding notes of the county of Caldwell and to provide for the issuance of bonds to fund said notes.

Placed on the Calendar.

And

H. B. 421, a bill to be entitled An act to amend Chapter 37, of the Private Laws, Session 1909, to provide for primary elections for the city of Lenoir.

On motion of Mr. Meekins the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bryan: H. B. 422, a bill to be entitled An act to approve and confirm the acts of the Board of County Commissioners of Wilkes County, in

accepting and approving the tax settlements of the sheriff of Wilkes County for the years 1928 to 1934, both inclusive.

Placed on the Calendar.

By Mr. Bryan: H. B. 423, a bill to be entitled An act to ratify sales of land for taxes in Wilkes County.

Placed on the Calendar.

By Mr. Norwood, by request: H. B. 424, a bill to be entitled An act to provide for five school committeemen in consolidated school districts having an average attendance of five hundred or more.

Referred to the Committee on Education.

By Mr. O'Berry: H. B. 425, a bill to be entitled An act to provide for the establishment of a state fund in an emergency for the purpose of providing insurance for employers subject to the Workmen's Compensation Act, and to provide for the administering of said fund.

Referred to the Committee on Insurance.

By Mr. Alspaugh: H. B. 426, a bill to be entitled An act supplement to an act "Entitled An Act to prohibit the manufacture, sale, possession and use of slot machines, gambling apparatus and devices," being House Bill 29 and ratified on February 20, 1935.

The bill passes its first reading, and on motion of Mr. Ervin the bill is laid on the table.

And

H. B. 427, a bill to be entitled An act to amend Chapter 165 of the Public-Local Laws of 1911, relative to public drunkenness.

On motion of Mr. Alspaugh the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Dr. Carr, by request: H. B. 428, a bill to be entitled An act to reduce the tax on gasoline.

Referred to the Committee on Roads.

By Mr. Clegg: H. B. 429, a bill to be entitled An act to amend Section 2482 of Chapter 49 of the Consolidated Statutes entitled "Liens."

Referred to the Committee on Judiciary No. 2.

And

H. B. 430, a bill to be entitled An act to amend Chapter 22 of the Consolidated Statutes entitled "Corporations" so as to provide a penalty for failure by a foreign corporation to comply with its terms.

Referred to the Committee on Judiciary No. 2.

By Mr. Williams of Pasquotank: H. B. 431, a bill to be entitled An act to authorize the City Council of Elizabeth City to defer sales of real estate for unpaid taxes not exceeding five dollars.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Lindsey and Stone: H. B. 432, a bill to be entitled An act validating certain acts of the Board of Commissioners of the town of Stoneville in Rockingham County.

On motion of Mr. Lindsey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Clegg, Lindsey, Stone and O'Berry: H. B. 433, a bill to be entitled An act relating to the liability of owners and operators of motor vehicles to guests.

Referred to the Committee on Insurance.

By Mr. Sentelle: H. B. 434, a bill to be entitled An act authorizing the County Commissioners of Brunswick County to make adjustments with delinquent taxpayers.

Referred to the Committee on Finance.

By Dr. Peterson: H. B. 435, a bill to be entitled An act to amend Sections 4657 and 4658 of the Consolidated Statutes substituting death by administration of lethal gas for death by electrocution in North Carolina.

Referred to the Committee on Penal Institutions.

By Mr. Jonas: H. B. 436, a bill to be entitled An act to amend Chapters 220 and 236 of the Public-Local Laws of 1933, relative to salaries of Superior Court Reporters in Lincoln and Catawba counties.

Placed on Calendar.

By Mr. Howard: H. B. 437, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes so as to make public drunkenness a misdemeanor in Orange County.

Placed on the Calendar.

By Mr. Palmer, by request: H. B. 438, a bill to be entitled An act to amend Chapter 146 of the Public-Local Laws of 1923, relative to the salary of the Treasurer of Cabarrus County.

Referred to the Committee on Judiciary No. 2.

By Messrs. Tonissen, Scholl and Ervin: H. B. 439, a bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927, being a "Uniform Act regulating operation of vehicles on highways" so as to provide that all cars sold after January 1, 1936, shall be provided with safety glass throughout.

Referred to the Committee on Roads.

By Mr. Barnes, by request: H. B. 440, a bill to be entitled An act to repeal Section 1934 of the Consolidated Statutes relating to examination of the Clerk of the Court's office by the Solicitor.

Referred to the Committee on Judiciary No. 1.

By Mr. Sparger: H. B. 441, a bill to be entitled An act to amend Section 5986 of the Consolidated Statutes, as amended, so as to provide a more expeditious method of hearings and determining election contests by the courts.

Referred to the Committee on Elections and Election Laws.

By Mr. Ray: H. B. 442, a bill to be entitled An act regarding hunting in Macon County.

On motion of Mr. Ray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 190, a bill to be entitled An act to appoint members and fix their terms and reduce membership of County Board of Education of McDowell County.

Referred to the Committee on Education.

S. B. 198, a bill to be entitled An act to abolish the office of public cotton weigher for the town of Whitakers, situated in Edgecombe and Nash counties.

Referred to the Committee on Judiciary No. 1.

H. B. 112, a bill to be entitled An act to regulate the practices and fees of Justices of the Peace in certain cases in Cumberland County, North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. McQueen the House concurs in the Senate amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 312, a bill to be entitled An act to amend Section 1864 of the Consolidated Statutes relative to depredations of domestic fowls in certain counties.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 361, a bill to be entitled An act to provide a deputy sheriff for Graham County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 416, a bill to be entitled An act relating to service of Grand Jurors in Franklin County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 28, a bill to be entitled An act to amend Section 2334 of the Consolidated Statutes relating to the Grand Jury of Montgomery County.

Passes its second and third readings and is ordered enrolled.

S. B. 99, a bill to be entitled An act for the protection of game on the Roanoke River in Bertie County during freshets.

Passes its second and third readings and is ordered enrolled.

H. B. 124, a bill to be entitled An act to prohibit the setting of steel traps in Martin County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 102, a bill to be entitled An act to appropriate five hundred dollars as an emergency fund for medical examination and transportation of indigent sick veterans to hospitals.

Passes its second and third readings and is ordered enrolled.

H. B. 408, a bill to be entitled An act to aid counties of the State in payment of local road bonded indebtedness by allocating to said counties one cent on the gallon of the taxes now levied and collected on motor fuels of the State.

On motion of Mr. Ward the bill is recommitted to the Committee on Roads.

S. B. 77, a bill to be entitled An act to amend Section 766 of the Consolidated Statutes of North Carolina, by requiring commissioners appointed by the Courts to give bonds in certain cases.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. R. 160, joint resolution to provide for the appointment of a commission to study, consider, and present a plan for the revision and simplification of the laws relating to the descent and distribution of property of intestates, wills and the probate thereof, the administration of estates and trusts, and other allied matters, together with a draft of proposed new legislation in connection therewith to the 1937 Session of the General Assembly.

Passes its second and third readings and is ordered enrolled.

S. R. 210, inviting Honorable Cameron Morrison to address the General Assembly.

On motion of Mr. Ervin the Resolution is taken from the Committee on Judiciary No. 1, and placed on the Calendar for its immediate consideration.

As amended, the Resolution passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 159, a bill to be entitled An act to amend Chapter 422 of the Public Laws of 1933 relative to open season on certain game in Swain, Macon, Jackson, Clay, Cherokee, Graham, Buncombe, Haywood, Henderson and Transylvania counties.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

Committee Substitute for S. B. 3, a bill to be entitled An act to provide for the licensing of motor vehicle operators and chauffeurs upon the public highways and to make uniform the law relating thereto, the enforcement thereof, and to provide for its operation.

As amended the Substitute bill passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House amendment.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Cross, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrett, Gibson, Gray, Harris, Houser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, McCall, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Tonissen, Uzzell, Ward, Warden, White, Williams of Hyde, Woodall—91.

Those voting in the negative are: Messrs. Moody and Wade—2.

H. B. 174, a bill to be entitled An act to prevent rabies in the State of North Carolina.

On motion of Mr. Fenner the bill is made a special order, for Tuesday, February 26, 1935.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 26. An Act to correct and clarify typographical errors and amend Chapter 460 of the Public-Local Laws of 1931 as it relates to the Pitt County Peace Officers' Protective Association.

S. B. 44. An Act to amend Section 6143 of the Consolidated Statutes relating to the powers of the Historical Commission to receive gifts for special purposes.

S. B. 161. An Act to incorporate Northeast Free Will Baptist Church near Mt. Olive, North Carolina, in the county of Wayne.

H. B. 314. An Act to empower the governing body of the town of Canton, Haywood County, to release churches of special assessments.

H. B. 345. An Act to prohibit the sale of gas, oil or other articles of merchandise on Sunday within one mile of Piney Green Church in Herrings Township, Sampson County.

H. B. 354. An Act to provide for the election of a board of five trustees for the Sanford Graded School District in Lee County.

H. B. 370. An Act to appoint two members of the Board of Water Commissioners of the city of Hendersonville.

H. B. 407. An Act relating to the corporate limits of the town of Laurel Park in Henderson County.

On motion of Mr. Ray, H. B. 28, a bill to be entitled An act to amend Subsection 8 of Section 306, Chapter 204 of the Public Laws of 1933, relating to certain tax exemptions, is taken from the Committee on Judiciary No. 1, and recommitted to the Committee on Finance.

Pursuant to resolution heretofore passed, and on motion of Mr. Gardner the House adjourns in honor of the memory of George Washington, this being the anniversary of his birth, and will meet tomorrow at ten o'clock A. M.

FORTIETH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, February 23, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend A. Jordan, member of the Sergeant-at-Arms Division.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cherry, for the Committee on Finance.

H. B. 434, a bill to be entitled An act authorizing the County Commissioners of Brunswick County to make adjustments with delinquent taxpayers.

With an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Bowie: H. B. 443, a bill to be entitled An act to provide more direct assistance for defaulting local government units in the preparation of workable refinancing plans necessary for the elimination and/or the prevention of defaults in the payment of principal and interest on the bonds of said units.

Referred to the Committee on Judiciary No. 1.

By Messrs. Cherry and Sentelle: H. B. 444, a bill to be entitled An act authorizing the County Commissioners of the several counties of the State and the commissioners of the several cities and towns of the State to make adjustments with delinquent taxpayers.

Placed on the Calendar.

By Messrs. Douglass, Mitchell and Thompson of Wake: H. B. 445, a bill to be entitled An act fixing the compensation of registrars and judges of election in Wake County at four dollars per day.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Gray: H. B. 446, a bill to be entitled An act to make the provisions of Section 1864 of Volume III of the Consolidated Statutes relating to depredations of domestic fowls applicable to Clay County.

On motion of Mr. Gray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sullivan: H. B. 447, a bill to be entitled An act to authorize the Asheville School Board to rent during vacation periods musical instruments to students of the High School of the Asheville Local School District.

Referred to the Committee on Judiciary No. 2.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 150, a bill to be entitled An act to amend Chapter 100, Public Laws of 1923, relating to suits on bonds given by contractors on municipal buildings and public projects.

Referred to the Committee on Judiciary No. 1.

S. B. 173, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes relating to the Courts of Pitt County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 188, a bill to be entitled An act to protect the health of mothers and infants and to regulate the practice of midwifery.

Referred to the Committee on Health.

S. B. 211, a bill to be entitled An act to amend Chapter 210 of the Public Laws of 1933 relating to the authority of the State Bar.

Referred to the Committee on Judiciary No. 2.

SPECIAL MESSAGE

SENATE CHAMBER,
February 22, 1935.

Mr. Speaker:

Pursuant to your notice of failure to adopt the Senate Substitute to House Bill No. 104, title, "To amend Chapter 266, Public Laws of 1933, relating to the fees for registering Federal crop liens and Federal chattel mortgages," the President has appointed as conferees on the part of the Senate, Senators Teague and Ferrell, to the end that the differences may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 355, a bill to be entitled An act to eliminate penalties and interest upon certain tax sale certificates and tax lien notes in Clay County and the town of Hayesville, to authorize the issuing of alias summons, to validate lien notes and relating to tax suits pending and otherwise give tax relief in Clay County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 422, a bill to be entitled An act to approve and confirm the acts of the Board of County Commissioners of Wilkes County, in accepting and approving the tax settlements of the sheriff of Wilkes County for the years 1928 and 1934, both inclusive.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 423, a bill to be entitled An act to ratify sales of land for taxes in Wilkes County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 436, a bill to be entitled An act to amend Chapters 220 and 236 of the Public-Local Laws of 1933, relative to salaries of Superior Court reporters in Lincoln and Catawba counties.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

On motion of Mr. Morphew H. B. 361, a bill to be entitled An act to provide a deputy sheriff for Graham County is ordered recalled from the Senate for further consideration by the House.

On motion of Dr. Douglass the House adjourns and will meet Monday night at eight o'clock.

FORTY-FIRST DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, February 25, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend W. E. Bond of Willow Springs, North Carolina.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday was examined and found correct, and the same stands approved.

On motion of Mr. Vann, Ruth Hanna Spruill, daughter of Representative Spruill of Bertie County, is made an honorary page of the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Taylor: H. B. 448, a bill to be entitled An act relating to the fees of the Clerk of the Court of Currituck County.

Referred to the Committee on Salaries and Fees.

Mr. Bryson: H. B. 449, a bill to be entitled An act requiring the Register of Deeds of Jackson County to prepare the tax list and providing the compensation therefor.

Placed on the Calendar.

By Mr. Scholl: H. B. 450, a bill to be entitled An act to define and limit the jurisdiction of Courts sitting in equity in the issuance of injunctions, regulating trial of persons for contempts, and for other purposes.

Referred to the Committee on Judiciary No. 2.

And

H. B. 451, a bill to be entitled An act to amend Section 2722 (a) of the Consolidated Statutes in reference to apportionment of assessments.

Referred to the Committee on Judiciary No. 2.

By Mr. Ward: H. B. 452, a bill to be entitled An act to provide for reimbursing the United States Government for the expense of emergency conservation work, if and when, by a sale of land or products, the State derives a profit from such work.

Referred to the Committee on Conservation and Development.

And

H. B. 453, a bill to be entitled An act to amend the Charter of the town of Bridgeton in Craven County.

On motion of Mr. Ward, the bill is placed upon its immediate passage.

Passes first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Dr. Peterson: H. B. 454, a bill to be entitled An act to repeal Chapter 55 of the Public-Local Laws of 1929, requiring the Commissioners of Mitchell County to pay for the return of fugitives.

Referred to the Committee on Judiciary No. 2.

And

H. B. 455, a bill to be entitled An act to amend Chapter 138 of the Public-Local Laws, Session of 1921, relative to the operation of pool rooms in Avery and Mitchell counties.

Referred to the Committee on Propositions and Grievances.

By Mr. Barnes: H. B. 456, a bill to be entitled An act creating the office of tax collector for Wilson County and for other purposes.

Referred to the Committee on Judiciary No. 1.

By Mr. Cook: H. B. 457, a bill to be entitled An act to empower the governing body of the city of Burlington, Alamance County, to relieve churches of paving assessments.

Referred to the Committee on Finance.

And

H. B. 458, a bill to be entitled An act to exempt from taxation certain real estate of blind persons.

Referred to the Committee on Finance.

And

H. B. 459, a bill to be entitled An act to increase the jurisdiction of General County Courts.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Spruill: H. B. 460, a bill to be entitled An act to validate the acts of the Commissioners of the town of Aulander and Tax Collector in accepting bonds of the town of Aulander in payment of paving assessments and taxes and to allow payment of taxes for the years 1934 and prior thereto to be paid with bonds.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Meekins: H. B. 461, a bill to be entitled An act to validate certain school building bonds by the county of Caldwell, North Carolina.

Placed on the Calendar.

By Messrs. Spruill, Abernethy, Barnes, Rasberry, and Falkner: H. B. 462, a bill to be entitled An act to license dealers in scrap tobacco.

Referred to the Committee on Agriculture.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 138, a bill to be entitled An act to amend Section 2480 of the Consolidated Statutes, as amended by Chapter 22, Public Laws of 1927, relating to registration of lien on crops for advances.

Referred to the Committee on Agriculture.

S. B. 171, a bill to be entitled An act for the relief of Ex-sheriff C. E. Moxley of Yadkin County.

Referred to the Committee on Judiciary No. 1.

S. B. 201, a bill to be entitled An act authorizing and empowering the Commissioners of Gaston County to accept compromise settlements of sink-

ing fund loans due Gaston County, when, in the opinion of the Commissioners, it is for the best interest of the county to accept said compromise settlements and to accept certain bonds in payment of sinking fund loans.

Referred to the Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 307, a bill to be entitled An act to require all funds of Avery County to be deposited in some bank in Avery County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. R. 197, joint resolution for the appointment of a committee to attend the second Interstate Assembly of Legislators at Washington, D. C., on February 28, March 1 and 2, 1935.

On motion of Mr. Bryant the resolution is taken from the Committee on Appropriations and is placed on the Calendar for its immediate consideration.

Passes its second and third readings and is ordered enrolled.

H. B. 396, a bill to be entitled An act to appoint a county accountant for Yancey County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 437, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes so as to make public drunkenness a misdemeanor in Orange County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 148, a bill to be entitled An act to amend the Recorder's Court Act relating to the town of Dunn.

Passes its second and third readings and is ordered enrolled.

S. B. 213, a bill to be entitled An act to amend the Charter of the town of Ramseur in Randolph County, North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 241, a bill to be entitled An act to appoint additional members to serve on the Board of Commissioners for Polk County and to fix their salary and term of office.

A minority report having been filed with the bill, the question now recurs upon the adoption of said report.

The minority report fails of adoption, the bill thereby going on the unfavorable Calendar.

S. B. 140, a bill to be entitled An act to enable banks and other depositories and fiduciaries to make loans secured by real estate and to invest in mortgages, where the same are insured pursuant to Title II of the National Housing Act, to invest in obligations of National Mortgage Associations, and to make loans pursuant to Title I of the National Housing Act.

The Committee amendment is adopted, and the bill remains on the Calendar.

H. B. 444, a bill to be entitled An act authorizing the County Commissioners of the several counties of the State and the Commissioners of the

several cities and towns of the State to make adjustments with delinquent taxpayers.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 272, a bill to be entitled An act to provide for and regulate the manufacture, transportation and sale of malt, brewed, and fermented beverages and to repeal all laws in conflict with this act and to provide for license, excise and sales taxes upon the business of dealing in such beverages.

The Committee Substitute is adopted and the bill remains on the Calendar for its further consideration.

H. B. 333, a bill to be entitled An act to repeal Chapter 238 of the Public Laws of 1933 and to validate the sale of certain assets of defunct banks.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 420, a bill to be entitled An act to validate certain outstanding notes of the county of Caldwell and to provide for the issuance of bonds to fund said notes.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs, Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—107.

Those voting in the negative are: None.

S. B. 184, a bill to be entitled An act to permit municipalities in Columbus County to tax amusements operating within one mile of the corporate limits thereof.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs, Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Scholl,

Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—107.

Those voting in the negative are: None.

On motion of Mr. Fenner, S. B. 99, a bill to be entitled An act for the protection of game on the Roanoke River in Bertie County during freshets, is ordered recalled from the Enrolling Office for further consideration by the House.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 210. A Joint Resolution inviting Honorable Cameron Morrison to address the General Assembly.

H. R. 418. A Joint Resolution for adjournment in honor of George Washington.

S. R. 160. Joint Resolution to provide for the appointment of a commission to study, consider, and present a plan for the revision and simplification of the laws relating to the descent and distribution of property of intestates, wills and the probate thereof, the administration of estates and trusts, and other allied matters, together with a draft of proposed new legislation in connection therewith to the 1937 Session of the General Assembly.

S. B. 28. An Act to amend Section 2334 of the Consolidated Statutes relating to the Grand Jury for Montgomery County.

S. B. 102. An Act to appropriate five hundred dollars as an emergency fund for medical examination and transportation of indigent sick veterans to hospitals.

H. B. 112. An Act to regulate the practices and fees of Justices of the Peace in certain cases in Cumberland County, North Carolina.

H. B. 132. An Act to validate certain sales of land for taxes and certificates issued in pursuance thereof.

H. B. 143. An Act to define and set up the boundary lines of the town of Liberty, Randolph County.

H. B. 206. An Act to amend Article 13 of Chapter 1 of the Consolidated Statutes relating to sales of real estate to make assets so as to fix the venue of such proceedings.

H. B. 215. An Act to amend Section 1181, Consolidated Statutes, relating to domestication of foreign corporations.

H. B. 273. An Act to provide for a calendar for the criminal courts of Burke County.

H. B. 284. An Act to amend Chapter 205 of the Private Laws of 1929 and Chapter 191 of the Private Laws of 1933, relating to the corporate limits of the city of Asheville, North Carolina.

H. B. 388. An Act to amend Chapter 503 Public-Local Laws of 1929, relating to compensation of County Commissioners of Duplin County.

On motion of Mr. Harris the House adjourns and will meet tomorrow at twelve o'clock, noon.

FORTY-SECOND DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, February 26, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend H. M. Massey of the city of Smithfield.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Taylor, for the Committee on Commercial Fisheries.

H. B. 183, a bill to be entitled An act to amend Section 1893 of Volume III of the Consolidated Statutes as amended by Chapter 106 of the Public Laws, 1933, relating to tax on the fishing industry of the State.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Rouse, for the Committee on Courts and Judicial Districts.

H. B. 306, a bill to be entitled An act relating to the appointment of a Court Reporter for the Superior Courts of Avery County.

And

H. B. 342, a bill to be entitled An act to provide for Special Judges in North Carolina.

And

S. B. 152, a bill to be entitled An act to provide for the election of the Recorder and Prosecuting Attorney of Recorder's Court of Hamlet District of Richmond County.

With favorable reports.

And

H. B. 137, a bill to be entitled An act requiring the Solicitor of the Thirteenth Judicial District to make a calendar for the Criminal Terms of the Superior Court of Moore County and regulating the practice in said Court.

With a favorable report as amended.

By Mr. Ward, for the Committee on Conservation and Development.

H. B. 452, a bill to be entitled An act to provide for reimbursing the United States Government for the expense of emergency conservation work, if and when, by a sale of land or products, the State derives a profit from such work.

And

H. B. 399, a bill to be entitled An act to amend Chapter 131, Private Laws of 1933, relating to the Harbor of Morehead City.

With favorable reports.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 243, a bill to be entitled An act to regulate and control the practice of Photography.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Morphew, for the Committee on Judiciary No. 1.

S. B. 150, a bill to be entitled An act to amend Chapter 100, Public Laws of 1923, relating to suits on bonds given by contractors on municipal buildings and public projects.

And

H. B. 372, a bill to entitled An act to afford the relief of perpetuation of testimony.

And

H. B. 402, a bill to be entitled An act to validate all sales for taxes made by the Sheriff of Wilson County.

And

H. B. 456, a bill to be entitled An act creating the office of tax collector for Wilson County and for other purposes.

And

H. B. 440, a bill to be entitled An act to repeal Section 934 of the Consolidated Statutes relating to examination of the Clerk of the Court's office by the Solicitor.

And

S. B. 198, a bill to be entitled An act to abolish the office of public cotton weigher for the town of Whitakers, situate in Edgecombe and Nash counties.

With favorable reports.

And

S. B. 132, a bill to be entitled An act to provide for the filing, indexing and recordation of a blank or master form of mortgage, deed of trust, or other instrument conveying an interest in, or creating a lien on, real and/or personal property, to provide for reference to the provisions, terms, covenants, conditions, obligations, powers, and other contents set forth in such recorded blank or master form, to fix the fee for filing, recording, and indexing the same, and to provide for the effect of such reference.

With a favorable report as amended.

And

H. B. 285, a bill to be entitled An act to enforce payment of poll taxes due by State employees.

With an unfavorable report as to bill, favorable as to Committee Substitute.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Jonas and Bowers: H. B. 463, a bill to be entitled An act to provide for the better enforcement of the prohibition laws of North Carolina.

Referred to the Committee on Judiciary No. 1.

By Mr. Uzzell: H. B. 464, a bill to be entitled An act providing for the extension of special assessments and repealing Chapter 249 Public Laws of 1931 as amended by Chapters 252 and 410, Public Laws of 1933.

Referred to the Committee on Finance.

By Dr. Douglass. H. B. 465, a bill to be entitled An act to regulate filing fees for county officers in primaries in Wake County.

Placed on the Calendar.

And

H. B. 466, a bill to be entitled An act to abolish second primaries in Wake County.

Placed on the Calendar.

By Dr. Douglas, by request: H. B. 467, a bill to be entitled An act to provide for the holding of a primary for nomination and election of officials of the town of Cary, Wake County, and providing for a new registration in said Town.

Referred to the Committee on Counties, Cities and Towns.

By Dr. Douglass, by request: H. B. 468, a bill to be entitled An act to amend the Charter of the town of Cary, Wake County, by providing for a maximum rate of two dollars and twenty-five cents per hundred valuation of property.

Referred to the Committee on Counties, Cities and Towns.

By Dr. Douglass: H. B. 469, a bill to be entitled An act requiring all fire insurance companies to reassess all insured property annually.

Referred to the Committee on Insurance.

By Mr. Cone: H. B. 470, a bill to be entitled An act to amend Section 12, Public Laws, 1931, relative to the powers and duties of the Division of Standards and Inspection of the Department of Division of Standards and Inspection of the Department of Labor.

Referred to the Committee on Manufactures and Labor.

By Mr. Royster: H. B. 471, a bill to be entitled An act to authorize the allowance of commissions to guardians before the filing of their final accounts.

Referred to the Committee on Judiciary No. 2.

By Dr. Carr: H. B. 472, a bill to be entitled An act to amend Chapter 187, Section 1, Public Laws of 1929, by making the punishment for robbery with firearms imprisonment for life.

Referred to the Committee on Judiciary No. 2.

By Mr. Garrett: H. B. 473, a bill to be entitled An act to enable the town of Rockingham, North Carolina, to levy a tax to aid in the development of said town.

Referred to the Committee on Finance.

By Mr. Mitchell, by request: H. B. 474, a bill to be entitled An act to limit the powers and jurisdiction of Constables of Wake County.

Referred to the Committee on Judiciary No. 1.

By Mr. Bender: H. B. 475, a bill to be entitled An act to place Elizabeth Civils McDaniel, a widow of L. Henry McDaniel, a Confederate Veteran of Jones County, on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Hyde: H. B. 476, a bill to be entitled An act to repeal Chapter 239 of the Public-Local and Private Laws of 1933, establishing a tax commission of Cherokee County.

Referred to the Committee on Finance.

By Mr. Howard, by request: H. B. 477, a bill to be entitled An act to amend Section 65 (a) of the Consolidated Statutes so as to permit payment

to the Clerk of the Superior Court of Orange County of sums not exceeding three hundred ($300.00) dollars due and owing intestates.

Referred to the Committee on Judiciary No. 1.

By Mr. Howard: H. B. 478, a bill to be entitled An act to validate certain sales of land for taxes in Orange County and certificates issued in pursuance thereof, and judicial proceedings had in said County in connection with collection of delinquent taxes.

Referred to the Committee on Finance.

And

H. B. 479, a bill to be entitled An act to amend Chapter 155 of the Public-Local Laws of North Carolina, Session 1925, and Chapter 275 of the Public-Local Laws of North Carolina, Session 1929, relating to the salaries of the public officers in Orange County.

Placed on the Calendar.

By Mr. Head: H. B. 480, a bill to be entitled An act to amend Chapter 33, Public-Local Laws, 1933, providing for the election of the Judge of the Recorder's Court of Rutherford County.

Referred to the Committee on Judiciary No. 2.

By Mr. Palmer: H. B. 481, a bill to be entitled An act to amend Chapter 77 of the Private Laws of Session 1883 relating to the Charter of the town of Mount Pleasant, Cabarrus County.

Referred to the Committee on Judiciary No. 2.

By Mr. Johnston, by request: H. B. 482, a bill to be entitled An act to validate sales under deeds of trust by building and loan associations.

Referred to the Committee on Insurance.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 195, a bill to be entitled An act to amend the Consolidated Statutes 2594, relative to the cancellation of mortgages and deeds of trust.

For concurrence in the Senate amendment.

On motion of Mr. Pickens the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 269, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina relating to terms of Superior Court for Mecklenburg County.

For concurrence in the Senate amendment.

On motion of Mr. Scholl the House concurs in the Senate amendment and the bill is ordered enrolled.

SPECIAL MESSAGE

SENATE CHAMBER,
February 25, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 361, title "To provide a deputy sheriff for Graham County," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate, on motion of Mr. Morphew, the vote by which the bill passed its third reading is reconsidered.

An amendment offered by Mr. Morphew is adopted.

As amended, the bill passes its third reading and is ordered engrossed.

SPECIAL ORDER

The hour for the special order, having arrived, the Speaker lays before the House for its consideration, H. B. 174, a bill to be entitled An act to prevent rabies in the State of North Carolina.

A Substitute having been offered by the Committee, the question now recurs upon the adoption of said Substitute.

The Committee Substitute is adopted.

An amendment offered by Mr. Bowie is adopted.

On motion of Mr. Fenner the vote by which the amendment offered by Mr. Bowie was adopted is reconsidered.

Several amendments are offered by members.

On motion of Mr. Spruill, all of the amendments are laid on the table, and the Substitute Bill remains on the Calendar for its second reading roll call.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 420, a bill to be entitled An act to validate certain outstanding notes of the county of Caldwell and to provide for the issuance of bonds to fund said notes.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Johnston, Jonas, Kelly, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—103.

Those voting in the negative are: None.

Pursuant to Senate Resolution No. 197, title, "A joint resolution for the appointment of a committee to attend the second Interstate Assembly of Legislators at Washington, D. C., on February 28, March 1 and 2, 1935," the Speaker announces the appointment of the gentleman from Caldwell, Mr. Meekins, as the member of the committee on the part of the House.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 197. Joint Resolution for the appointment of a committee to attend the second Interstate Assembly of Legislators at Washington, D. C., on February 28, March 1 and 2, 1935.

S. B. 77. An Act to amend Section 766 of the Consolidated Statutes of North Carolina, by requiring commissioners appointed by the courts to give bond in certain cases.

S. B. 148. An Act to amend the Recorder's Court Act relating to the town of Dunn.

S. B. 180. An Act to amend the Charter of the town of Weldon, in Halifax County.

S. B. 213. An Act to amend the Charter of the town of Ramseur in Randolph County, North Carolina.

H. B. 40. An Act to amend Chapter 96, Public Laws of 1927, being a part of Section 2 relating to widows of ex-Confederate Soldiers.

H. B. 329. An Act relating to the settlement and collection of back taxes in the county of New Hanover and the city of Wilmington, North Carolina.

H. B. 369. An Act to extend the time for tax foreclosure suits in Jackson County.

H. B. 373. An Act to authorize the Board of Commissioners of the town of Granite Falls to sell real estate.

On motion of Mr. Johnston the House adjourns and will meet tomorrow at twelve o'clock, noon.

FORTY-THIRD DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, February 27, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend I. E. Brooks of Philadelphia, Pa.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. D. M. Buck of Yancey County, former member of the House.

The Speaker announces the additions to the following Committees:

Health: Mr. Thomas of Harnett.

Banks and Banking: Mr. Williams of Hyde.

On motion of Mr. Sentelle, the House urges the Finance Committee to report out from its Committee H. B. 32, a bill to be entitled An act to raise revenue, not later than Monday of next week.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bean, for the Committee on Salaries and Fees.

H. B. 448, a bill to be entitled An act relating to the fees of the Clerk of the Court of Currituck County.

And

S. B. 207, a bill to be entitled An act to amend Chapter 282 of the Public Laws of 1933, relating to the salary of the State Librarian.

With favorable reports.

By Mr. Lumpkin, for the Committee on Banks and Banking.

H. B. 185, a bill to be entitled An act to repeal the provisions of Section 21, Chapter 4 of the Public Laws of 1921, Section 1, Chapter 121 of the Public Laws of 1925, establishing an additional liability upon stockholders in banking institutions, and to amend Chapter 159 of the Public Laws of 1933, providing the establishment of a surplus in lieu thereof.

With unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Gardner, for the Committee on Insurance.

H. B. 293, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, the same being known as the Workmen's Compensation Act, and to provide for securing the payment of compensation in certain cases of occupational disease.

With a favorable report.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 148, a bill to be entitled An act to create a lien upon recoveries in civil actions for personal injuries in favor of sums due for medical attention and/or hospitalization.

And

H. B. 454, a bill to be entitled An act to repeal Chapter 55 of the Public-Local Laws of 1929, requiring the Commissioners of Mitchell County to pay for the return of fugitives.

And

H. B. 413, a bill to be entitled An act to provide for the general and uniform recordation of decrees of absolute divorce in the office of the Clerk of the Supreme Court of North Carolina.

And

H. B. 471, a bill to be entitled An act to authorize the allowance of commissions to guardians before the filing of their final accounts.

And

H. B. 481, a bill to be entitled An act to amend Chapter 77 of the Private Laws of Session 1883, relating to the Charter of the town of Mt. Pleasant in Cabarrus County.

And

H. B. 429, a bill to be entitled An act to amend Section 2482 of Chapter 49 of the Consolidated Statutes entitled "Liens."

And

H. B. 411, a bill to be entitled An act to amend Chapter 243 of the Public Laws of North Carolina for Session 1933.

And

H. B. 438, a bill to be entitled An act to amend Chapter 146 of the Public-Local Laws of 1923, relative to the salary of the Treasurer of Cabarrus County.

With favorable reports.

And

H. B. 235, a bill to be entitled An act to make the provisions of Section 1864 of Volume III of the Consolidated Statutes relating to depredations of domestic fowls applicable to Union County.

With a favorable report as amended.

And

H. B. 472, a bill to be entitled An act to amend Chapter 187, Section 1 of the Public Laws of 1929 by making the punishment for robbery with firearms imprisonment for life.

With an unfavorable report.

By Mr. Cherry, for the Committee on Finance.

H. B. 476, a bill to be entitled An act to repeal Chapter 239 of the Public-Local and Private Laws of 1933 establishing a tax commission of Cherokee County.

And

H. B. 464, a bill to be entitled An act providing for the extension of special assessments and repealing Chapter 249 of the Public Laws of 1931 as amended by Chapter 252 and 410 Public Laws of 1933.

And

S. B. 201, a bill to be entitled An act authorizing and empowering the Commissioners of Gaston County to accept compromise settlements of sinking fund loans due Gaston County, when in the opinion of the Commissioners it is for the best interest of the county to accept said compromise settlements and to accept certain bonds in payment of sinking fund loans.

And

H. B. 457, a bill to be entitled An act to empower the governing body of the city of Burlington, Alamance County, to relieve churches of paving assessments.

And

H. B. 473, a bill to be entitled An act to enable the town of Rockingham, North Carolina, to levy a tax to aid in the development of said town.

And

H. B. 478, a bill to be entitled An act to validate certain sales of land for taxes in Orange County and certificates issued in pursuance thereof, and judicial proceedings had in said county in connection with collection of delinquent taxes.

With favorable reports.

And

S. B. 122, a bill to be entitled An act to abolish Section 6351 of Subchapter 2 of Chapter 106 of the Consolidated Statutes of North Carolina 1919 and enacting a new section relating to dividends paid to and the contingent liability of policy holders in mutual fire insurance companies.

The Committee on Finance recommends that the bill be recommitted to the Committee on Insurance.

It is so ordered.

And

H. B. 458, a bill to be entitled An act to exempt from taxation certain real estate of blind persons.

With an unfavorable report.

ENGROSSED BILLS

Mr. Palmer, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 361, a bill to be entitled An act to provide a deputy sheriff for Graham County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Bryant: H. R. 483, a joint resolution authorizing the Governor to appoint a commission for the study of the care of the insane and mentally defectives.

Referred to the Committee on Appropriations.

By Mr. Bowie: H. B. 484, a bill to be entitled An act to reduce the cost and restrict the number of examinations of state banks.

Referred to the Committee on Judiciary No. 1.

By Mr. Stevens: H. B. 485, a bill to be entitled An act to ratify the postponement of sales of land for taxes in the county of Camden and authorizing the issuing of alias summons in tax foreclosure proceedings.

Referred to the Committee on Finance.

By Mr. Crabtree: H. B. 486, a bill to be entitled An act to permit debtors of banks in liquidation to offset those obligations by deposits of the obligor for which the latter is bound.

Referred to the Committee on Banks and Banking.

By Messrs. Douglass, Thompson of Wake and Mitchell.

H. B. 487, a bill to be entitled An act to amend Charter of trustees of Rex Hospital and particularly Chapter 6 of the Private Laws of 1840 and 1841.

On motion of Mr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Blount of Beaufort: H. B. 488, a bill to be entitled An act to abolish the position of County Treasurer for the county of Beaufort.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 489, a bill to be entitled An act to create the office of tax collector for the county of Beaufort.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 490, a bill to be entitled An act to promote the interest of Beaufort County by permitting the Commissioners of said county to coöperate with the other counties in procuring equitable freight rates and otherwise promoting the financial interest of said county and its citizens.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 491, a bill to be entitled An act to amend Chapter 1307 of the Consolidated Statutes of North Carolina, so as to permit the several counties of the State to bear the expense of not more than three members while attending the meetings of the State Association of County Commissioners.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Gibson: H. B. 492, a bill to be entitled An act to abolish absentee voting in all primaries and elections in Scotland County and to provide markers for elections in said county.

Referred to the Committee on Elections and Election Laws.

By Mr. McCall: H. B. 493, a bill to be entitled An act for the relief of Robeson County Drainage District No. 2.

On motion of Mr. McCall the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Faulkner: H. B. 494, a bill to be entitled An act to authorize the Clerk of the Superior Court of Vance County to employ a deputy or assistant clerk.

On motion of Mr. Faulkner the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Henry: H. B. 495, a bill to be entitled An act to repeal Section 7, Chapter 386 of the Public-Local Laws of 1933, and to reëstablish the office of County Accountant for Transylvania County and to fix the salary and define the duties thereof.

Placed on the Calendar.

By Messrs. Bean and Uzzell: H. B. 496, a bill to be entitled An act to provide for the safety of life and property and to create a board of boiler rules which shall formulate rules and regulations for the safe construction, use and operation of steam boilers; to provide for the enforcement of the rules and regulations of the board of boiler rules; to provide for the inspection of steam boilers and the fees to be charged for same, and to provide a penalty for the violation of the provisions of this act.

Referred to the Committee on Manufactures and Labor.

By Mr. Leggett: H. B. 497, a bill to be entitled An act to repeal Chapter 74, Private Laws of 1933 providing compensation for cotton weigher at Enfield.

Referred to the Committee on Salaries and Fees.

By Mr. Sprinkle: H. B. 498, a bill to be entitled An act to authorize and empower the Board of Commissioners of Madison County to appoint the tax listers and assessors.

Referred to the Committee on Judiciary No. 2.

And

H. B. 499, a bill to be entitled An act to provide for the election of a tax collector for Madison County, and to fix his salary.

Referred to the Committee on Judiciary No. 2.

By Dr. Peterson: H. B. 500, a bill to be entitled An act to fix the salary of the Register of Deeds of Mitchell County.

On motion of Dr. Peterson the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Ward, Meekins, Vann, Sullivan, Bryson, Tonissen, Blount of Beaufort, McCall and Lindsey: H. B. 501, a bill to be entitled An act to amend Section 6134 and Section 6136 of the Consolidated Statutes of 1919 as amended to provide for the extension of forest fire control.

Referred to the Committee on Conservation and Development.

By Dr. Carr: H. B. 502, a bill to be entitled An act to promote the development of local and district health departments.

Referred to the Committee on Health.

By Mr. Lumpkin: H. B. 503, a bill to be entitled An act to discourage distilling in Franklin County.

On motion of Mr. Lumpkin the bill is placed upon its immediate passage.

Passes first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Hoyle, by request: H. B. 504, a bill to be entitled An act to protect the custodial State Institutions in the care of their wards.

Referred to the Committee on Judiciary No. 1.

By Mr. Bryant: H. B. 505, a bill to be entitled An act to amend the Charter of the city of Durham, the same being Chapter 142 of the Private Laws of 1921, relating to the appointment of a new tax collector upon the death of the tax collector.

Placed on the Calendar.

By Messrs. Hutchins, Wilson, Sherard and Henry: H. B. 506, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina relating to terms of Superior Court in the Eighteenth Judicial District.

Referred to the Committee on Courts and Judicial Districts.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 152, a bill to be entitled An act to provide for the election of the Recorder and Prosecuting Attorney of Recorder's Court of Hamlet District of Richmond County.

Passes its second and third readings and is ordered enrolled.

S. B. 198, a bill to be entitled An act to abolish the office of public cotton weigher for the town of Whitakers, situate in Edgecombe and Nash counties.

Passes its second reading and remains on the Calendar.

H. B. 479, a bill to be entitled An act to amend Chapter 155 of the Public-Local Laws of North Carolina, Session 1925, and Chapter 275 of the Public-Local Laws of North Carolina Session of 1929, relating to the salaries of public officers in Orange County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 99, a bill to be entitled An act for the protection of game on the Roanoke River in Bertie County during freshets.

Having been recalled from the Enrolling Office, on motion of Mr. Fenner the vote by which the bill passed its third reading is reconsidered.

An amendment offered by Mr. Fenner is adopted.

As amended, the bill passes its third reading and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 137, a bill to be entitled An act requiring the Solicitor of the Thirteenth Judicial District to make a calendar for the criminal terms of the Superior Court of Moore County and regulating the practice in said court.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 306, a bill to be entitled An act relating to the appointment of a Court Reporter of the Superior Courts of Avery County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 399, a bill to be entitled An act to amend Chapter 131 of the Private Laws of 1933, relating to the Harbor of Morehead City.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 402, a bill to be entitled An act to validate all sales for taxes made by the Sheriff of Wilson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 449, a bill to be entitled An act requiring the Register of Deeds of Jackson County to prepare the tax list and providing for the compensation therefor.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 456, a bill to be entitled An act creating the office of tax collector for Wilson County and for other purposes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 465, a bill to be entitled An act to regulate filing fees for county officers in primaries in Wake County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 466, a bill to be entitled An act to abolish second primaries in Wake County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 184, a bill to be entitled An act to permit municipalities in Columbus County to tax amusements operating within one mile of the corporate limits thereof.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Falkner, Farrell, Fenner, Funderburk, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—107.

Those voting in the negative are: None.

H. B. 461, a bill to be entitled An act to validate certain school building bonds by the county of Caldwell, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Falkner, Farrell, Fenner, Funderburk, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—107.

Those voting in the negative are: None.

Committee Substitute for H. B. 174, a bill to be entitled An act to prevent rabies in the State of North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Blount of Beaufort,

Blount of Pitt, Bowers, Brock, Bryan, Bryant, Carr, Cherry, Cone, Cook, Crabtree, Craver, Cross, Dobson, Douglass, Dowtin, Eagles, Falkner, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Johnston, Jonas, Kelly, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, McCall, McDonald, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sprinkle, Spruill, Stone, Swift, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Vann, Ward, Williams of Pasquotank, Woodall, Zickler—77.

Those voting in the negative are: Messrs. Bean, Bender, Bowie, Brown, Bryson, Clegg, Cloud, Craig, Day, Gray, Head, Henry, Hoyle, Hyde, Jones, Klutz, Moody, Morphew, Palmer, Ray, Sentelle, Sparger, Stevens, Sullivan, Tatem, Uzzell, Wade, Warden, White, Williams of Hyde, Wilson—31.

Committee Substitute of H. B. 272, a bill to be entitled An act to provide for and regulate the manufacture, transportation and sale of malt, brewed and fermented beverages and to repeal all laws in conflict with this Act and to provide for license, excise and sales taxes upon the business of dealing in such beverages.

The bill fails to pass its second reading by the following vote.

Those voting in the affirmative are: Messrs. Alspaugh, Barker, Barnes, Bean, Blount of Beaufort, Bowie, Brown, Bryant, Cherry, Clegg, Cone, Cook, Cross, Davis, Dobson, Dowtin, Fenner, Garrell, Garrett, Hobbs, Horton, Howard, Hoyle, Johnston, Lumpkin, Morphew, McCall, O'Berry, Palmer, Rasberry, Royster, Scholl, Sherard, Sparger, Spruill, Stell, Stevens, Sullivan, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Tonissen, Uzzell, Williams of Pasquotank, Zickler—46.

Those voting in the negative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Bender, Blount of Pitt, Bowers, Brock, Bryan, Bryson, Carr, Cloud, Crabtree, Craig, Craver, Day, Douglass, Eagles, Farrell, Funderburk, Gardner, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Mitchell, Moody, McDonald, Norwood, Page, Paylor, Peterson, Pickens, Ragan, Ray, Rouse, Sentelle, Sink, Sprinkle, Swift, Thompson of Robeson, Thompson of Wake, Thorne, Vann, Wade, White, Williams of Hyde, Wilson, Woodall—61.

Pursuant to S. R. 210, a joint resolution inviting the Honorable Cameron Morrison to address the General Assembly, the Speaker appoints as a committee on the part of the House, to extend the invitation, Messrs. Ervin and Johnston.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 181. An Act to provide for the establishment of a civil service board for the rural police system of Mecklenburg County.

H. B. 195. An Act to amend the Consolidated Statutes 2594, relative to the cancellation of mortgages and deeds of trust.

H. B. 227. An Act to authorize the Board of County Commissioners of Mecklenburg County to levy additional tax for the support and maintenance of the County Tubercular Hospital.

H. B. 269. An Act to amend Section 1443 of the Consolidated Statutes of North Carolina relating to terms of Superior Court for Mecklenburg County.

H. B. 330. An Act to amend Chapter 55 Private Laws of 1915, as amended, relative to the pension fund for police of Wilmington, North Carolina.

H. B. 422. An Act to approve and confirm the acts of the Board of County Commissioners of Wilkes County, in accepting and approving the tax settlements of the Sheriff of Wilkes County for the years 1928 to 1934, both inclusive.

H. B. 431. An Act to authorize the City Council of Elizabeth City to defer sales of real estate for unpaid taxes not exceeding five dollars.

H. B. 445. An Act fixing the compensation of registrars and judges of election in Wake County at four dollars per day.

On motion of Mr. Harris the House takes a recess until eight o'clock tonight.

NIGHT SESSION

WEDNESDAY NIGHT, February 27, 1935.

Pursuant to its recess, the House meets with Mr. Speaker Johnson presiding and resumes consideration of its business.

JOINT SESSION

Pursuant to resolution, heretofore adopted, the Sergeant-at-Arms announces the approach of the Senate, and that body preceded by its officers comes into the House and are assigned seats, Lieutenant Governor Graham at the right of Mr. Speaker Johnson, the purpose of the joint Assembly being to hear a personal message from Honorable Cameron Morrison.

The Joint Assembly is called to order by Lieutenant Governor Graham, and the approach of Mr. Morrison is announced.

The Joint Committee of the House and Senate comes into the Hall of the House acting as escort to Mr. Morrison, who makes his address to the Joint Assembly.

After the address on motion of Senator Horton, the Joint Assembly dissolves.

The Senate repairs to its Chamber, and the House resumes consideration of its business.

On motion of Mr. Cherry, the House adjourns and will meet tomorrow at twelve o'clock, noon.

FORTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, February 28, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend R. K. Davenport of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 477, a bill to be entitled An act to amend Section 65 (a) of the Consolidated Statutes so as to permit payment to the Clerk of Superior Court of Orange County of sums not exceeding three hundred ($300.00) dollars due and owing intestates.

And

S. B. 171, a bill to be entitled An act for the relief of ex-Sheriff C. E. Moxley of Yadkin County.

And

S. B. 85, a bill to be entitled An act relating to the fees for the capture of stills in McDowell County.

With favorable reports.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 154, a bill to be entitled An act relating to delinquent taxes for Rutherford County.

And

H. B. 460, a bill to be entitled An act to validate the acts of the Commissioners of the town of Aulander and Tax Collector in accepting bonds of the town of Aulander in payment of paving assessments and taxes and to allow payment of taxes for the year 1934 and prior thereto to be paid with bonds.

And

H. B. 488, a bill to be entitled An act to abolish the position of County Treasurer for the county of Beaufort.

And

H. B. 489, a bill to be entitled An act to create the office of tax collector for the county of Beaufort.

And

H. B. 490, a bill to be entitled An act to promote the interest of Beaufort County by permitting the Commissioners of said county to coöperate with other counties in procuring equitable freight rates and otherwise promoting the financial interest of said county and its citizens.

With favorable reports.

By Mr. Lumpkin, for the Committee on Banks and Banking.

H. B. 271, a bill to be entitled An act to require the liquidation by the Commissioner of Banks of all banking institutions now in receivership in the State Courts, and to make this liquidation mandatory and exclusive.

With a favorable report, as amended.

And

H. B. 364, a bill to be entitled An act to amend Section 222 (b) of Volume III of the Consolidated Statutes relating to reports of banks.

With an unfavorable report.

By Mr. Bean, for the Committee on Salaries and Fees.

H. B. 394, a bill to be entitled An act to fix the minimum salaries of Sheriff, Judge of Recorder's Court, and deputy or assistant Clerk of Superior Court.

With an unfavorable report.

By Mr. Cone, for the Committee on Manufactures and Labor.

H. B. 470, a bill to be entitled An act to amend Section 12, Public Laws of 1931, relative to the powers and duties of the Division of Standards and Inspection of the Department of Labor.

And

H. B. 496, a bill to be entitled An act to provide for the safety of life and property and to create a board of boiler rules which shall formulate rules and regulations for the safe construction, use and operation of steam boilers; to provide for the enforcement of the rules and regulations of the board of boiler rules; to provide for the inspection of steam boilers and the fees to be charged for same; and to provide a penalty for the violation of the provisions of this act.

With favorable reports.

By Mr. Cherry, for the Committee on Finance.

H. B. 292, a bill to be entitled An act to amend Section 4944 of the Consolidated Statutes so as to restrict the license tax exemptions now granted to fairs and associations.

With an unfavorable report.

And

H. B. 485, a bill to be entitled An act to ratify the postponement of sales of land for taxes in the county of Camden and authorizing the issuance of alias summons in tax foreclosure proceedings.

With a favorable report.

By Mr. Bryant, for the Committee on Appropriations.

H. B. 136, a bill to be entitled An act to establish a sanatorium in Western North Carolina for the treatment of tuberculosis.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 276, a bill to be entitled An act to amend Chapter 78 of the Public Laws of North Carolina, Session of 1933 increasing the salaries of Solicitors of the Superior Courts.

With a favorable report, as amended.

And

H. R. 483, joint resolution authorizing the Governor to appoint a commission for the study of the care of the insane and mentally defectives.

With a favorable report.

And

H. B. 417, a bill to be entitled An act to appropriate twenty-five thousand dollars a year for the next biennium for the support of the North Carolina Symphony Orchestra.

With an unfavorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 137, a bill to be entitled An act requiring the Solicitor of the Thirteenth Judicial District to make a calendar for the criminal terms of the Superior Court of Moore County and regulating the practice in said court.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Williams of Hyde: H. R. 507, a joint resolution of the General Assembly of North Carolina relating to the relief of the county of Hyde in the State of North Carolina by reason of its loss in taxable valuation by the purchase and/or acquirement of certain lands in said county by the Federal Government.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Clegg: H. B. 508, a bill to be entitled An act to incorporate the town of Hemp and confer upon its officers the duty and powers of the Hemp Sanitary District Board and to validate all proceedings creating and establishing the Hemp Sanitary District and to declare the coupon bonds of said district, valid and binding obligations of said district.

Placed on the Calendar.

By Mr. Craig: H. B. 509, a bill to be entitled An act to amend Chapter 205 of the Private Laws of 1929 relating to the corporate limits of the city of Asheville, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Andrews and Page: H. B. 510, a bill to be entitled An act to regulate the working hours of certain State employees.

Referred to the Committee on Insane Asylums.

By Mr. Zickler: H. B. 511, a bill to be entitled An act to amend Chapter 165 of the Public Laws of North Carolina, Session of 1933, relating to elections.

Referred to the Committee on Elections and Election Laws.

By Mr. Ward: H. B. 512, a bill to be entitled An act to expedite the settlement of the affairs of insolvent banks in liquidation and in actions by such banks allow obligations of such banks as a set-off and debtors to pay off judgments, assessments, and executions in favor of such banks by obligations of such banks.

Referred to the Committee on Banks and Banking.

By Mr. Wade: H. B. 513, a bill to be entitled An act providing for the appointment of a Court Reporter for the Fifth Judicial District of North Carolina.

Referred to the Committee on Courts and Judicial Districts.

By Messrs. Sullivan and Douglass, by request: H. B. 514, a bill to be entitled An act to amend Chapter 307, Public Laws of 1933, relative to requiring telephone companies to keep financial and inventory records at exchanges having one thousand or more subscribers.

Referred to the Committee on Judiciary No. 2.

By Messrs. Douglass, Mitchell, and Thompson of Wake: H. B. 515, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans, and other containers of dairy products in Wake County.

Placed on the Calendar.

By Mr. Cherry: H. B. 516, a bill to be entitled An act to authorize the issuance of notes of the State for the purpose of paying appropriations.

Referred to the Committee on Finance.

By Mr. Klutz: H. B. 517, a bill to be entitled An act to provide for the election of trustees for the Newton Special Charter School District.

Referred to the Committee on Education.

By Mr. Gray: H. B. 518, a bill to be entitled An act to amend H. B. 147, the same being "An Act to prohibit the setting of steel traps in Swain and Graham counties. (Applicable also to Bladen and Craven counties.") ratified February 15, 1935, so as to include Clay County.

Placed on the Calendar.

By Mr. McCall: H. B. 519, a bill to be entitled An act providing for the extension of special assessments by the town of Rowland.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Ray: H. B. 520, a bill to be entitled An act to extend the time for tax foreclosure suits in Macon County.

On motion of Mr. Ray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Lumpkin: H. B. 521, a bill to be entitled An act to amend Chapter 214 of the Public-Local Laws of 1933 fixing the salary of the Clerk of the Superior Court and the Deputy Clerk of the Superior Court of Franklin County.

On motion of Mr. Lumpkin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 522, a bill to be entitled An act to amend Chapter 214 of the Public-Local Laws of 1933 fixing the salary of the Registrar of Deeds and Deputy Register of Deeds of Franklin County.

On motion of Mr. Lumpkin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Carr: H. B. 523, a bill to be entitled An act to amend Section 4634 of the Consolidated Statutes relating to peremptory challenges by the State.

Referred to the Committee on Judiciary No. 2.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 70, a bill to be entitled An act to amend Section 1608 (u) of the Consolidated Statutes, the same being Section 8, Chapter 216, Public Laws of 1923.

Referred to the Committee on Judiciary No. 2.

S. B. 114, a bill to be entitled An act to amend Chapter 179 of the Public Laws of North Carolina of 1933, it being "An Act to regulate the practice of cosmetic art in the State of North Carolina."

Referred to the Committee on Health.

S. B. 141, a bill to be entitled An act to amend Chapter 159, Public Laws of 1933 and to make more effective the provisions of said Chapter providing for the removal of "double liability" from stockholders in existing banking corporations.

Referred to the Committee on Banks and Banking.

S. B. 142, a bill to be entitled An act to amend Section 9, Chapter 155, Public Laws of 1933, so as to provide for the inclusion of the preferred capital stock of banking corporations in the minimum capital required by law for such corporations.

Referred to the Committee on Banks and Banking.

S. B. 143, a bill to be entitled An act to amend the Consolidated Statutes, Sections 220 (a) (being Section 26, Chapter 4, Public Laws of 1921, as amended, 220 (c) (being Section 28, Chapter 4, Public Laws of 1921, as amended), 225 (f) (as amended), and Subsection 8, Section 218 (c) (being Chapter 113, Public Laws of 1927), and to make more effective the insurance of deposits in North Carolina State Banks by the Federal Deposit Insurance Corporation, an agency of the Government of the United States of America.

Referred to the Committee on Banks and Banking.

S. B. 220, a bill to be entitled An act to validate certain probates and acknowledgments of Charles R. Daniel, Recorder of Halifax County.

Referred to the Committee on Judiciary No. 2.

S. B. 222, a bill to be entitled An act to authorize the Board of County Commissioners of Durham County to remain in session each month for such time as may be necessary to properly transact the business of said County and receive compensation therefor.

Placed on the Calendar.

S. B. 228, a bill to be entitled An act to authorize and empower the Commissioners of the county of Surry to adjust, fund and refund the bonded indebtedness of Surry County.

Referred to the Committee on Finance.

S. B. 238, a bill to be entitled An act to extend the time for instituting foreclosure proceedings on certificates of sale for land sold for taxes for the year 1932.

Referred to the Committee on Judiciary No. 1.

S. B. 247, a bill to be entitled An act to correct a clerical error in Senate Bill 146.

Placed on the Calendar.

H. B. 133, a bill to be entitled An act to repeal Chapter 226, Public Laws of 1933, relating to election of municipal officers in the town of Asheboro.

For concurrence in the Senate amendment.

On motion of Mr. Ragan the House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 412, a bill to be entitled An act for the protection of Plain View Free Will Baptist Church in Sampson County, North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Kelly the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 225, a bill to be entitled An act to create a civil service commission for the Fire Department and Police Department of the city of Raleigh and to provide the necessary machinery and rules for the organization and operation of said civil service commission and departments.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 235, a bill to be entitled An act to make the provisions of Section 1864 of Volume III of the Consolidated Statutes relating to depredations of domestic fowl applicable to Union County.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 438, a bill to be entitled An act to amend Chapter 146 of the Public-Local Laws of 1923, relative to the salary of the Treasurer of Cabarrus County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 448, a bill to be entitled An act relating to the fees of the Clerk of the Court of Currituck County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 454, a bill to be entitled An act to repeal Chapter 55 of the Public-Local Laws of 1929, requiring the Commissioners of Mitchell County to pay for the return of fugitives.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 293, a bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as the Workmen's Compensation Act, and to provide for securing the payment of compensation in certain cases of occupational disease.

On motion of Mr. Gardner the bill is made a special order for next Tuesday, March 5.

H. B. 457, a bill to be entitled An act to empower the governing body of the city of Burlington, Alamance County, to relieve churches of paving assessments.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 478, a bill to be entitled An act to validate certain sales of land for taxes in Orange County and certificates issued in pursuance thereof, and judicial proceedings had in said county in connection with collection of delinquent taxes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 481, a bill to be entitled An act to amend Chapter 77 of the Private Laws of Session 1883 relating to the Charter of the town of Mt. Pleasant, in Cabarrus County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 495, a bill to be entitled An act to repeal Section 7, Chapter 386, Public-Local Laws of 1933, and to reëstablish the office of county accountant for Transylvania County and to fix the salary and define the duties thereof.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 505, a bill to be entitled An act to amend the Charter of the city of Durham, the same being Chapter 142, Private Laws 1921, relating to the appointment of a new tax collector upon death of the tax collector.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 198, a bill to be entitled An act to abolish the office of public cotton weigher for the town of Whitakers, situate in Edgecombe and Nash counties.

Passes its third reading and is ordered enrolled.

S. B. 201, a bill to be entitled An act authorizing and empowering the Commissioners of Gaston County to accept compromise settlements of sinking fund loans due Gaston County, when, in the opinion of the Commissioners, it is for the best interest of the county to accept said compromise settlements and to accept certain bonds in payment of sinking fund loans.

Passes its second and third readings and is ordered enrolled.

H. B. 185, a bill to be entitled An act to repeal the provisions of Section 21, Chapter 4, Public Laws of 1921, Section 1, Chapter 121, Public Laws of 1925, establishing an additional liability upon the stockholders in banking institutions and to amend Chapter 159, Public Laws of 1933, providing the establishment of a surplus in lieu thereof.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 461, a bill to be entitled An act to validate certain school building bonds by the county of Caldwell, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beau-

fort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sparger, Sprinkle, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—108.

Those voting in the negative are: None:

H. B. 473, a bill to be entitled An act to enable the town of Rockingham, North Carolina, to levy a tax to aid in the development of said town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sparger, Sprinkle, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—108.

Those voting in the negative are: None:

H. B. 183, a bill to be entitled An act to amend Section 1893 of Volume III of the Consolidated Statutes as amended by Chapter 106 of the Public Laws of 1933, relating to tax on the fishing industry of the State.

The Committee Substitute is adopted and the bill remains on the Calendar.

Committee Substitute for H. B. 174, a bill to be entitled An act to prevent rabies in the State of North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Bryant, Carr, Cherry, Cone, Cooper, Crabtree, Craver, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Fenner, Funderburk, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Hutchins, Jonas, Kelly, Lee, Leggett, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Scholl, Sink, Sprinkle, Spruill, Stone,

Swift, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Vann, Ward, Williams of Pasquotank, Woodall, Zickler—71.

Those voting in the negative are: Messrs. Bean, Bender, Bowie, Bryson, Clegg, Cloud, Day, Farrell, Gray, Head, Henry, Hoyle, Hyde, Jones, Klutz, Palmer, Sentelle, Sparger, Sullivan, Uzzell, Wade, White, Williams of Hyde, Wilson—24.

The original bill is laid on the table.

STATEMENT OF MEMBER

Committee Substitute H. B. 174, introduced by Messrs. Fenner and Abernathy, entitled "A bill to be entitled An act to prevent rabies in the State of North Carolina," reported unfavorably as to bill, favorably as to Committee Substitute, by Committee on Agriculture, passed its second reading by roll call vote on February 27, at which time, I voted, "No."

When the bill was first introduced, the caption impressed me favorably and I am now in favor of observing and taking every precaution to safeguard and protect the health and life of the citizenship of North Carolina regardless of whether such course may be popular or unpopular with the masses of people; however, investigation has disclosed that a vaccination of dogs for rabies is not an absolute preventive, but the highest estimate is from fifty to sixty-five per cent immunization and that notwithstanding the dog has been vaccinated, it is entirely possible for the dog to develop rabies and his bite to be fatal to persons.

Personal inquiry has in every instance been received from those possessing medical as well as general knowledge that notwithstanding the fact a dog has been vaccinated, that any person bitten by such dog should observe and take the precaution of having administered the Pasteur treatment as a preventive.

I fear that if this bill should become a law, it might result in setting up what might be termed as a "false preventive" against rabies and that because of such vaccination those who may be bitten by dogs, or the members of those families who may be bitten by dogs vaccinated, would not take the proper precaution to have the treatment administered and serious impairment of health or loss of life might result therefrom, and further that the owner, having complied with the law (if it should become a law) by having his dog vaccinated, would refuse and bitterly resent having his dog killed to the end that the proper examination might be had to determine whether or not the dog had rabies.

Therefore, I shall vote against the bill, any substitute therefor, not because I fear political effects or because I am opposed to taking every possible precaution for the protection of human life, but because I am afraid that the people in general might rely upon a theory of protection, which in fact and truth is not a preventive in all cases, and thereby suffer even greater human suffering and probably loss of life in more cases than if said compulsory vaccination had not been required.

This February 28, 1935.

O. L. WILLIAMS.

On motion of Mr. Hatcher, the vote by which Committee Substitute for H. B. 272, a bill to be entitled An act to provide for and regulate the manu-

facture, transportation and sale of malt, brewed and fermented beverages and to repeal all laws in conflict with this act and to provide for license, excise and sales taxes upon the business of dealing in such beverages, failed to pass its second reading, is reconsidered, and the bill is placed on the calendar.

On motion of Mr. Sullivan the bill is recommitted to the Committee on Judiciary No. 1.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 266. An Act to reduce the Board of Aldermen of the town of Black Mountain from five to three, and to provide compensation for said Board at their option.

H. B. 277. An Act to divide East Banner Township into two townships to be known as North Banner Township and South Banner Township.

H. B. 281. An Act to repeal Chapter 253, Public-Local Laws 1923, relating to exhibition of carnivals in Madison County.

H. B. 311. An Act to extend the jurisdiction of the police force of the town of Norwood, Stanly County, to territory within one mile of the corporate limits of said county.

H. B. 317. An act for the adjustment of the bonded indebtedness and relief of taxpayers in Swain County and the town of Bryson City.

H. B. 322. An Act creating the office of tax collector in Vance County.

H. B. 327. An Act to amend the Charter of the town of Beaufort, North Carolina.

H. B. 332. An Act to amend Chapter 598 of the Public-Local Laws of 1911, so as to transfer Duke Township from the jurisdiction of the Recorder's Court of Dunn to the Recorder's Court of Harnett County.

H. B. 358. An Act to amend Section 4458 of the Consolidated Statutes of North Carolina relating to public drunkenness in Cherokee County.

H. B. 374. An Act to amend Section 1681 of the Consolidated Statutes, relating to the reimbursement to owners for livestock killed by stray and unknown dogs.

H. B. 387. An Act prohibiting the sale of fireworks in Chowan County.

H. B. 390. An Act to compel all county officers to make promptly the reports required of them by law, and to affix penalties and forfeitures for failure to make said report.

H. B. 392. An Act to amend Section 9, of Chapter 276 of the Public-Local Laws of 1933, relating to the office of treasurer-tax collector of Mecklenburg County.

H. B. 416. An Act relating to service of grand jurors in Franklin County.

H. B. 427. An Act to amend Chapter 165, Public-Local Laws of 1911, relative to public drunkenness.

H. B. 446. An Act to make the provisions of Section 1864 of Volume III of the Consolidated Statutes, relating to depredations of domestic fowl, applicable to Clay County.

S. B. 3. An Act to provide for the licensing of motor vehicle operators and chauffeurs upon the public highways and to make uniform the law relating thereto, the enforcement thereof, and to provide for its operation.

S. B. 152. An Act to provide for the election of the Recorder and Prosecuting Attorney of Recorder's Court of Hamlet District of Richmond County.

S. B. 184. An Act to permit municipalities in Columbus County to tax amusements operating within one mile of the corporate limits thereof.

On motion of Mr. Harris the House adjourns and will meet tomorrow at eleven o'clock a.m.

FORTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, March 1, 1935.

The House meet pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend A. S. Parker of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Ward, for the Committee on Conservation and Development.

H. B. 335, a bill to be entitled An act to prohibit the interference of all aquatic plant foods and other waterfowl food growing in the waters of Currituck Sound and adjacent waters and regulating the season for trapping muskrats in Currituck County.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Bryant, for the Committee on Appropriations.

S. B. 73, a bill to be entitled An act to establish a state commission for the improvement of the condition of the blind and the prevention of blindness in the State of North Carolina and to make an appropriation therefor.

With a favorable report.

By Dr. Carr, for the Committee on Health.

H. B. 502, a bill to be entitled An act to promote the development of local and district health departments.

And

S. B. 120, a bill to be entitled An act relating to the organization of the Cleveland County Board of Health.

And

S. B. 188, a bill to be entitled An act to protect the health of mothers and infants and to regulate the practice of midwifery.

With favorable reports.

And

S. B. 114, a bill to be entitled An act to amend Chapter 179 of the Public Laws of North Carolina of 1933, it being "An Act to regulate the practice of cosmetic art in the State of North Carolina."

With a favorable report.

On motion of Mr. Lumpkin the bill is placed upon its immediate passage.

An amendment is offered by Mr. Sullivan, and upon the question of its adoption, Mr. Sullivan calls for the "ayes" and "noes." The call is sustained and the amendment is lost by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Bean, Blount of Beaufort, Blount of Pitt, Bryant, Bryson, Cherry, Cone, Cook, Craig, Craver, Day, Dowtin, Ervin, Farrell, Gray, Harris, Head, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Jones, Kendrick, Leggett, Morphew, McEachern, Palmer, Paylor, Pickens, Rouse, Royster, Sherard, Sparger, Sprinkle, Stevens, Stone, Sullivan, Tatem, Taylor, Thomas of Anson, Tonissen, Uzzell, Ward, Wilson—48.

Those voting in the negative are: Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Bowers, Bowie, Brock, Brown, Bryan, Carr, Clegg, Cloud, Cooper, Crabtree, Cross, Davis, Douglass, Eagles, Falkner, Fenner, Funderburk, Garrell, Garrett, Gibson, Hatcher, Hauser, Henry, Jonas, Kelly, Klutz, Lee, Lumpkin, Mitchell, Moody, McCall, McQueen, Norwood, O'Berry, Page, Rasberry, Ray, Scholl, Sentelle, Spruill, Stell, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Vann, Williams of Hyde, Woodall, Zickler—54.

The question now recurs upon the passage of the bill on its second reading.

On this Mr. Cherry calls for the "ayes" and "noes."

The call is sustained and the bill passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Douglass, Dowtin, Eagles, Erwin, Falkner, Farrell, Fenner, Funderburk, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lumpkin, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Scholl, Sentelle, Sink, Sprinkle, Spruill, Stell, Stevens, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Williams of Hyde, Wilson, Woodall, Zickler—84.

Those voting in the negative are: Messrs. Cherry, Day, Gray, Horton, Howard, Hoyle, Hutchins, Johnston, Kendrick, Morphew, Royster, Sherard, Sparger, Stone, Sullivan, Tatem, Taylor, Thomas of Anson, Tonissen, Ward—20.

The question now recurs upon the passage of the bill on its third reading.

The bill passes its third reading and is ordered enrolled.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

S. B. 149, a bill to be entitled An act to extend the authority of the police officers of the town of Dunn.

And

H. B. 519, a bill to be entitled An act providing for the extension of special assessments by the town of Rowland.

And

H. B. 509, a bill to be entitled An act to amend Chapter 205 of the Private Laws of 1929 relating to the corporate limits of the city of Asheville North Carolina.

With favorable reports.

H. B. 491, a bill to be entitled An act to amend Chapter 1307 of the Consolidated Statutes of North Carolina so as to permit the several counties of the State to bear the expenses of not more than three members while attending the meetings of the State Association of County Commissioners.

With an unfavorable report.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 50, a bill to be entitled An act to amend Section 2, Chapter 262, Public Laws of 1933, relative to investments by guardians of incompetent veterans and of minor children of disabled or deceased veterans.

With an unfavorable report.

ENGROSSED BILLS

Mr. Palmer, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 235, a bill to be entitled An act to make the provisions of Section 1864 of Volume III of the Consolidated Statutes relating to depredations of domestic fowls applicable to Union County. (Applicable also to Moore, Gates, Avery and Martin counties.)

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Bowers: H. B. 524, a bill to be entitled An act to validate all and every the acts of J. B. Martin of Newland, Avery County.

Referred to the Committee on Judiciary No. 2.

By Mr. Sullivan: H. B. 525, a bill to be entitled An act to prohibit the city of Asheville, North Carolina, from charging a driver's license or a city privilege tax for private automobiles.

Referred to the Committee on Judiciary No. 2.

By Mr. Kelly: H. B. 526, a bill to be entitled An act to provide a twelve months Grand Jury in Sampson County.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Scholl, Tonissen and Ervin: H. B. 527, a bill to be entitled An act to amend Chapter 51 of the Private Laws of the Session of 1927 authorizing Charlotte Park and Recreation Commission to lease or sell property under its supervision and amending Chapter 99 of the Private Laws of 1933.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 528, a bill to be entitled An act to permit the city of Charlotte to contract the sale of city automobile license plates to Carolina Motor Club, Incorporated and validating previous acts relating thereto.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cross: H. B. 529, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes relating to terms of Court in Gates County.

On motion of Mr. Cross the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Tonissen, Ervin and Scholl, by request: H. B. 530, a bill to be entitled An act to prohibit shipping into or selling second-hand clothing, hats or shoes in Mecklenburg County.

Referred to the Committee on Propositions and Grievances.

By Mr. Tonissen: H. B. 531, a bill to be entitled An act to repeal Section 1, Chapter 8, Private Laws of 1933, relating to the Sanitation Department of the city of Charlotte.

Referred to the Committee on Health.

By Mr. Jones: H. B. 532, a bill to be entitled An act to amend Chapter 252 of the Public Laws of 1931, relating to payment of criminal cases before a justice of the peace and other inferior Courts in Swain County.

Placed on the Calendar.

By Messrs. Blount of Pitt and Paylor: H. B. 533, a bill to be entitled An act to validate sales of real estate for taxes in Pitt County and municipalities therein, and to fix the date for advertising and selling real estate for taxes.

Referred to the Committee on Judiciary No. 1.

By Mr. McQueen: H. B. 534, a bill to be entitled An act to authorize Clerks of the Superior Court to accept probates of deeds for registration in certain cases.

Referred to the Committee on Judiciary No. 1.

And

H. B. 535, a bill to be entitled An act for the relief of the Treasurers of the several counties of the State.

Referred to the Committee on Judiciary No. 1.

By Mrs. Hutchins: H. R. 536, joint resolution to memorialize Congress to support and pass the work relief bill now pending.

On motion of Mrs. Hutchins the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 259, joint resolution for the investigation of the management of the State Hospital for the insane at Morganton.

Referred to the Committee on Appropriations.

H. B. 288, a bill to be entitled An act to amend Section 2795 of the Consolidated Statutes of North Carolina, relating to ordinances for the public health of the State.

For concurrence in the Senate amendment.

On motion of Mr. Thompson of Wake the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 385, a bill to be entitled An act to authorize the Trustees of the University to construct and finance an athletic stadium for North Carolina State College out of funds other than general revenues of the State.

For concurrence in the Senate amendment.

On motion of Mr. Thompson of Wake, the House concurs in the Senate amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 460, a bill to be entitled An act to validate the acts of the Commissioners of the town of Aulander and Tax Collector in accepting bonds of the town of Aulander in payment of paving assessments and taxes and to allow payment of taxes for the years 1934 and prior thereto to be paid with bonds.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 477, a bill to be entitled An act to amend Section 65 (a) of the Consolidated Statutes so as to permit payment to the Clerk of Superior Court of Orange County of sums not exceeding Three Hundred Dollars ($300.00) due and owing intestates.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 488, a bill to be entitled An act to abolish the position of County Treasurer for the county of Beaufort.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 489, a bill to be entitled An act to create the office of Tax Collector for the county of Beaufort.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 515, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, creates, cans and other containers of dairy products in Wake County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 518, a bill to be entitled An act to amend House Bill No. 147 the same being "An Act to prohibit the setting of steel traps in Swain and Graham counties (Applicable also to Bladen and Craven counties)" ratified February 15, 1935, so as to include Clay County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 85, a bill to be entitled An act relating to the fees for the capture of stills in McDowell County.

Passes its second and third readings and is ordered enrolled.

S. B. 171, a bill to be entitled An act for the relief of Ex-sheriff Moxley of Yadkin County.

Passes its second and third reading and is ordered enrolled.

S. B. 222, a bill to be entitled An act to authorize the Board of County Commissioners of Durham County to remain in session each month for such time as may be necessary to properly transact the business of said county and to receive compensation therefor.

Passes its second and third reading and is ordered enrolled.

S. B. 247, a bill to be entitled An act to correct a clerical error in Senate Bill No. 146.

Passes its second and third readings and is ordered enrolled.

H. B. 136, a bill to be entitled An act to establish a sanatorium in Western North Carolina for the treatment of tuberculosis.

The Committee Substitute is adopted and the bill remains on the Calendar.

H. B. 148, a bill to be entitled An act to create a lien upon recoveries in civil actions for personal injuries in favor of sums due for medical attention and/or hospitalization.

On motion of Mr. Sullivan the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 243, a bill to be entitled An act to regulate and control the practice of photography.

The Committee Substitute is adopted and the bill remains on the Calendar.

H. B. 473, a bill to be entitled An act to enable the town of Rockingham, North Carolina to levy a tax to aid in the development of said town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Clegg, Cloud, Cone, Cook, Cooper, Craver, Cross, Davis, Day, Douglass, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hoyle, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sparger, Sprinkle, Spruill, Stevens, Stone, Tatem, Taylor,

Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Ward, Williams of Hyde, Woodall, Zickler—93.

Those voting in the negative are: None.

H. B. 508, a bill to be entitled An act to incorporate the town of Hemp and confer upon its officers the duties and powers of the Hemp Sanitary District Board, and to validate all proceedings creating or establishing the Hemp Sanitary District and to declare the coupon bonds of said District valid and binding obligations of said District.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Clegg, Cloud, Cone, Cook, Cooper, Craver, Cross, Davis, Day, Douglass, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hoyle, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sparger, Sprinkle, Spruill, Stevens, Stone, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Ward, Williams of Hyde, Woodall, Zickler—93.

Those voting in the negative are: None.

H. B. 490, a bill to be entitled An act to promote the interest of Beaufort County by permitting the Commissioners of said County to coöperate with other counties in procuring equitable freight rates and otherwise promoting the financial interest of said County and its citizens.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Clegg, Cloud, Cone, Cook, Cooper, Craver, Cross, Davis, Day, Douglass, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hoyle, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sparger, Sprinkle, Spruill, Stevens, Stone, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Ward, Williams of Hyde, Woodall, Zickler—93.

Those voting in the negative are: None.

H. B. 183, a bill to be entitled An act to amend Section 1893 of Volume III of the Consolidated Statutes as amended by Chapter 106 of the Public Laws of 1933, relating to tax on the fishing industry of the State.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg,

Cloud, Cone, Cook, Cooper, Crabtree, Craver, Cross, Davis, Day, Douglass, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hutchins, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Lumpkin, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stone, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Hyde, Williams of Pasquotank, Woodall, Zickler—95.

Those voting in the negative are: None.

On motion of Mr. Mitchell H. B. 93, a bill to be entitled An act authorizing the State and County Boards of Health to require roving bands, or bands of nomads commonly called gypsies, declared to be nuisances, or menace to health to leave the State, is ordered recalled from the Senate for further consideration by the House.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

H. B. 133. An Act to repeal Chapter 226, Private Laws of 1933, relating to election of municipal officers in the town of Asheboro.

H. B. 318. An Act to ratify the postponement of sales of land for taxes, to authorize the issuing of alias summons, to perfect foreclosure proceedings and publication of pending suits, and the adjustment and payment of delinquent taxes in Swain County and the town of Bryson City.

H. B. 412. An Act for the protection of Plain View Free Will Baptist Church in Sampson County, North Carolina.

H. B. 419. An Act to regulate the operation of filling stations in Bladen County.

H. B. 500. An Act to fix the salary of the Register of Deeds of Mitchell County.

S. B. 99. An Act for the protection of game on the Roanoke River in Bertie, Halifax, Northampton, Martin and Washington counties during freshets.

S. B. 198. An act to abolish the office of public cotton weigher for the town of Whitakers, situate in Edgecombe and Nash counties.

S. B. 201. An Act authorizing and empowering the Commissioners of Gaston County to accept compromise settlements of sinking fund loans due Gaston County, when, in the opinion of the Commissioners, it is for the best interest of the County to accept said compromise settlements, and to accept certain bonds in payment in sinking fund loans.

S. B. 225. An Act to create a civil service commission for the Fire Department and Police Department of the city of Raleigh and to provide the necessary machinery and rules for the organization and operation of said civil service commission and departments.

On motion of Mr. Bowie the House adjourns and will meet tomorrow at ten o'clock, a.m.

FORTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, March 2, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Dr. Milton A. Barber of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Bowers: H. B. 537, a bill to be entitled An act to fix the official bond for the Clerk of the Superior Court of Avery County.

Referred to the Committee on Judiciary No. 2.

By Mr. Sparger: H. B. 538, a bill to be entitled An act to amend Chapter 198 Public-Local Laws 1933, extending the time for beginning actions against A. J. Fagg, former Clerk of Superior Court of Stokes County, and his official bond.

Referred to the Committee on Judiciary No. 2.

And

H. B. 539, a bill to be entitled An act to repeal Chapter 256 of the Public Laws 1933, and Section 2500 (a) to 2500 (e) inclusive of Volume III of the Consolidated Statutes relative to physical examination of applicants for marriage license.

Referred to the Committee on Judiciary No. 2.

By Mr. Gray: H. B. 540, a bill to be entitled An act to allow residents and citizens of Clay County to fish in Hiawassee River in Clay County without first procuring a county license therefor.

Referred to the Committee on Game.

By Mr. Peterson: H. B. 541, a bill to be entitled An act to provide for a special tax collector for the collection of insolvent taxes in Mitchell County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 542, a bill to be entitled An act fixing the salary of the Sheriff of Mitchell County and the fees to be collected by said Sheriff.

Referred to the Committee on Salaries and Fees.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 236, a bill to be entitled An act to decrease the number of aldermen for the town of Marble, Cherokee County from five to three.

Referred to the Committee on Counties, Cities and Towns.

H. B. 91, a bill to be entitled An act to amend Subchapter 8, Article XXIV, Section 4348 of the Consolidated Statutes of 1919, pertaining to obscene literature, indecent exposure, and lewd dances.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 224, a bill to be entitled An act to repeal Chapter 467 of the Public-Local Laws of 1933, relating to issuance of criminal processes out of the Justice of Peace Courts for Richmond County.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 230, a bill to be entitled An act to authorize the losing party in land litigations to recover taxes paid by him or his predecessors in title from the winning party in said litigation who has not paid taxes.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 53, a bill to be entitled An act to repeal Chapter 40 of the Public Laws of 1933, being "An act to amend Section 3893 of the Consolidated Statutes of North Carolina, relating to fees of witnesses."

Referred to the Committee on Salaries and Fees.

S. B. 139, a bill to be entitled An act to amend Section 1, Chapter 243 of the Public Laws of 1931, and to provide for compensation and expenses of advisory commission to the Commissioner of Banks.

Referred to the Committee on Banks and Banking.

S. B. 169, a bill to be entitled An act to amend Section 85 of the Consolidated Statutes of North Carolina so as to clarify the same.

Referred to the Committee on Judiciary No. 2.

S. B. 203, a bill to be entitled An act to amend and reënact as amended Chapter 178 of the Public Laws of 1915, being Section 6626 to 6649 both inclusive of the Consolidated Statutes of North Carolina, and to provide other provisions for the regulation of the practice of Dentistry in the State of North Carolina.

Placed on the Calendar.

H. B. 289, a bill to be entitled An act to amend Section 1335 of the Consolidated Statutes of North Carolina, relating to the county poor in the various counties of the State.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 339, a bill to be entitled An act to provide for the mortgage or sale of estates held by entireties where the wife or the husband or both may become mentally incompetent.

Placed on the Calendar for concurrence in the Senate amendment.

On motion of Dr. Douglass the House adjourns and will meet Monday at twelve o'clock, noon.

FORTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,
MONDAY, March 4, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend J. S. Farmer of the city of Raleigh.

Mr. Cooper for the Commitee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cherry, for the Committee on Finance.

H. B. 516, a bill to be entitled An act to authorize the issuance of notes of the State for the purpose of paying appropriations.

And

S. B. 228, a bill to be entitled An act to authorize and empower the Commissioners of the county of Surry to adjust, fund and refund the bonded indebtedness of Surry County.

With favorable reports.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Bowie: H. B. 543, a bill to be entitled An act to repeal Chapter 228 of the Public Laws of 1933, known as the Bastardy Act of 1933.

Referred to the Committee on Judiciary No. 1.

By Mr. Gardner: H. R. 544, a joint resolution ratifying a proposed amendment to the Constitution of the United States of America.

Referred to the Committee on Judiciary No. 1.

By Messrs. Tonissen, Scholl, and Ervin: H. B. 545, a bill to be entitled An act validating judgments for delinquent taxes and street assessments in Mecklenburg County and city of Charlotte.

Referred to the Committee on Judiciary No. 2.

By Mr. Stone: H. B. 546, a bill to be entitled An act to abolish the office of Commissioner of Banks and transfer the duties of said office to that of Utilities Commissioner.

Referred to the Committee on Judiciary No. 1.

By Mr. Bryson: H. B. 547, a bill to be entitled An act to provide for the appointment of committeemen for the schools of Jackson County.

Placed on the Calendar.

By Mr. Cloud: H. B. 548, a bill to be entitled An act to appoint additional members on the Board of Commissioners for Polk County upon petition of a majority of the qualified voters of said County and to fix their salary and term of office.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Klutz: H. B. 549, a bill to be entitled An act to provide for the election of trustees for the Newton-Conover city Administrative School Unit.

Referred to the Committee on Education.

By Mr. Ray: H. B. 550, a bill to be entitled An act to amend Section 60, Chapter 120, Public Laws of North Carolina of 1929 entitled, "An Act to provide a system of Workmen's compensation in the State of North Carolina and to further provide for securing the payment of such compensation."

Referred to the Committtee on Insurance.

And

H. B. 551, a bill to be entitled An act for the relief of the taxpayers of Macon County during the economic emergency declared to exist.

Placed on the Calendar.

By Mr. Henry: H. B. 552, a bill to be entitled An act to authorize the treasurer to refund to Cos Paxton, former Sheriff of Transylvania County, four hundred eighty-three dollars and eight cents ($483.08) paid into the treasury through error.

Referred to the Committee on Finance.

By Messrs. Uzzell, Pickens, McQueen, and Alspaugh: H. B. 553, a bill to be entitled An act supplemental to an act entitled "An Act to prohibit the manufacture, sale, possession, and use of slot machines, gambling apparatus and devices" being H. B. 29 and ratified February 20, 1935.

On motion of Mr. Uzzell the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Brown: H. B. 554, a bill to be entitled An act to appoint certain justices of the peace for Perquimans County.

On motion of Mr. Brown the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 555, a bill to be entitled An act relating to hunting in Perquimans County.

On motion of Mr. Brown the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Mitchell: H. B. 556, a bill to be entitled An act authorizing the State and County Boards of Health to require roving bands, or bands of nomads, declared to be nuisances or menaces to health, to leave municipalities, and providing penalties.

Referred to the Committee on Propositions and Grievances.

By Mr. Moody: H. B. 557, a bill to be entitled An act to place Mrs. Cora Dowd of Chatham County, widow of W. I. Dowd, a Confederate veteran on the pension roll.

On motion of Mr. Moody the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 86, a bill to be entitled An act to amend the Consolidated Statutes, Sections 5208 to 5241, inclusive, relating to savings and loan associations by changing the name thereof from "Savings and Loan Associations" to "Credit Unions."

Referred to the Committee on Banks and Banking.

S. B. 177, a bill to be entitled An act to amend Section 1, Chapter 303, Public Laws of 1933, relating to the powers of banks.

Referred to the Committee on Banks and Banking.

S. B. 224, a bill to be entitled An act to amend Chapter 355 of the Public Laws of 1933, relating to the distribution of State Laws, Reports, and Publications to the library of the University of North Carolina.

Referred to the Committee on Judiciary No. 2.

S. B. 242, a bill to be entitled An act to amend Plan D of the Municipal Corporation Act of 1917, Chapter 56, Article 19, Consolidated Statutes, to increase the number of council and elect the mayor by vote of the people in the city of Charlotte.

Referred to the Committee on Counties, Cities and Towns.

SPECIAL MESSAGE

SENATE CHAMBER,
March 2, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 93, title, "authorizing the State and County Boards of Health, to require roving bands of nomads, commonly called gypsies, declared to be nuisances or menaces to health to leave the municipalities, and providing penalties" for further consideration by your Honorable Body.

Respectfully,

LEROY MARTIN,
Clerk of the Senate.

Having been recalled from the Senate on motion of Mr. Mitchell, the vote by which the bill passed its second and third readings is reconsidered.

On motion of Mr. Mitchell the bill is recommitted to the Committee on Propositions and Grievances.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 91, a bill to be entitled An act to amend Subchapter 8, Article 24, Section 4348, of the Consolidated Statutes of 1919, pertaining to obscene literature, indecent exposure and lewd dances.

For concurrence in the Senate amendment.

On motion of Mr. Mitchell the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 289, a bill to be entitled An act to amend Section 1335 of the Consolidated Statutes of North Carolina, relating to the County poor in the various counties of the State.

For concurrence in the Senate amendments.

On motion of Dr. Douglass the House concurs in the Senate amendments and the bill is ordered enrolled.

H. B. 224, a bill to be entitled An act to repeal Chapter 467, Public-Local Laws of 1933 relating to issuance of criminal processes out of Justice of Peace Courts for Richmond County.

For concurrence in the Senate amendment.

On motion of Mr. Garrett the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 519, a bill to be entitled An act providing for the extension of special assessments by the town of Rowland.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 532, a bill to be entitled An act to amend Chapter 252 of the Public Laws of 1931, relating to payment of criminal cases before a Justice of the Peace and other inferior courts in Swain County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 271, a bill to be entitled An act to require the liquidation by the Commissioner of Banks of all banking institutions now in receivership in the State Courts, and to make this liquidation mandatory and exclusive.

The Committee amendment is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 285, a bill to be entitled An act to enforce payment of poll taxes due by State employees.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 335, a bill to be entitled An act to prohibit the interference of all aquatic plant foods and other waterfowl food growing in the waters of Currituck Sound and adjacent waters and regulating the season for trapping muskrats in Currituck County.

The Committee Substitute is adopted and remains on the Calendar.

H. B. 339, a bill to be entitled An act to provide for the mortgage or sale of estates held by the entireties where the wife or husband or both may become mentally incompetent.

For concurrence in the Senate amendments.

On motion of Mr. Uzzell the House concurs in the Senate amendments and the bill is ordered enrolled.

S. B. 120, a bill to be entitled An act relating to the organization of the Cleveland County Board of Health.

Passes its second and third readings and is ordered enrolled.

S. B. 149, a bill to be entitled An act to extend the authority of the police officers of the town of Dunn.

Passes its second and third readings and is ordered enrolled.

H. B. 342, a bill to be entitled An act to provide for special judges in North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 413, a bill to be entitled An act to provide for the general and uniform recordation of decrees of absolute divorce in the office of the Clerk of the Supreme Court of North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 429, a bill to be entitled An act to amend Section 2482 of Chapter 49 of the Consolidated Statutes entitled "Liens."

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 440, a bill to be entitled An act to repeal Section 934 of the Consolidated Statutes relating to examination of the Clerk of Court's office by the Solicitor.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 452, a bill to be entitled An act to provide for reimbursing the United States Government for the expense of emergency conservation work, if and when, by a sale of land or products, the State derives a profit from such work.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 464, a bill to be entitled An act providing for the extension of special assessments and repealing Chapter 249, Public Laws of 1931 as amended by Chapters 252 and 410, Public Laws of 1933.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 470, a bill to be entitled An act to amend Section 12, Public Laws of 1931, relative to the powers and duties of the Division of Standards and Inspection of the Department of Labor.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 471, a bill to be entitled An act to authorize the allowance of commissions to guardians before the filing of their final accounts.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. R. 483, a joint resolution authorizing the Governor to appoint a commission for the study of the care of the insane and mentally defectives.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 496, a bill to be entitled An act to provide for the safety of life and property and to create a board of boiler rules which shall formulate rules and regulations for the safe construction, use and operation of steam boilers; to provide for the enforcement of the rules and regulations of the board of boiler rules; to provide for the inspection of steam boilers and the fees to be charged for same; and to provide a penalty for the violation of the provisions of this act.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 73, a bill to be entitled An act to establish a State Commission for the improvement of the condition of the blind and the prevention of

blindness in the State of North Carolina and to make an appropriation therefor.

Passes its second and third readings and is ordered enrolled.

S. B. 140, a bill to be entitled An act to enable banks and other depositories and fiduciaries to make loans secured by real estate and to invest in mortgages where the same are insured pursuant to Title II of the National Housing Act, to invest in obligations of National Mortgage Associations, and to make loans pursuant to Title I, of the National Housing Act.

As amended, the bill passes its second and third readings, and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 150, a bill to be entitled An act to amend Chapter 100, Public Laws of 1923, relating to suits on bonds given by contractors on municipal buildings and public projects.

Passes its second and third readings and is ordered enrolled.

S. B. 203, a bill to be entitled An act to amend and reënact as amended, Chapter 178, Public Laws, 1915, being Section 6626 to 6649, both inclusive, of the Consolidated Statutes of North Carolina, and to provide other provisions for the regulation of the practice of Dentistry in the State of North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 207, a bill to be entitled An act to amend Chapter 282, Public Laws 1933, relating to the salary of the State Librarian.

Passes its second and third readings and is ordered enrolled.

Committee Substitute for H. B. 183, a bill to be entitled An act to amend Section 1893 of Volume III of the Consolidated Statutes as amended by Chapter 106 of the Public Laws of 1933, relating to tax on the fishing industry of the State.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Crabtree, Craig, Craver, Cross, Day, Dobson, Douglass, Dowtin, Eagles, Farrell, Funderburk, Gardner, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, Moody, McDonald, McEachern, McQueen, O'Berry, Page, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Woodall, Zickler—84.

Those voting in the negative are: None.

The original bill is laid on the table.

H. B. 490, a bill to be entitled An act to promote the interest of Beaufort County by permitting the Commissioners of said county to coöperate with other counties in procuring equitable freight rates and otherwise promoting the financial interest of said county and its citizens.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Klutz, Lee, Lindsey, Mitchell, Moody, McCall, McEachern, McQueen, O'Berry, Page, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stone, Sullivan, Tatem, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Woodall, Zickler—86.

Those voting in the negative are: None:

H. B. 508, a bill to be entitled An act to incorporate the town of Hemp and confer upon its officers, the duties and powers of the Hemp Sanitary District Board and to validate all proceedings creating and establishing the Hemp Sanitary District and to declare the coupon bonds of said district valid and binding obligations of said district.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Klutz, Lee, Lindsey, Mitchell, Moody, McCall, McEachern, McQueen, O'Berry, Page, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stone, Sullivan, Tatem, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Woodall, Zickler—86.

Those voting in the negative are: None:

H. B. 509, a bill to be entitled An act to amend Chapter 205 of the Private Laws of 1929, relating to the corporate limits of the city of Asheville, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Klutz, Lee, Lindsey, Mitchell, Moody, McCall, McEachern, McQueen, O'Berry, Page, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stone, Sullivan, Tatem, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Woodall, Zickler—86.

Those voting in the negative are: None:

On motion of Mr. Bryant the House adjourns and will meet tomorrow at eleven o'clock, a.m.

FORTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, March 5, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Father Edward T. Gilbert of Washington, North Carolina.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Messrs. D. M. Clark of Pitt County, Thomas Gold of Guilford County, and A. D. McLean of Beaufort County, former members of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bryant, for the Committee on Appropriations.

H. B. 302, a bill to be entitled An act to provide compensation for school children killed and/or injured while riding on a school bus to and from the public schools of the State; and to authorize the State School Commission to set aside certain funds for that purpose out of which medical and hospital expenses and death claims shall be paid.

And

H. B. 125, a bill to be entitled An act to increase the salaries of public school employees, highway employees and prison employees thirty per cent, effective January 1, 1935.

And

H. B. 39, a bill to be entitled An act to create the State Old Age Welfare Commission to define the powers and duties of said Commission; to provide for the assistance of old age persons through the agency of said Commission under certain limitation and restrictions to make appropriations of public funds for carrying out the purposes of this act; and to prescribe penalties for the violation of its provisions.

With unfavorable reports.

And

S. R. 259, a joint resolution for the investigation of the management of the State Hospital for the insane at Morganton.

With a favorable report.

And

By Mr. Gardner, for the Committee on Insurance.

S. B. 122, a bill to be entitled An act to abolish Section 6351 of Subchapter 2 of Chapter 106 of the Consolidated Statutes of North Carolina of 1919 and enacting a new Section relating to dividends paid to and the contingent liability of policy holders in mutual fire insurance companies.

And

H. B. 296, a bill to be entitled An act to amend Section 6394 of the Consolidated Statutes of 1919 to eliminate that part of the Section which exempts certain classes of insurance companies from filing rates.

And

H. B. 256, a bill to be entitled An act to amend Section 341 of the Consolidated Statutes relative to release of company from liability.

With favorable reports.

And

H. B. 469, a bill to be entitled An act requiring all fire insurance companies to reassess all insured property annually.

With an unfavorable report.

And

H. B. 166, a bill to be entitled An act to amend Chapter 120, Section 14, Subsection (b) of the Public Laws of 1929, relating to the Workmen's Compensation Act.

With an unfavorable report as to bill, favorable as to Committee Substitute.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 271, a bill to be entitled An act to require the liquidation by the Commissioner of Banks of all banking institutions now in receivership in the State Courts, and to make this liquidation mandatory and exclusive.

H. B. 496, a bill to be entitled An act to provide for the safety of life and property and to create a board of boiler rules which shall formulate rules and regulations for the safe construction, use and operation of steam boilers; to provide for the enforcement of the rules and regulations of the board of boiler rules; to provide for the inspection of steam boilers and the fees to be charged for same; and to provide a penalty for the violation of the provisions of this act.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. McEachern: H. B. 558, a bill to be entitled An act to submit to the qualified voters of the State an amendment to the Constitution providing for the exemption from taxation of a homestead.

Referred to the Committee on Constitutional Amendments.

By Mr. Wade: H. B. 559, a bill to be entitled An act to authorize the town of Morehead City to sell and convey certain properties without public auction.

Referred to the Committee on Judiciary No. 1.

By Mr. Ward: H. B. 560, a bill to be entitled An act requiring the Solicitor of the Fifth Judicial District to make a calendar for the criminal terms of the Superior Court of Craven County and regulating the practice in said court.

On motion of Mr. Ward the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Stell: H. B. 561, a bill to be entitled An act to require insurance companies doing business in the State to deposit approved securities with the Insurance Commissioner, sufficient in amount to protect all policy holders in this State having policies with said companies.

Referred to the Committee on Insurance.

By Mr. Bryan: H. B. 562, a bill to be entitled An act to ratify and affirm the purchase of the Mountain View School property by the Board of Education of Wilkes County.

Placed on the Calendar.

By Mr. Thomas of Harnett: H. B. 563, a bill to be entitled An act to amend Chapter 353 of the Public-Local Laws of 1933 relating to the salaries of officers in Harnett County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Head, by request: H. B. 564, a bill to be entitled An act granting new Charter for the town of Lake Luke, Rutherford County, North Carolina.

Referred to the Committee on Judiciary No. 1.

By Mr. Sherard: H. B. 565, a bill to be entitled An act relating to the corporate limits of the town of Laurel Park in Henderson County.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Barker: H. B. 566, a bill to be entitled An act to provide for registration of pistols and similar firearms by owners thereof in Durham County.

Placed on the Calendar.

By Mr. Vann: H. B. 567, a bill to be entitled An act relating to the superintendent of the County Home of Hertford County.

On motion of Mr. Vann the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Davis: H. B. 568, a bill to be entitled An act relating to migratory water fowl hunting in Dare County placing the same under the control of the Department of Conservation and Development.

Placed on the Calendar.

By Messrs. Alspaugh, Sentelle, McQueen and Spruill: H. B. 569, a bill to be entitled An act to require any person, partnership, association of persons, or corporations that may hereafter be organized as business schools in North Carolina to comply with their contracts with the students who matriculate with them for the purpose of taking commercial courses in accounting, bookkeeping, stenography, telegraphy, typing, and other branches generally included in the curriculum of such schools, to require such insti-

tutions, before collecting fees, tuition, and other expenses from students who desire to take such courses in such institutions to enter into a bond executed by standard and solvent guaranty companies guaranteeing the refund of such fees, tuition, and other expenses as are paid in case the promoters, officers and agents of such institutions fail to comply with their contract; to provide penalties for failure to refund to any student the amounts whenever the promoters, officers and agents of such institutions fail to comply with their contract to give and furnish training in commercial courses according to the contract entered into.

Referred to the Committee on Education.

By Dr. Carr: H. B. 570, a bill to be entitled An act to amend Section 1799 of the Consolidated Statutes relating to failure of defendant in criminal actions to take the stand.

Referred to the Committee on Judiciary No. 2.

By Mr. Barnes: H. B. 571, a bill to be entitled An act to amend Chapter 395, Public-Local Laws of North Carolina of 1933, so as to add solicitors fees to the cost bill in certain criminal actions tried in the General County Court of Wilson County, to authorize the Judge of said Court to exercise his discretion in remitting said fees in cases of convictions for violating town ordinances, to provide for the payment of certain items in the bills of cost, into the general county fund of Wilson County, and to further authorize the Judge of said County Court to have the assistance of a jury in certain criminal cases when in his opinion the ends of justice will be better met thereby.

Referred to the Committee on Judiciary No. 1.

By Messrs. Ervin and Scholl: H. B. 572, a bill to be entitled An act to amend S. B. 181 of the 1935 Session of the General Assembly of North Carolina, to correct a typographical error which appears therein.

On motion of Mr. Ervin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 272, a bill to be entitled An act to permit the sale and use of hog cholera virus in Nash County under certain conditions.

On motion of Mr. Abernathy the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 275, a bill to be entitled An act to amend Chapter 211 of the Public-Local Laws of 1933 relative to the salary of the Tax Collector and expense of collecting taxes in Franklin County.

On motion of Mr. Lumpkin the bill is placed on the Calendar.

S. B. 276, a bill to be entitled An act to amend Chapter 215 of the Public-Local Laws of 1933 increasing the salary of the Sheriff of Franklin County.

On motion of Mr. Lumpkin the bill is placed on the Calendar.

SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House for its consideration, H. B. 293, a bill to be entitled An act to amend Chapter 120 of the Public Laws of 1929, the same being known as the Workmen's Compensation Act, and to provide for securing the payment of compensation in certain cases of occupational disease.

An amendment offered by Mr. Gardner is adopted.

An amendment offered by Mr. Ray is lost.

The question now recurs upon the passage of the bill as amended on its several readings.

As amended, the bill passes its second and third readings and is ordered engrossed.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 188, a bill to be entitled An act to protect the health of mothers and infants and to regulate the practice of midwifery.

On motion of Mr. Spruill the bill is laid on the table.

H. B. 547, a bill to be entitled An act to provide for the appointment of committeemen for the schools of Jackson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

Committee Substitute for H. B. 243, a bill to be entitled An act to regulate and control the practice of photography.

Amendments offered by Messrs. Clegg, O'Berry and Cherry are adopted.

As amended, the Substitute bill passes its second and third readings and is ordered engrossed and sent to the Senate.

The original bill is laid on the table.

Committee Substitute for H. B. 335, a bill to be entitled An act to prohibit the interference of all aquatic plant foods and other waterfowl food growing in the waters of Currituck Sound and adjacent waters and regulating the season for trapping muskrats in Currituck County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 509, a bill to be entitled An act to amend Chapter 205 of the Private Laws of 1929 relating to the corporate limits of the city of Asheville, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Moody, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Pay-

lor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—106.

Those voting in the negative are: None.

S. B. 228, a bill to be entitled An act to authorize and empower the Commissioners of the county of Surry to adjust, fund and refund the bonded indebtedness of Surry County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Moody, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—106.

Those voting in the negative are: None.

H. B. 551, a bill to be entitled An act for the relief of the taxpayers of Macon County during the economic emergency declared to exist.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Moody, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—106.

Those voting in the negative are: None.

Committee Substitute for H. B. 136, a bill to be entitled An act to establish a sanatorium in Western North Carolina for the treatment of tuberculosis.

Several Committee amendments are adopted, and as amended the bill remains on the Calendar for its second reading roll call.

H. B. 516, a bill to be entitled An act to authorize the issuance of notes of the State for the purpose of paying appropriations.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bryant, Bryson, Carr, Cherry, Cloud, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Dowtin, Eagles, Ervin, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Jonas, Jones, Kendrick, Lee, Lindsey, Meekins, Mitchell, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, White, Williams of Pasquotank, Wilson, Woodall—86.

Those voting in the negative are: Messrs. Bowie, Brook, Bryan, Clegg, Craver, Falkner, Hauser, Head, Hyde, Kelly, Klutz, Leggett, Ragan, Thorne, Zickler.—15.

Dr. Douglass votes "present."

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 73. An Act to establish a State Commission for the improvement of the condition of the blind and the prevention of blindness in the State of North Carolina and to make an appropriation therefor.

S. B. 85. An Act relating to the fees for the capture of stills in McDowell County.

S. B. 114. An Act to amend Chapter 179 of the Public Laws of North Carolina of 1933, it being "An Act to regulate the practice of cosmetic art in the State of North Carolina."

S. B. 120. An Act relating to the organization of the Cleveland County Board of Health.

S. B. 149. An Act to extend the authority of the police officers of the town of Dunn.

S. B. 150. An Act to amend Chapter 100 of the Public Laws of 1923 relating to suits on bonds given by contractors on municipal buildings and public projects.

S. B. 171. An Act for the relief of ex-Sheriff C. E. Moxley of Yadkin County.

S. B. 207. An Act to amend Chapter 282 of the Public Laws of 1933 relating to the salary of State Librarian.

S. B. 222. An Act to authorize the Board of County Commissioners of Durham County to remain in session each month for such time as may be necessary to properly transact the business of said county and to receive compensation therefor.

S. B. 247. An Act to correct a clerical error in Senate Bill 146.

H. B. 91. An Act to amend Subchapter 8, Article 24, Section 4348 of the Consolidated Statutes of 1919, pertaining to obscene literature, indecent exposure and lewd dances.

H. B. 192. An Act to prohibit justices of the peace from soliciting official business and/or patronage.

H. B. 224. An Act to repeal Chapter 467, Public-Local Laws of 1933 relating to issuance of criminal processes out of the justice of the peace courts for Richmond County.

H. B. 334. An Act providing for rotating grand juries, and for purging the jury boxes, and relating to the Superior Courts applicable to Bladen County.

H. B. 339. An Act to provide for the mortgage or sale of estates held by the entireties where the wife or the husband or both may become mentally incompetent.

H. B. 359. An Act to amend Section 3973 of the Consolidated Statutes relating to the registration of trademarks.

H. B. 366. An Act to authorize the Board of Law Examiners to elect its own chairman.

H. B. 385. An Act to authorize the trustees of the University to construct and finance an athletic stadium for North Carolina State College out of funds other than general revenues of the State.

On motion of Mr. Hoyle S. B. 238, a bill to be entitled An act to extend the time for instituting foreclosure proceedings on certificates of sale for land sold for taxes for the year 1932 is recalled from the Committee on Judiciary No. 1, and placed on the Calendar.

On motion of Mr. Gardner the House adjourns and will meet tomorrow at twelve o'clock, noon.

FORTY-NINTH DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, March 6, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Carl M. Townsend of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Messrs. P. G. Froneberger of Gaston County, C. H. Haynes of Surry County, and Fred I. Sutton of Lenoir County, former members of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sparger, for the Committee on Elections and Election Laws.

S. B. 103, a bill to be entitled An act creating five districts in Pitt County for the election of county commissioners.

With a favorable report.

By Mr. Andrews, for the Committee on Insane Asylums.

H. B. 510, a bill to be entitled An act to regulate the working hours of certain State employees.

With a favorable report, as amended.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

S. B. 169, a bill to be entitled An act to amend Section 85 of the Consolidated Statutes of North Carolina, so as to clarify the same.

And

S. B. 220, a bill to be entitled An act to validate certain probates and acknowledgments of Charles R. Daniel, Recorder of Halifax County.

And

S. B. 211, a bill to be entitled An act to amend Chapter 210 of the Public Laws of 1933 relating to the authority of the State Bar.

And

H. B. 525, a bill to be entitled An act to prohibit the city of Asheville, North Carolina, from charging a driver's license or a city privilege tax for private automobiles.

And

H. B. 539, a bill to be entitled An act to repeal Chapter 256, Public Laws of 1933, and Sections 2500 (a) to 2500 (e) inclusive of Volume III of the Consolidated Statutes relative to physical examination of applicants for marriage license.

And

H. B. 538, a bill to be entitled An act to amend Chapter 198, Public-Local Laws of 1933, extending the time for beginning actions against A. J. Fagg, former Clerk of Superior Court of Stokes County, and his official bond.

And

H. B. 451, a bill to be entitled An act to amend Section 2722 (a) of the Consolidated Statutes in reference to apportionment of assessments.

And

H. B. 447, a bill to be entitled An act to authorize the Asheville School Board to rent during vacation periods musical instruments to students of the High School of the Asheville Local School District.

And

H. B. 234, a bill to be entitled An act to amend Section 65 (a) of Volume III of the Consolidated Statutes relating to payment to Clerk of sums not exceeding three hundred dollars due intestates, making the same apply to Union County.

With favorable reports.

By Mr. Rouse, for the Committee on Courts and Judicial Districts.

H. B. 135, a bill to be entitled An act to create November criminal term of Superior Court of Greene County and to provide for a six months grand jury for said county.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 459, a bill to be entitled An act to increase the jurisdiction of General County Courts.

And

H. B. 506, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina, relating to terms of Superior Court in the Eighteenth Judicial District.

And

H. B. 513, a bill to be entitled An act providing for the appointment of a court reporter for the Fifth Judicial District of North Carolina.

And

S. B. 173, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes relating to the courts of Pitt County.

With favorable reports.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 243, a bill to be entitled An act to regulate and control the practice of photography.

H. B. 293, a bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as the Workmen's Compensation Act, and to provide for securing the payment of compensation in certain cases of occupational disease.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Day: H. B. 573, a bill to be entitled An act to authorize the Board of Education of Onslow County to dispose of lot to town of Richlands by private sale.

On motion of Mr. Day the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Head, by request: H. B. 574, a bill to be entitled An act granting new Charter to the town of Spindale, Rutherford County, North Carolina.

Referred to the Committee on Judiciary No. 1.

By Messrs. Cooper and Sentelle: H. B. 575, a bill to be entitled An act to create a Board of Parole, to define its powers and duties, to provide terms and conditions for the release of convicts by the Board of Parole and to further the discipline, treatment and care of convicts, all to the end that crime may be reduced in North Carolina and its heavy toll lessened, and to rehabilitate the State Prison Finances.

Referred to the Committee on Penal Institutions.

By Mr. Crabtree: H. B. 576, a bill to be entitled An act to amend Chapter 380 of the Private Laws of North Carolina, Session of 1915, as amended, changing the corporate limits and certain ward lines of the town of Sanford.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Hoyle: H. B. 577, a bill to be entitled An act to amend Section 34, Chapter 60 of the Public Laws of 1931, relative to the depositing of funds of any governmental unit under the direction of Local Government Commission.

Referred to the Committee on Banks and Banking.

By Mr. McQueen: H. B. 578, a bill to be entitled An act to repeal Chapter 526, Public-Local Laws on 1923, relative to payment of insolvent court cost in Cumberland County.

Referred to the Committee on Judiciary No. 1.

By Messrs. O'Berry and Andrews: H. B. 579, a bill to be entitled An act to amend Chapter 5 of the Public-Local Laws of 1933 relating to the office of tax collector, tax foreclosure suits, validating sales of land for taxes and allocation of certain funds in Wayne County.

Placed on the Calendar.

By Mr. Page: H. B. 580, a bill to be entitled An act to prohibit the issuance of bonds, or otherwise creating a liability of the county, without submitting the matter to a vote of the qualified voters of Bladen County.

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 581, a bill to be entitled An act to amend H. B. 334, ratified the fifth day of March, 1935, relating to Superior Courts and selection of grand juries in Bladen County.

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Hyde: H. B. 582, a bill to be entitled An act to more particularly describe the corporate limits of the town of Andrews, North Carolina.

Referred to the Committee on Judiciary No. 1.

By Mr. Gibson: H. B. 583, a bill to be entitled An act to amend Chapter 124 of the Private Laws of North Carolina, Session of 1901 relating to the Charter of the town of Laurinburg.

Referred to the Committee on Counties, Cities and Towns.

By Dr. Zickler: H. B. 584, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes as amended by Chapter 250, Public Laws of 1933 relating to terms of court for Alexander County.

On motion of Dr. Zickler the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Brown and Bowie: H. B. 585, a bill to be entitled An act to amend Chapter 210 of the Public Laws of 1933 restoring to the Supreme

Court of North Carolina the right to examine attorneys to practice law in North Carolina.

Referred to the Committee on Judiciary No. 1.

By Mr. Palmer, by request: H. B. 586, a bill to be entitled An act to prohibit the use of indecent and profane language and misleading and false calls over telephones, and to protect telephone subscribers.

Referred to the Committee on Judiciary No. 2.

And

H. B. 587, a bill to be entitled An act requiring the Solicitor of the Fifteenth Judicial District to make a calendar for the criminal terms of the Superior Court of Cabarrus County and regulating the practice in said court.

On motion of Mr. Palmer the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Cooper and Hobbs: H. B. 588, a bill to be entitled An act to create and establish a bureau of identification for the county of New Hanover.

Placed on the Calendar.

By Messrs. Paylor and Blount of Pitt: H. B. 589, a bill to be entitled An act to validate sales of real estate for taxes in Pitt County Drainage District No. 1 and Pitt County Drainage District No. 2, and to fix the date for advertising and selling real estate for taxes.

Referred to the Committee on Judiciary No. 1.

By Mr. Vann: H. B. 590, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes relating to terms of court for Hertford County.

On motion of Mr. Vann the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Kelly: H. B. 591, a bill to be entitled An act to increase respect for law, lessen crime and reduce the cost of enforcing the various criminal laws of our State.

Referred to the Committee on Judiciary No. 1.

By Mr. Sparger: H. B. 592, a bill to be entitled An act to change the date of the meeting of presidential electors to conform to the provisions of an Act of Congress of the United States approved June 5, 1924, Public No. 286, Seventy-third Congress.

Referred to the Committee on Elections and Election Laws.

By Mr. Sherard: H. B. 593, a bill to be entitled An act to amend Chapter 352 of the Private Laws of 1913, relative to the Charter of the city of Hendersonville.

Referred to the Committee on Judiciary No. 1.

By Mr. Barbee: H. B. 594, a bill to be entitled An act authorizing the Board of Education of Northampton County to use part of the unencum-

bered balance of the debt service fund of the Rich Square Special School District for completion of a gymnasium in said school district.

On motion of Mr. Barbee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Wilson: H. B. 595, a bill to be entitled An act to amend Chapter 422, Public Laws of 1933 relative to hunting quail and other game birds and animals in McDowell County.

On motion of Mr. Wilson the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

As amended, the bill passes its second and third readings and is ordered engrossed.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 263, a bill to be entitled An act providing for the advertisement of delinquent taxpayers for the years of 1932 and 1933 where such advertisement has not been made.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 230, a bill to be entitled An act to authorize the losing party in land litigations to recover taxes paid by him or his predecessors in title from the winning party in said litigation who has not paid taxes.

For concurrence in the Senate amendment.

On motion of Mr. Morphew the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 154, a bill to be entitled An act relating to delinquent taxes for Rutherford County.

On motion of Mr. Head the bill is laid on the table.

H. B. 562, a bill to be entitled An act to ratify and affirm the purchase of the Mountain View School property by the Board of Education of Wilkes County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 566, a bill to be entitled An act to provide for registration of pistols and similar firearms by owners thereof in Durham County.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 568, a bill to be entitled An act relating to migratory water fowl hunting in Dare County placing the same under the control of the Department of Conservation and Development.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 113, a bill to be entitled An act to amend the Consolidated Statutes of North Carolina with reference to the establishment and maintenance of a free employment service.

Passes its second and third readings, and is ordered sent to the Senate without engrossment.

H. B. 516, a bill to be entitled An act to authorize the issuance of notes of the State for the purpose of paying appropriations.

An amendment offered by Messrs. Cherry and Bowie is adopted.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Dowtin, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Jones, Kendrick, Lee, Leggett, Lindsay, Meekins, Mitchell, Moody, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Swift, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Woodall, Zickler—94.

Those voting in the negative are: Messrs. Brock, Kelly, Klutz—3.

H. B. 136, a bill to be entitled An act to establish a sanatorium in Western North Carolina for the treatment of tuberculosis.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Brock, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Lumpkin, Meekins, Mitchell, Moody, Morphew, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Swift, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Woodall, Zickler—93.

Those voting in the negative are: Mr. Cherry—1.

On motion of Dr. Douglass, S. B. 188, a bill to be entitled An act to protect the health of mothers and infants and to regulate the practice of midwifery, is taken from the table and placed on the Calendar.

On motion of Dr. Douglass the bill is recommitted to the Committee on Health.

On motion of Mr. Ray, H. B. 550, a bill to be entitled An act to amend Section 60, Chapter 120, Public Laws of North Carolina of 1929, "An Act to provide a system of Workmen's Compensation in the State of North Carolina and to further provide for securing the payment of such compensation," is taken from the Committee on Insurance and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. McEachern, H. B. 347, a bill to be entitled An act to amend Chapter 241, Public Laws of 1919, and Section 21, Chapter 1, Public Laws of 1923, and to increase from three to five gallons the maximum amount of sacramental wine to be received by any one ordained minister during any ninety day period, is taken from the Committee on Propositions and Grievances and placed on the Calendar.

On motion of Mr. Uzzell, H. B. 464, a bill to be entitled An act providing for the extension of special assessments and repealing Chapter 249, Public Laws of 1931, as amended by Chapters 252 and 410, Public Laws of 1933, is ordered recalled from the Senate for further consideration by the House.

Pursuant to H. R. 309, joint resolution of the House of Representatives and the Senate of North Carolina in answer to a resolution of the General Assembly of the State of Georgia, inviting the State of North Carolina and other states to confer with certain other states with reference to tax matters, the Speaker appoints Messrs. Harris, McEachern, and Hoyle as representatives on the part of the House to attend the conference.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 158. An Act to amend Article 4 of Chapter 110 of the Consolidated Statutes relative to the practice of optometry.

H. B. 288. An Act to amend Section 2795 of the Consolidated Statutes of North Carolina, relating to ordinances for the public health of the State.

H. B. 289. An Act to amend Section 1335 of the Consolidated Statutes of North Carolina, relating to the county poor in the various counties of the State.

S. B. 203. An Act to amend and reënact as amended Chapter 178, Public Laws, 1915, being Section 6626 to Section 6649, both inclusive, of the Consolidated Statutes of North Carolina, and to provide other provisions for the regulation of the practice of dentistry in the State of North Carolina.

S. B. 272. An Act to permit the sale and use of hog cholera virus in Nash County under certain conditions.

On motion of Mr. Thomas of Anson the House adjourns and will meet tomorrow at eleven o'clock, a.m.

FIFTIETH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, March 7, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend W. H. Brown of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Messrs. Geo. E. Davis of Hyde County and R. A. Doughton of Alleghany County, former members of the House.

An indefinite leave of absence is granted to Mr. Taylor of Currituck, on account of sickness.

REPORT OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. R. 544, a joint resolution ratifying a proposed amendment to the Constitution of the United States of America.

The Committee on Judiciary No. 1 recommends that the resolution be recommitted to the Committee on Constitutional Amendments.

It is so ordered.

By Mr. Lumpkin, for the Committee on Banks and Banking.

S. B. 86, a bill to be entitled An act to amend Consolidated Statutes, Sections 5208 to 5241, inclusive, relating to savings and loan associations by changing the name thereof from "Savings and Loan Associations" to "Credit Unions."

And

S. B. 139, a bill to be entitled An act to amend Section 1, Chapter 243, Public Laws of 1931, and to provide for compensation and expenses of advisory commission to the Commissioner of Banks.

And

S. B. 141, a bill to be entitled An act to amend Chapter 159, Public Laws on 1933, and to make more effective the provisions of said Chapter providing for the removal of "double liability" from stockholders in existing banking corporations.

And

S. B. 142, a bill to be entitled An act to amend Section 9, Chapter 155, Public Laws of 1933, so as to provide for the inclusion of the preferred capital stock of banking corporations in the minimum capital required by law for such corporations.

And

S. B. 143, a bill to be entitled An act to amend Consolidated Statutes Section 220 (a) (being Section 26, Chapter 4, Public Laws of 1921 as amended), 220 (e) (being Section 28, Chapter 4, Public Laws of 1921, as amended), 225 (f) (as amended), and Subsection 8, Section 218 (c)

(being Chapter 113, Public Laws of 1927), and to make more effective the insurance of deposits in North Carolina State Banks by the Federal Deposit Insurance Corporation, an agency of the Government of the United States of America.

And

S. B. 177, a bill to be entitled An act to amend Section 1, Chapter 303, Public Laws of 1933, relating to the powers of banks.

With favorable reports.

And

S. B. 200, a bill to be entitled An act to amend Subsection 6 of Section 3924 (d) of the Consolidated Statutes of North Carolina with reference to translations exempt from the operation of the capital issues law.

With a favorable report as amended.

And

H. B. 400, a bill to be entitled An act to require listing for taxation paid-up stock in building and loan associations.

H. B. 512, a bill to be entitled An act to expedite the settlement of the affairs of insolvent banks in liquidation and in actions by such banks allow obligations of such banks as a set-off and debtors to pay off judgments, assessments and executions in favor of such banks by obligations of such banks.

With unfavorable reports.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 533, a bill to be entitled An act to validate sales of real estate for taxes in Pitt County and municipalities therein, and to fix the date of advertising and selling real estate for taxes.

And

H. B. 578, a bill to be entitled An act to repeal Chapter 526, Public-Local Laws of 1923, relative to the payment of insolvent court costs in Cumberland County.

And

H. B. 559, a bill to be entitled An act to authorize the town of Morehead City to sell and convey certain property without public auction.

And

H. B. 593, a bill to be entitled An act to amend Chapter 352 of the Private Laws of 1913, relative to the Charter of the city of Hendersonville.

And

H. B. 589, a bill to be entitled An act to validate sales of real estate for taxes in Pitt County Drainage District No. 1 and Pitt County Drainage District No. 2, and to fix the date for advertising and selling real estate for taxes.

And

H. B. 582, a bill to be entitled An act to more particularly describe the corporate limits of the town of Andrews, North Carolina.

And

H. B. 571, a bill to be entitled An act to amend Chapter 395, Public-Local Laws of North Carolina of 1933, so as to add solicitor's fees to the cost bills in certain criminal actions tried in the General County Court of Wilson County, to authorize the Judge of said court to exercise his discretion in remitting said fees in cases of convictions for violating town ordinances,

to provide for the payment of certain items in the bills of cost, into the General County Fund of Wilson County, and to further authorize the Judge of said County Court to have the assistance of a jury in certain criminal cases when in his opinion the ends of justice will be better met thereby.

With favorable reports.

And

H. B. 443, a bill to be entitled An act to provide more direct assistance for defaulting local government units in the preparation of workable refinancing plans necessary for the elimination and/or prevention of defaults in the payment of principal and interest on bonds of said units.

With a favorable report as amended.

H. B. 591, a bill to be entitled An act to increase respect for law, lessen crime and reduce the cost of enforcing the various criminal laws of our State.

And

S. B. 61, a bill to be entitled An act relating to the better enforcement of the law against the manufacture, sale and possession of intoxicating liquors in Iredell County.

And

H. B. 504, a bill to be entitled An act to protect the custodial State Institutions in the care of their wards.

With unfavorable reports.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 545, a bill to be entitled An act validating judgments for delinquent taxes and street assessments in Mecklenburg County and the city of Charlotte.

And

H. B. 148, a bill to be entitled An act to create a lien upon recoveries in civil actions for personal injuries in favor of sums due for medical attention and/or hospitalization.

With favorable reports as amended.

By Mr. Vann, for the Committee on Counties, City and Towns.

H. B. 541, a bill to be entitled An act to provide for a special tax collector for the collection of insolvent taxes in Mitchell County.

And

H. B. 563, a bill to be entitled An act to amend Chapter 353 of the Public-Local Laws of 1933 relating to the salaries of officers in Harnett County.

And

H. B. 583, a bill to be entitled An act to amend Chapter 124 of the Private Laws of North Carolina, Session 1901 relating to the Charter of the town of Laurinburg.

And

S. B. 236, a bill to be entitled An act to decrease the number of aldermen for the town of Marble, Cherokee County, from five to three.

With favorable reports.

And

H. B. 548, a bill to be entitled An act to appoint additional members on the Board of Commissioners for Polk County upon petition of a majority

of the qualified voters of said county and to fix their salary and term of office.

With a favorable report as amended.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 516, a bill to be entitled An act to authorize the issuance of notes of the State for the purpose of paying appropriations.

H. B. 566, a bill to be entitled An act to provide for registration of pistols and similar firearms by owners thereof in Durham County.

H. B. 595, a bill to be entitled An act to amend Chapter 422, Public Laws of 1933, relative to hunting quail and other game birds and animals in McDowell County. (Applicable also to Mitchell County.)

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Spruill, Lee, Blount of Pitt, McCall and Rasberry:

H. R. 596, joint resolution requesting the Senators and the members of the House of Representatives from North Carolina in Congress of the United States to vote against a bill known as the Flannagan Bill, relating to the government grading of tobacco.

On motion of Mr. Lee the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Gray: H. B. 597, a bill to be entitled An act to place Mrs. Lucy Stamey, Mrs. Lillie Johnson and Mrs. Zadie Brown of Clay County on the Confederate Pension Roll.

Referred to the Committee on Pensions.

By Mr. Pickens: H. B. 598, a bill to be entitled An act to amend Chapter 241 of the Public-Local Laws on 1927 by exempting and excluding High Point Township, in Guilford County, from the operation thereof.

On motion of Mr. Pickens the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Day: H. B. 599, a bill to be entitled An act to amend Section 3884 (a) of the Consolidated Statutes so as to change the authorized age for the retirement of Judges from seventy years to sixty-five years.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 600, a bill to be entitled An act to amend Chapter 144, Public Laws of 1933, the same being An act to authorize the payment to various counties and the amounts due them from the tax reduction fund.

Referred to the Committee on Education.

By Mr. Bailey: H. B. 601, a bill to be entitled An act providing for the appointment of a tax supervisor for Haywood County, and regulating his salary, and prescribing his duties; and providing for a bookkeeping system in tax office, and audit thereof; and separating the office of Sheriff and Tax Supervisor and Collector.

On motion of Mr. Bailey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 602, a bill to be entitled An act fixing the salary of the Sheriff of Haywood County.

On motion of Mr. Bailey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 603, a bill to be entitled An act requiring the County Accountant for Haywood County to be approved by the Local Government Commission of North Carolina.

On motion of Mr. Bailey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 604, a bill to be entitled An act to amend Chapter 50 of Private Laws of 1931 relating to the election of school trustees for Canton Graded School District.

On motion of Mr. Bailey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Alspaugh and Hauser: H. B. 603, a bill to be entitled An act to amend the Charter of the city of Winston-Salem with respect to the remission, reduction and adjustment of special assessments, the establishment of a special court for traffic violations and authorizing the Board of Aldermen to prescribe the powers and duties of certain officers.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Alspaugh: H. B. 606, a bill to be entitled An act to amend Section 2354 of the Consolidated Statutes being An Act requiring notice to quit any certain tenancies so as to include Forsyth County.

On motion of Mr. Alspaugh the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Hobbs and Ervin: H. B. 607, a bill to be entitled An act to establish a State Board of Examiners of Electrical Contractors to prescribe their duties and for other purposes.

Referred to the Committee on Insurance.

By Mr. Lindsey: H. B. 608, a bill to be entitled An act to appoint J. E. Patterson a Justice of the Peace for Leaksville Township, Rockingham County.

On motion of Mr. Lindsey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Blount of Pitt, Palmer, Johnston, Paylor, Rouse, Blount of Beaufort and Horton: H. B. 609, a bill to be entitled An Act providing for the creation of a commission to investigate and determine the amounts, if any, those counties which made donations for the construction of state highways should be refunded in order to place them on an equitable parity with other counties which made loans or donations for like purposes, and to authorize the State Highway and Public Works Commission to enter into contracts with said counties for a fair reimbursement of said funds.

Referred to the Committee on Roads.

By Mr. Barbee: H. B. 610, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof in Northampton County.

On motion of Mr. Barbee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Brown: H. B. 611, a bill to be entitled An act for appropriation of five thousand dollars for appointment of additional inspectors in patrolling waters of Eastern North Carolina and better enforcement of the fishing laws.

Referred to the Committee on Appropriations.

By Mr. Royster: H. B. 612, a bill to be entitled An act to amend Section 2591 of the Consolidated Statutes relating to the reopening of judicial and other sales on advance bid.

Referred to the Committee on Judiciary No. 2.

By Messrs. Dobson, Bryan, Craver and Warden: H. B. 613, a bill to be entitled An act to close the season for deer, wild turkey and ringneck pheasants in Surry, Wilkes, Alleghany and Yadkin counties.

Referred to the Committee on Game.

By Mr. Harris: H. B. 614, a bill to be entitled An act authorizing the town of Roxboro to convey certain real estate.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Spruill and Scholl: H. R. 615, joint resolution to appoint a committee to investigate alleged inhuman treatment of prisoners in a State Prison Camp in Mecklenburg County.

Referred to the Committee on Penal Institutions.

And

H. B. 616, a bill to be entitled An act to authorize the Committee on Penal Institutions of the House of Representatives and Senate to conduct an inquiry with reference to the treatment of convicts in prison camps, authorizing the said committee to require the attendance of witnesses and for other purposes.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed its first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 515, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Wake County.

For concurrence in the Senate amendment.

On motion of Mr. Thompson of Wake, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 156, a bill to be entitled An act authorizing the Asheville Chamber of Commerce, Incorporated, to operate, conduct and maintain annually the Rhododendron Festival in the city of Asheville.

On motion of Mr. Craig the bill is placed on the Calendar.

S. B. 257, a bill to be entitled An act to amend Chapter 109 of the Public-Local Laws of 1931 relating to jury commission of Cherokee County.

Referred to the Committee on Judiciary No. 1.

S. B. 266, a bill to be entitled An act to amend Section 4585 of the Consolidated Statutes relating to judgment nisi for Forsyth County.

On motion of Mr. Alspaugh the bill is placed on the Calendar.

S. B. 267, a bill to be entitled An act to regulate the time of an appeal from the Justice of Peace Courts in Forsyth County.

On motion of Mr. Alspaugh the bill is placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 103, a bill to be entitled An act creating five districts in Pitt County for the election of County Commissioners.

Passes its second and third readings and is ordered enrolled.

S. B. 173, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes relating to the courts of Pitt County.

Passes its second and third readings and is ordered enrolled.

S. B. 220, a bill to be entitled An act to validate certain probates and acknowledgments of Chas. R. Daniel, Recorder of Halifax County.

Passes its second and third readings and is ordered enrolled.

S. B. 275, a bill to be entitled An act to amend Chapter 211 of the Public-Local Laws of 1933, relative to the salary of the tax collector and expense of collecting taxes in Franklin County.

Passes its second and third readings and is ordered enrolled.

S. B. 276, a bill to be entitled An act to amend Chapter 215 of Public-Local Laws of 1933 increasing the salary of the Sheriff of Franklin County.

Passes its second and third readings and is ordered enrolled.

H. B. 525, a bill to be entitled An act to prohibit the city of Asheville, North Carolina, from charging a driver's license or a city privilege tax for private automobiles.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 588, a bill to be entitled An act to create and establish a bureau of identification for the county of New Hanover.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 579, a bill to be entitled An act to amend Chapter 5 of the Public-Local Laws of 1933, relating to the office of tax collector, tax foreclosure suits, validating sales of lands for taxes and allocation of certain funds in Wayne County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 538, a bill to be entitled An act to amend Chapter 198, Public-Local Laws of 1933, extending the time for beginning actions against A. J. Fagg, former Clerk of Superior Court of Stokes County, and his official bond.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 238, a bill to be entitled An act to extend the time for instituting foreclosure proceedings on certificates of sale for land sold for taxes for the year 1932.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 135, a bill to be entitled An act to create November criminal term Superior Court of Greene County and to provide for a six months grand jury for said county.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 234, a bill to be entitled An act to amend Section 65 (a) of Volume III of the Consolidated Statutes relating to payment to clerk of sums not exceeding three hundred dollars due intestates, making the same apply to Union County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 447, a bill to be entitled An act to authorize the Asheville School Board to rent during vacation periods musical instruments to students of the High School of the Asheville Local School District.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 476, a bill to be entitled An act to repeal Chapter 239 of the Public-Local and Private Laws of 1933, establishing a tax commission of Cherokee County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 256, a bill to be entitled An act to amend Section 341 of the Consolidated Statutes relative to release of company from liability.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 276, a bill to be entitled An act to amend Chapter 78 of the Public Laws of North Carolina, Session 1933, increasing the salaries of Solicitors of the Superior Courts.

On motion of Mr. Page the bill is made a special order for next Tuesday, March 12.

H. B. 347, a bill to be entitled An act to amend Chapter 241, Public Laws 1919, and Section 21, Chapter 1, Public Laws, 1923, and to increase from three to five gallons the maximum amount of sacramental wine to be received by any one ordained minister during any ninety day period.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 451, a bill to be entitled An act to amend Section 2722 (a) of the Consolidated Statutes in reference to apportionment of assessments.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 502, a bill to be entitled An act to promote the development of local and district health departments.

As amended the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 506, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes of North Carolina, relating to terms of Superior Courts in the Eighteenth Judicial District.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 510, a bill to be entitled An act to regulate the working hours of certain State employees.

A Committee amendment is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 513, a bill to be entitled An act providing for the appointment of a court reporter for Fifth Judicial District of North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 169, a bill to be entitled An act to amend Section 85 of the Consolidated Statutes of North Carolina, so as to clarify the same.

Passes its second and third readings and is ordered enrolled.

S. B. 211, a bill to be entitled An act to amend Chapter 210 of the Public Laws of 1933, relating to the authority of the State Bar.

Passes its second and third readings and is ordered enrolled.

S. B. 132, a bill to be entitled An act to provide for the filing, indexing and recordation of a blank or master form of mortgage, deed of trust, or

other instrument conveying an interest in, or creating a lien on, real and/or personal property; to provide for reference to the provisions, terms, covenants, conditions, obligations, powers and other contents set forth in such recorded blank or master form; to fix the fee for filing, recording and indexing the same, and to provide for the effect of such reference.

A Committee amendment is adopted.

As amended, the bill passes its second reading and remains on the Calendar.

Committee Substitute for H. B. 136, a bill to be entitled An act to establish a sanatorium in Western North Carolina for the treatment of tuberculosis.

As amended, the Committee Substitute bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Moody, Morphew, McCall, McDonald, McQueen, Norwood, O'Berry, Paylor, Peterson, Pickens, Rasberry, Ray, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stevens, Stone, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Warden, White, Williams of Hyde, Wilson, Woodall—92.

Those voting in the negative are: Messrs. Leggett, Vann—2.

The original bill is laid on the table.

On motion of Mr. Cherry, S. B. 172, a bill to be entitled An act to validate extension of time for tax sales in Yadkin County, is taken from the unfavorable Calendar and placed on the Calendar.

On motion of Mr. Cone, H. B. 470, a bill to be entitled An act to amend Section 12, Public Laws of 1931 relative to the powers and duties of the Division of Standards and Inspection of the Department of Labor, is ordered recalled from the Senate for further consideration by the House.

On motion of Dr. Douglass, H. B. 556, a bill to be entitled An act authorizing the State and County Boards of Health to require roving bands or bands of nomads declared to be nuisances or menaces to health, to leave municipalities and providing penalties, is taken from the Committee on Propositions and Grievances and placed on the Calendar.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 263. An Act providing for the advertisement of delinquent taxpayers for the years 1932 and 1933 where such advertisement has not been made.

H. B. 230. An Act to authorize the losing party in land litigations to recover taxes paid by him or his predecessors in title from the winning party in said litigation who has not paid taxes.

H. B. 306. An Act relating to the appointment of a Court Reporter for the Superior Courts of Avery County.

H. B. 477. An Act to amend Section sixty-five (A) of the Consolidated Statutes so as to permit payment to the Clerk of Superior Court of Orange County of sums not exceeding three hundred dollars ($300.00) due and owing intestates.

H. B. 487. An Act to amend the Charter of Trustees of Rex Hospital and particularly Chapter 6 of the Private Laws of 1840 and/or 1841.

H. B. 495. An Act to repeal Section 7, Chapter 386, Public-Local Laws of 1933, and to reëstablish the office of county accountant for Transylvania County and to fix the salary and define the duties thereof.

H. B. 526. An Act to provide a twelve months Grand Jury in Sampson County.

H. B. 529. An Act to amend Section 1443 of Volume III of the Consolidated Statutes relating to terms of court in Gates County.

H. B. 573. An Act to authorize the Board of Education of Onslow County to dispose of lot to town of Richlands by private sale.

On motion of Mr. Fenner the House adjourns and will meet tomorrow at eleven o'clock, a.m.

FIFTY-FIRST DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, March 8, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend F. M. Dick of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sparger, for the Committee on Elections and Election Laws.

H. B. 27, a bill to be entitled An act to amend Chapter 165 of the Public Laws of North Carolina Session 1933, and that Section of said Chapter designated as Consolidated Statutes 5932 relating to compensation of precinct officials.

And

H. B. 25, a bill to be entitled An act to amend Section 6027 of the Consolidated Statutes of North Carolina relating to the registration of voters.

And

H. B. 592, a bill to be entitled An act to change the date of the meeting of presidential electors to conform to the provisions of An Act of Congress of the United States approved June 5, 1934, Public No. 286, 73rd Congress.

And

H. B. 26, a bill to be entitled An act to amend Section 33, Chapter 164 of the Public Laws of North Carolina Session One 1929 relating to hours of elections.

With favorable reports.

And

H. B. 10, a bill to be entitled An act to repeal Sections 5960-5962, 5962(a), 5963, 5964, 5965, 5966, 5967, 5968, and 5968(a) of the Consolidated Statutes relating to absentee voting.

And

H. B. 386, a bill to be entitled An act to amend certain Sections of the Consolidated Statutes of North Carolina relating to Election Laws.

And

H. B. 441, a bill to be entitled An act to amend 5986 of the Consolidated Statues, as amended, so as to provide a more expeditious method of hearing and determining election contests by the courts.

With an unfavorable report.

And

H. B. 409, a bill to be entitled An act to amend the absentee voting law so as to prevent the fraudulent use thereof.

With an unfavorable report with a minority report attached.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 614, a bill to be entitled An act authorizing the town of Roxboro to convey certain real estate.

And

H. B. 605, a bill to be entitled An act to amend the Charter of the city of Winston-Salem with respect to the remission, reduction, and adjustment of special assessments, the establishment of a special court for traffic violations and authorizing the Board of Aldermen to prescribe the powers and duties of certain officers.

With favorable reports.

And

H. B. 468, a bill to be entitled An act to amend the Charter of the town of Cary, Wake County, by providing for a maximum rate of two dollars and twenty-five cents per one hundred valuation of property.

With an unfavorable report.

And

H. B. 467, a bill to be entitled An act to provide for holding of a primary for nomination and election of officials of the town of Cary, Wake County, and providing for a new registration in said town.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Tatem, for the Committee on Roads.

H. B. 357, a bill to be entitled An act directing the State Highway and Public Work Commission to mark the center of all hard surfaced highways in North Carolina.

And

H. B. 106, a bill to be entitled An act requiring the State Highway and Public Works Commission to construct, repair and maintain all streets in the cities and towns of the State which are designated as State Highways.

With an unfavorable report.

And

H. B. 283, a bill to be entitled An act to amend Section 2, Chapter 136 of the Public Laws of 1927.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Craig, for the Committee on Judiciary No. 2.

S. B. 70, a bill to be entitled An act to amend Section 1608 (u) of the Consolidated Statutes same being Section 8 of Chapter 216, Public Laws of 1923.

And

S. B. 40, a bill to be entitled An act to amend Section 1744 of the North Carolina Code, relating to procedure for sale of property in which there are remainders to uncertain persons.

And

S. B. 224, a bill to be entitled An act to amend Chapter 355 of the Public Laws of 1933, relating to the distribution of State Laws, Reports and Publications to the Library of the University of North Carolina.

With favorable reports.

ENGROSSED BILLS

Mr. Palmer, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 136, a bill to be entitled An act to establish a sanatorium in Western North Carolina for the treatment of tuberculosis.

H. B. 502, a bill to be entitled An act to promote the development of local and district health departments.

H. B. 510, a bill to be entitled An act to regulate the working hours of certain State employees.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Sherard, by request: H. B. 617, a bill to be entitled An act to authorize the Commissioners of the city of Hendersonville and the Board of Water Commissioners of the city of Hendersonville to refund the Grace Memorial Lutheran Church of Hendersonville for street and water and/or sewer assessments paid by it.

Referred to the Committee on Judiciary No. 1.

And

H. B. 618, a bill to be entitled An act to amend Chapter 448 of the Public Laws of 1931 relating to cartways.

Referred to the Committee on Judiciary No. 1.

By Messrs. Alspaugh, Hauser, Brock and Bryan: H. B. 619, a bill to be entitled An act relating to sale of basic slags.

Referred to the Committee on Agriculture.

By Mr. Barbee: H. B. 620, a bill to be entitled An act to amend Chapter 221, Public Laws of 1927, relating to time for bringing action to foreclose certificates of sale of land for taxes in Northampton County.

On motion of Mr. Barbee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bryson: H. B. 621, a bill to be entitled An act to repeal Chapter 103 of the Public-Local Laws of 1931, relative to exclusive stock law in Jackson County.

On motion of Mr. Bryson the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Lumpkin: H. B. 622, a bill to be entitled An act relating to bill of costs in Recorder's Court of Franklin County.

Placed on the Calendar.

By Mr. Royster: H. B. 623, a bill to be entitled An act to fix the fees to be collected by the Clerk of the Recorder's Court of Granville County, North Carolina.

Placed on the Calendar.

And

H. B. 624, a bill to be entitled An act to amend Chapter 344 of the Public-Local Laws of 1931, fixing the fees to be collected by the Clerk of the Superior Court of Granville County.

Placed on the Calendar.

By Mr. Mitchell, by request: H. B. 625, a bill to be entitled An act to provide for the immediate payment of salaries of former employees of the State of North Carolina withheld for the months of April, May and June, 1933.

Referred to the Committee on Salaries and Fees.

By Mr. Thompson of Wake: H. B. 626, a bill to be entitled An act to amend Chapter 119 of the Public Laws of North Carolina of 1929 as the same is amended by Chapter 32 of the Public Laws of 1931 and Chapter 95 of the Public Laws of 1933, and being An act to regulate the practice of barbering in the State of North Carolina.

Referred to the Committee on Health.

By Mr. Bailey: H. B. 627, a bill to be entitled An act relating to payment of certain taxes and assessments with bonds in municipalities in Haywood County.

Referred to the Committee on Finance.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 21, a bill to entitled An act to amend Section 3366 (i) of the Consolidated Statutes, relative to defective probate of instruments of writing.

Referred to the Committee on Judiciary No. 1.

S. B. 144, a bill to be entitled An act to amend Chapter 535 of the Public-Local Laws, Session 1927, relating to the salary of the Clerk of Superior Court of Buncombe County.

Referred to the Committee on Salaries and Fees.

S. B. 217, a bill to be entitled An act fixing the fees to be collected by the Clerk of the Superior Court of Yadkin County.

Referred to the Committee on Salaries and Fees.

S. B. 237, a bill to be entitled An act relating to fees of Justices of the Peace of Pitt County.

Referred to the Committee on Salaries and Fees.

S. B. 301, a bill to be entitled An act to amend Chapter 239, Public-Local Laws of the Session 1933 relating to tax commission for Cherokee County.

Referred to the Committee on Judiciary No. 1.

S. B. 159, a bill to be entitled An act to allow the Secretary-Treasurer of the town of Kernersville to receive bonds or interest coupons of said town in payment of street assessments.

On motion of Mr. McDonald the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 250, a bill to be entitled An act regulating the salaries of certain officers of Wake County, also providing for the designation of a Chief Clerk in the office of the Auditor of Wake County and fixing the salary of such Chief Clerk.

Referred to the Committee on Salaries and Fees.

H. B. 210, a bill to be entitled An act to increase the members of the Board of County Commissioners of Haywood County from three to five.

For concurrence in the Senate amendment.

On motion of Mr. Bailey the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 553, a bill to be entitled An act supplemental to An act entitled "An Act to prohibit the manufacture, sale, possession and use of slot machines, gambling apparatus and devices," being H. B. 29, and ratified February 20, 1935.

For adoption of the Senate Substitute.

On motion of Mr. Uzzell, the Senate Substitute is adopted.

Passes its second and third readings and is ordered enrolled.

The original House bill is laid on the table.

SPECIAL MESSAGE

SENATE CHAMBER,
March 7, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 464, title, "An act providing for the extension of special assessments, and repealing Chapter 249, Public Laws of 1931, as amended by Chapters 252 and 410, Public Laws of 1933," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate on motion of Mr. Uzzell, the vote by which the bill passed its second and third readings is reconsidered and the bill is placed on the Calendar for its second reading roll call.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 443, a bill to be entitled An act to provide more direct assistance for defaulting local government units in the preparation of workable refinancing plans necessary for the elimination and/or the prevention of defaults in the payment of principal and interest on the bonds of said units.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 556, a bill to be entitled An act authorizing the State and County Boards of Health to require roving bands, or bands of nomads, declared to be nuisances or menaces to health, to leave municipalities, and providing penalties.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 548, a bill to be entitled An act to appoint additional members on the Board of Commissioners for Polk County upon petition of a majority of the qualified voters of said County and to fix their salary and term of office.

A Committee amendment is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 559, a bill to be entitled An act to authorize the town of Morehead City to sell and convey certain properties without public auction.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 563, a bill to be entitled An act to amend Chapter 353 of the Public-Local Laws of 1933 relating to the salaries of officers in Harnett County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 541, a bill to be entitled An act to provide for a special tax collector for the collection of insolvent taxes in Mitchell County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 533, a bill to be entitled An act to validate sales of real estate for taxes in Pitt County and municipalities therein, and to fix the date for advertising and selling real estate for taxes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 545, a bill to be entitled An act validating judgments for delinquent taxes and street assessments in Mecklenburg County and city of Charlotte.

A Committee amendment is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 148, a bill to be entitled An act to create a lien upon recoveries in civil actions for personal injuries in favor of sums due for medical attention and/or hospitalization.

On motion of Mr. Barnes the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 166, a bill to be entitled An act to amend Chapter 120, Section 14, Subsection (b) of the Public Laws of 1920, relating to the Workmen's Compensation Act.

The Committee Substitute is adopted.

An amendment offered by Mr. Pickens is adopted.

As amended, the Substitute bill passes its second and third readings and is ordered engrossed and sent to the Senate.

The original bill is laid on the table.

H. B. 296, a bill to be entitled An act to amend Section 6394 of the Consolidated Statutes of 1919 to eliminate that part of the section which exempts certain classes of insurance companies from filing rates.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 122, a bill to be entitled An act to abolish Section 6351 of Subchapter 2 of Chapter 106 of the Consolidated Statutes of North Carolina 1919 and enacting a new Section relating to dividends paid to and the contingent liability of policyholders in mutual fire insurance companies.

An amendment offered by Mr. Horton is adopted.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the Housing amendment.

S. B. 141, a bill to be entitled An act to amend Chapter 159, Public Laws of 1933 and to make more effective the provisions of said Chapter providing for the removal of "double liability" from stockholders in existing banking corporations.

Passes its second and third readings and is ordered enrolled.

S. B. 142, a bill to be entitled An act to amend Section 9, Chapter 155, Public Laws of 1933, so as to provide for the inclusion of the preferred capital stock of banking corporations in the minimum capital required by law for such corporations.

Passes its second and third readings and is ordered enrolled.

S. B. 143, a bill to be entitled An act to amend Consolidated Statutes, Section 220 (a) (being Section 26, Chapter 4, Public Laws of 1931 as amended), 220 (c) (being Section 28, Chapter 4, Public Laws 1921, as amended) 225 (f) (as amended), and Subsection 8, Section 218 (c) (being Chapter 113, Public Laws of 1927), and to make more effective the insurance of deposits in North Carolina State Banks by the Federal Deposit Insurance Corporation, an agency of the Government of the United States of America.

Passes its second and third readings and is ordered enrolled.

S. B. 172, a bill to be entitled An act to validate extension of time for tax sales in Yadkin County.

Passes its second and third readings and is ordered enrolled.

S. B. 236, a bill to be entitled An act to decrease the number of aldermen for the town of Marble, Cherokee County, from five to three.

Passes its second and third readings and is ordered enrolled.

S. B. 266, a bill to be entitled An act to amend Section 4585 of the Consolidated Statutes relating to judgment nisi for Forsyth County.

Passes its second and third readings and is ordered enrolled.

S. B. 267, a bill to be entitled An act to regulate the time of an appeal from the Justic of Peace Courts in Forsyth County.

Passes its second and third readings and is ordered enrolled.

H. B. 589, a bill to be entitled An act to validate sales of real estate for taxes in Pitt County Drainage District No. 1 and Pitt County Drainage District No. 2, and to fix the date for advertising and selling real estate for taxes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 593, a bill to be entitled An act to amend Chapter 352 of the Private Laws of 1913, relative to the Charter of the city of Hendersonville.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 156, a bill to be entitled An act authorizing the Asheville Chamber of Commerce, Incorporated to operate, conduct and maintain annually the Rhododendron Festival in the city of Asheville.

Passes its second and third readings and is ordered enrolled.

H. B. 571, a bill to be entitled An act to amend Chapter 395 of the Public-Local Laws of North Carolina of 1933 so as to add solicitor's fees to the cost bills in certain criminal actions tried in the General County Court of Wilson County, to authorize the Judge of said Court to exercise his discretion in remitting said fees in cases of convictions for violating town ordinances, to provide for the payment of certain items in the bills of cost, into the general county fund of Wilson County, and to further authorize the Judge of said County Court to have the assistance of a jury in certain criminal cases when in his opinion the ends of justice will be better met thereby.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 578, a bill to be entitled An act to repeal Chapter 526 of the Public-Local Laws of 1923, relative to payment of insolvent court cost in Cumberland County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 583, a bill to be entitled An act to amend Chapter 124 of the Private Laws of North Carolina Session 1901 relating to the Charter of the town of Laurinburg.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 177, a bill to be entitled An act to amend Section 1, Chapter 303 of the Public Laws of 1933 relating to the powers of banks.

Passes its second and third readings and is ordered enrolled.

S. B. 200, a bill to be entitled An act to amend Subsection 6 of Section 3924 (d) of the Consolidated Statutes of North Carolina with reference to transactions exempted from the operation of the Capital Issues Law.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. R. 259, joint resolution for the investigation of the management of the State Hospital for the insane at Morganton.

Passes its second and third readings and is ordered enrolled.

H. B. 464, a bill to be entitled An act providing for the extension of special assessments and repealing Chapter 249 of the Public Laws of 1931 as amended by Chapter 252 and 410 of the Public Laws of 1933.

Passes its second reading by the following vote and takes it place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryson, Carr, Cherry, Cloud, Cone, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Woodall—95.

Those voting in the negative are: None.

H. B. 582, a bill to be entitled An act to more particularly describe the corporate limits of the town of Andrews, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryson, Carr, Cherry, Clegg, Cloud, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Moody, Morphew, McCall, Norwood, Palmer, Paylor, Peterson, Ragan, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stevens, Swift, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Wilson, Woodall, Zickler—92.

Those voting in the negative are: None.

On motion of Mr. Ervin, H. B. 572, a bill to be entitled An act to amend S. B. 181 of 1935, Session of the General Assembly, of North Carolina to correct typographical error therein is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Brown, H. B. 611, a bill to be entitled An act for appropriation of five thousand dollars for appointment of additional inspectors in patrolling waters of Eastern North Carolina and better enforcement of the fishing laws is taken from the Committee on Appropriations and recommitted to the Committee on Commercial Fisheries.

On motion of Mr. Barnes, H. B. 148, to create a lien upon recoveries in civil actions for personal injuries in favor of sums due for medical attention and/or hospitalization is taken from the Committee on Judiciary No. 2 and placed on the Calendar.

On motion of Mr. Royster, H. B. 612, a bill to be entitled An act to amend Section 2591 of the Consolidated Statutes relating to the reopening of judicial and other sales on advance bid is taken from the Committee on Judiciary No. 2, and recommitted to the Committee on Judiciary No. 1.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 596. A Joint Resolution requesting the Senators and the members of the House of Representatives from North Carolina in the Congress of the United States to vote against a bill known as the Flannagan Bill, relating to government grading of tobacco.

S. B. 103. An Act creating five districts in Pitt County for the election of County Commissioners.

S. B. 140. An Act to enable banks and other depositories and fiduciaries to make loans secured by real estate and to invest in mortgages, where the same are insured pursuant to Title II of the National Housing Act, to invest in obligations of National Mortgage Associations, and to make loans pursuant to Title I of the National Housing Act.

S. B. 169. An Act to amend Section 85 of the Consolidated Statutes of North Carolina, so as to clarify the same.

S. B. 173. An Act to amend Section 1443 of Volume III of the Consolidated Statutes relating to the courts of Pitt County.

S. B. 211. An Act to amend Chapter 210 of the Public Laws of 1933 relating to the authority of the State Bar.

S. B. 220. An Act to validate certain probates and acknowledgments of Charles R. Daniel, Recorder of Halifax County.

S. B. 238. An Act to extend the time for instituting foreclosure proceedings on certificates of sale for land sold for taxes for the year 1932.

S. B. 275. An Act to amend Chapter 211 of the Public-Local Laws of 1933 relative to the salary of the tax collector and expense of collecting taxes in Franklin County.

S. B. 276. An Act to amend Chapter 215 of the Public-Local Laws of 1933 increasing the salary of the Sheriff of Franklin County.

H. B. 138. An Act to amend Chapter 279 Public Laws 1931 entitled "An Act to provide for the regulation of Workmen's Compensation Rates."

H. B. 235. An Act to make the provisions of Section 1864 of Volume III of the Consolidated Statutes, relating to depredations of domestic fowls, applicable to Union County. (Applicable also to Moore, Gates, Avery, and Martin Counties.)

H. B. 310. An Act to increase the salaries of the officers of Graham County 20 per cent.

H. B. 312. An Act to amend Section 1864 of the Consolidated Statutes relative to depredations of domestic fowls in certain counties.

H. B. 493. An Act for the relief of Robeson County Drainage District No. 2.

H. B. 503. An Act to discourage distilling in Franklin County.

H. B. 515. An Act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Wake County.

H. B. 465. An Act to regulate filing fees for county officers in primaries in Wake County.

On motion of Mr. Bryant the House adjourns and will meet tomorrow at ten o'clock, a.m.

FIFTY-SECOND DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, March 9, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend P. D. Miller of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Dr. McDonald: H. B. 628, a bill to be entitled An act to amend Section 4233 of the Consolidated Statutes relating to punishment for burglary.

Referred to the Committee on Judiciary No. 1.

And

H. B. 629, a bill to be entitled An act to amend Section 4238 of the Consolidated Statutes relating to punishment for arson.

Referred to the Committee on Judiciary No. 1.

By Messrs. Douglass, Mitchell, and Thompson of Wake:

H. B. 630, a bill to be entitled An act to prohibit the hunting of doves, squirrels and/or rabbits in Wake County except during the open season for the hunting of other game.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Head, by request: H. B. 631, a bill to be entitled An act authorizing the officers of the town of Lake Lure to buy in and retire certain outstanding bonds of the town of Lake Lure.

Referred to the Committee on Finance.

By Mrs. Hutchins: H. B. 632, a bill to be entitled An act to repeal Chapter 221, Public-Local Laws of 1933, entitled "An Act to appoint a Board of Revaluation and Review in Yancey County and Chapter 340, Public-Local Laws of 1933, amendatory thereto, and all other amendatory acts thereto.

Referred to the Committee on Finance.

And

H. B. 633, a bill to be entitled An act to amend Section 7581 of the Consolidated Statutes providing for the retention by the State of Such lands as may be claimed for entry suitable for national or state forests or parks.

Referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 280, a bill to be entitled An act authorizing the government authorities of the city of Asheville to make appropriation for the use of the Rhododendron Festival in said City.

Referred to the Committee on Counties, Cities and Towns.

S. B. 281, a bill to be entitled An act authorizing the Board of County Commissioners of Buncombe County to make appropriation for use of the Rhododendron Festival in said County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 283, a bill to be entitled An act to combine the office of Treasurer and Sheriff of Montgomery County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 284, a bill to be entitled An act to increase the Board of County Commissioners of Montgomery County from three to five members.

Referred to the Committee on Counties, Cities and Towns.

S. B. 162, a bill to be entitled An act to empower executors and administrators to continue the farming operations of a deceased person until the end of the calendar year, and to any crops which may be harvested after the end of the year.

Referred to the Committee on Agriculture.

S. B. 163, a bill to be entitled An act to authorize banks, insurance companies, persons acting in a fiduciary capacity, other persons, firms, corporations, instrumentalities and officers to invest in bonds issued by Federal Land Banks, or in bonds which are fully and unconditionally guaranteed as to principal and interest by the United States; to provide that no reserve shall be required against deposits secured by such bonds and that the same shall be security for loans and deposits; to provide that such bonds shall be eligible for deposit with the Insurance Commissioner; and to provide that such bonds shall be deemed cash in settlement by persons acting in a fiduciary capacity.

Referred to the Committee on Judiciary No. 1.

S. B. 248, a bill to be entitled An act to amend Chapter 141 of the Public-Local Laws of 1925, relating to the office of Purchasing Agent, Tax Supervisor, and Bookkeeper for Surry County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 253, a bill to be entitled An act to permit the Board of County Commissioners of Union County to provide rules and regulations for the payment of taxes by installments.

Referred to the Committee on Counties, Cities and Towns.

S. B. 289, a bill to be entitled An act supplemental to an act, entitled "An Act authorizing the city of Southport and the county of Brunswick to establish a Port Commission for the said city and county, to prescribe the duties of the said Commission and to authorize the said City and County to coöperate with the said Commission in carrying out the purposes and intentions of this Act," and being S. B. 5, ratified February 8, 1935.

Referred to the Committee on Counties, Cities and Towns.

S. B. 297, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes relating to terms of Court in Wilkes and Davie counties.

Referred to the Committee on Courts and Judicial Districts.

S. B. 265, a bill to be entitled An act to amend Section 2502 of the Consolidated Statutes of 1919 relating to the form of marriage license.

Referred to the Committee on Judiciary No. 2.

S. B. 268, a bill to be entitled An act to amend Section 3189 of the Consolidated Statutes, relating to administering of oaths.

Referred to the Committee on Judiciary No. 1.

S. B. 270, a bill to be entitled An act to enable a guardian, or other fiduciary, to purchase real estate for his ward or estate in foreclosure sales of deeds of trust and mortgages held by a guardian or fiduciary.

Referred to the Committee on Judiciary No. 2.

S. B. 271, a bill to be entitled An act to amend the Charter of the city of Statesville, Iredell County, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 467, a bill to be entitled An act to provide for holding of a primary for nomination and election of officials of the town of Cary, Wake County, and providing for a new registration in said town.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 605, a bill to be entitled An act to amend the Charter of the city of Winston-Salem with respect to the remission, reduction, and adjustment of special assessments, the establishment of a special court for traffic violations and authorizing the Board of Aldermen to prescribe the powers and duties of certain officers.

On motion of Dr. McDonald the bill is recommitted to the Committee on Finance.

On motion of Mr. Brown the House adjourns and will meet Monday night at eight o'clock.

FIFTY-THIRD DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, March 11, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Rabbi Federick Frank of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. T. A. Morphew, father of R. B. Morphew of Graham County, member of the House.

Samuel Ernest Douglass, Jr., son of Representative S. E. Douglass of Wake County, and T. C. Gray, Jr., son of Representative Gray of Clay County, are made honorary pages of the House.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 545, a bill to be entitled An act validating judgments for delinquent taxes and street assessments in Mecklenburg County and city of Charlotte. (Applicable also to Stokes County and all municipalities therein.)

H. B. 548, a bill to be entitled An act to appoint additional members on the Board of Commissioners for Polk County upon petition of a majority of the qualified voters of said county and to fix their salary and term of office.

Committee Substitute for H. B. 166, a bill to be entitled An act to amend Chapter 120, Section 14, Subsection (b) of the Public Laws of 1920, relating to the Workmen's Compensation Act.

H. B. 296, a bill to be entitled An act to amend Section 6394 of the Consolidated Statutes of 1919 to eliminate that part of the Section which exempts certain classes of insurance companies from filing rates.

H. B. 443, a bill to be entitled An act to provide more direct assistance for defaulting local government units in the preparation of workable refinancing plans necessary for the elimination and/or the prevention of defaults in the payment of principal and interest on the bonds of said units.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Dr. Douglass: H. B. 634, a bill to be entitled An act to provide deputy sheriffs for Wake County and define the duties of said deputies.

Referred to the Committee on Salaries and Fees.

By Messrs. Cone and Hoyle: H. B. 635, a bill to be entitled An act to amend Chapter 22 Private Laws of 1924 relating to appointment of a Boxing Commission for the city of Greensboro.

On motion of Mr. Cone the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 636, a bill to be entitled An act to amend Chapter 37 of the Private Laws of 1933, being the Charter of the city of Greensboro.

On motion of Mr. Cone the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 637, a bill to be entitled An act amending An Act relating to special assessments levied by the city of Greensboro.

On motion of Mr. Cone the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Cone, Hoyle and Pickens: H. B. 638, a bill to be entitled An act authorizing the refunding of taxes erroneously or illegally collected in the county of Guilford.

Referred to the Committee on Judiciary No. 2.

By Mr. Morphew: H. B. 639, a bill to be entitled An act to amend Capter 405 of the Public-Local Laws of 1933 relating to certain special taxes in Graham and other counties.

Referred to the Committee on Finance.

And

H. B. 640, a bill to be entitled An act in regard to the foreclosure of tax sale certificates in Graham County.

Referred to the Committee on Finance.

And

H. B. 641, a bill to be entitled An act to amend Chapter 230 of the Public-Local Laws of 1933.

Referred to the Committee on Judiciary No. 1.

By Mr. Sink: H. B. 642, a bill to be entitled An act to fix the fees of the Justices of the Peace of Davidson County.

On motion of Mr. Sink the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Thompson of Wake and Morphew: H. B. 643, a bill to be entitled An act for the payment of salaries of State employees which were withheld during the months of April, May and June, 1933.

Referred to the Committee on Salaries and Fees.

By Mr. Craig: H. B. 644, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the city of Asheville, North Carolina, and to provide for the observance of certain holidays by the barber shops and the employees of barber shops in the city of Asheville, North Carolina.

Referred to the Committee on Judiciary No. 2.

By Mr. Sullivan: H. B. 645, a bill to be entitled An act to amend Chapter 189 of the Public-Local Laws of 1933, pertaining to the Board of Financial Control of Buncombe County and the city of Asheville.

Referred to the Committee on Finance.

And

H. B. 646, a bill to be entitled An act relating to the hours of work of the officials and employees of Buncombe County.

Referred to the Committee on Judiciary No. 2.

By Mr. Cook: H. B. 647, a bill to be entitled An act to authorize the Board of County Commissioners of Alamance County to levy special taxes in the Burlington Administrative School Unit.

Placed on the Calendar.

And

H. B. 648, a bill to be entitled An act to amend Chapter 560 of the Public Laws of 1933 relating to advertisement of foreclosure suits in Alamance County.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Hyde: H. B. 649, a bill to be entitled An act to amend Chapter 387 Private Laws of the Session of 1911, relating to the corporate limits of the town of Murphy in Cherokee County.

Referred to the Committee on Judiciary No. 1.

By Mr. Bryson: H. B. 650, a bill to be entitled An act for the better protection of trout streams in certain sections of Jackson County from ruthless fishing by wilful and destructive trespassers.

Placed on the Calendar.

By Mrs. Hutchins: H. B. 651, a bill to be entitled An act to amend Chapter 409, Public-Local Laws, regular Session 1933, entitled "An Act to provide for the redemption of property sold for taxes in Yancey County or in any municipality therein."

Referred to the Committee on Finance.

By Mr. Ray: H. B. 652, a bill to be entitled An act to amend Section 2, Chapter 560, Public Laws of 1933 relating to sale of real estate for taxes.

Referred to the Committee on Judiciary No. 1.

By Mr. Barnes: H. B. 653, a bill to be entitled An act creating five districts in Wilson County for the selection of county commissioners.

On motion of Mr. Barnes the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 654, a bill to be entitled An act to create the position of keeper of the common jail of Wilson County; to amend the laws in reference thereto and to relieve the sheriff from the duties imposed upon him as keeper of the jail of Wilson County.

On motion of Mr. Barnes the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Gardner: H. B. 655, a bill to be entitled An act to amend Article 39 of the Consolidated Statutes of 1919, so as to authorize the issuance of school bonds by counties, townships and districts for the purpose of building, rebuilding, repairing and furnishing schoolhouses.

Referred to the Committee on Education.

By Mr. Cone: H. B. 656, a bill to be entitled An act to amend Section 12 of Chapter 312, Public Laws of 1931 relative to the powers and duties of Division of Standards and Inspection of the Department of Labor.

On motion of Mr. Cone the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 221, a bill to be entitled An act to amend Chapter 429 of the Public-Local Laws of 1929 entitled "An Act to empower the Board of County Commissioners of Durham County to establish an electrical inspection office for said county and to employ a competent electrician to act as inspector for said county.

On motion of Mr. Bryant the bill is placed on the Calendar.

S. B. 229, a bill to be entitled An act validating tax sales in Surry County and in incorporated towns within Surry County and for other purposes.

Referred to the Committee on Counties, Cities and Towns.

S. B. 241, a bill to be entitled An act to amend Section 494 of the Consolidated Statutes of North Carolina relating to bringing suits as a pauper.

Referred to the Committee on Judiciary No. 1.

SPECIAL MESSAGES

SENATE CHAMBER,
March 8, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 572, title, "An Act to amend S. B. 181 of 1935 Session of the General Assembly of North Carolina to correct typographical error which appears therein," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate, on motion of Mr. Ervin the vote by which the bill passed its second and third readings is reconsidered.

On motion of Mr. Ervin the bill is recommitted to the Committee on Judiciary No. 1.

SENATE CHAMBER,
March 8, 1935.

Mr. Speaker: Pursuant to your request we are returning herewith H. B. 470, title, "to amend Section 12, Public Laws 1931 relative to the powers

and duties of the Division of Standards and Inspection of the Department of Labor," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate, on motion of Mr. Cone, the vote by which the bill passed its second and third readings is reconsidered.

On motion of Mr. Cone the bill is recommitted to the Committee on Manufactures and Labor.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 26, a bill to be entitled An act to amend Section 33 of Chapter 164 of the Public Laws of North Carolina, Session 1929, relating to hours of elections.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 27, a bill to be entitled An act to amend Chapter 165 of the Public Laws of North Carolina, Session 1933, and that Section of said Chapter designated as Consolidated Statutes 5932, relating to the compensation of precinct officers.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 539, a bill to be entitled An act to repeal Chapter 256, Public Laws and Sections 2500 (a) to 2500 (e) inclusive of Volume III of the Consolidated Statutes relative to physical examination of applicants for marriage license.

Passes its second reading and remains on the Calendar.

H. B. 592, a bill to be entitled An act to change the date of the meeting of presidential electors to conform to the provisions on An Act of Congress of the United States approved June 5, 1934, Public No. 286, Seventy-third Congress.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 86, a bill to be entitled An act to amend Consolidated Statutes, Sections 5208 to 5241 inclusive, relating to savings and loan associations by changing the name thereof from "Savings and Loan Associations" to "Credit Unions."

Passes its second and third readings and is ordered enrolled.

S. B. 224, a bill to be entitled An act to amend Chapter 355 of the Public Laws of 1933, relating to the distribution of State Laws, Reports and Publications to the Library of the University of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 614, a bill to be entitled An act authorizing the town of Roxboro to convey certain real estate.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 623, a bill to be entitled An act to fix the fees to be collected by the Clerk of the Recorder's Court of Granville County, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 624, a bill to be entitled An act to amend Chapter 344 of the Public-Local Laws of 1931 fixing the fees to be collected by the Clerk of the Superior Court of Granville County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 283, a bill to be entitled An act to amend Section 2, Chapter 136, Public Laws of 1927.

A Committee Substitute is adopted.

Passes its second reading and remains on the Calendar.

H. B. 409, a bill to be entitled An act to amend the absentee voting law so as to prevent the fraudulent use thereof.

On motion of Mr. Ervin the bill is made a special order for Thursday, March 14.

H. B. 582, a bill to be entitled An act to more particularly describe the corporate limits of the town of Andrews, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—110.

Those voting in the negative are: None.

H. B. 464, a bill to be entitled An act providing for the extension of special assessments and repealing Chapter 249 Public Laws of 1931 as amended by Chapters 252 and 410 Public Laws of 1933.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cloud, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Meekins,

Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—110.

Those voting in the negative are: None.

On motion of Mr. Lumpkin, H. B. 512, a bill to be entitled An act to expedite the settlement of the affairs of insolvent banks in liquidation and in actions by such banks allow obligations of such banks as a set-off and debtors to pay off judgments, assessments and executions in favor of such banks by obligations of such banks, is taken from the unfavorable Calendar and recommitted to the Committee on Banks and Banking.

On motion of Mr. Hatcher, H. B. 41, a bill to be entitled An act to increase the salaries of State employees earning less than one thousand eight hundred dollars per year, twenty per cent, effective January 1, 1935, is recalled from the Committee on Appropriations and placed on the Calendar.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 507. Joint Resolution of the General Assembly of North Carolina relating to the relief of the county of Hyde in the State of North Carolina by reason of its loss in taxable valuation by the purchase and/or acquirement of certain lands in said county by the Federal Government.

S. R. 259. A Joint Resolution for the investigation of the management of the State Hospital for the Insane at Morganton.

S. B. 141. An Act to amend Chapter 159, Public Laws of 1933 and to make more effective the provisions of said Chapter providing for the removal of "double liability" from stockholders in existing banking corporations.

S. B. 142. An Act to amend Section 9, Chapter 155, Public Laws of 1933, so as to provide for the inclusion of the preferred capital stock of banking corporations in the minimum capital required by law for such corporations.

S. B. 143. An Act to amend Consolidated Statutes Sections 220 (a) (being Section 26, Chapter 4, Public Laws of 1921 as amended), 220 (c) being Section 28, Chapter 4, Public Laws of 1921 as amended), 225 (f) (as amended), and Subsection 8, Section 218 (c) (being Chapter 113, Public Laws of 1927), and to make more effective the insurance of deposits in North Carolina State Banks by the Federal Deposit Insurance Corporation, an agency of the Government of the United States of America.

S. B. 156. An Act authorizing the Asheville Chamber of Commerce, Incorporated, to operate, conduct, and maintain annually the Rhododendron Festival in the city of Asheville.

S. B. 159. An Act to allow the Secretary-Treasurer of the town of Kernersville to receive bonds or interest coupons of said town in payment of street assessments.

S. B. 172. An Act to validate extension of time for tax sales in Yadkin County.

S. B. 177. An Act to amend Section 1, Chapter 303, Public Laws of 1933, relating to the powers of banks.

S. B. 236. An Act to decrease the number of aldermen for the town of Marble, Cherokee County, from five to three.

S. B. 266. An Act to amend Section 4585 of the Consolidated Statutes.

S. B. 267. An Act to regulate the time of an appeal from the Justice of Peace Courts in Forsyth County.

H. B. 137. An Act requiring the solicitor of the Thirteenth Judicial District to make a calendar for the criminal terms of the Superior Court of Moore County and regulating the practice in said court.

H. B. 188. An Act to amend Chapter 35, Public-Local Laws of 1933 relating to fees of deputy sheriffs in Currituck County.

H. B. 205. An Act to validate paving assessments in the town of Ahoskie in Hertford County.

H. B. 210. An Act to increase the members of the Board of County Commissioners of Haywood County from three to seven.

H. B. 237. An Act fixing the pay of the Commissioners of Caldwell County at five dollars per day.

H. B. 248. An Act to amend Chapter 84, Public-Local Laws of 1921 relating to the salary of the deputy sheriff of Davie County.

H. B. 304. An Act to authorize the County Commissioners of Avery County to fix, raise, lower or adjust the "turn key" fees paid the jailer for prisoners of Avery County.

H. B. 305. An Act to extend the time for foreclosing tax certificates for certain years for the town of Banner Elk, Avery County, North Carolina.

H. B. 307. An Act to require all funds of Avery County to be deposited in some bank in Avery County.

H. B. 319. An Act to repeal Chapter 584, Public-Local Laws of 1933, authorizing the County Commissioners of Columbus County to convey to a trustee real property bought by said county under tax foreclosure proceedings.

H. B. 321. An Act to repeal Chapter 262 and 428 of the Public-Local Laws of 1933 relating to renewal of notes and mortgages due Columbus County.

H. B. 355. An Act to eliminate penalties and interest upon certain tax sale certificates and tax lien notes in Clay County and the town of Hayesville, to authorize the issuing of alias summons, to validate tax lien notes and relating to tax suits pending and otherwise give tax relief in Clay County.

H. B. 381. An Act to amend Chapter 134, Public-Local Laws of 1931, relating to the offices of tax collector and sheriff for Carteret County.

H. B. 402. An Act to validate all sales for taxes made by the Sheriff of Wilson County.

H. B. 423. An Act to ratify sales of land for taxes in Wilkes County.

H. B. 436. An Act to amend Chapters 220 and 236 of the Public-Local Laws of 1933, relative to salaries of Superior Court Reporters in Lincoln and Catawba counties.

H. B. 438. An Act to amend Chapter 146 of the Public-Local Laws of 1923, relative to the salary of the Treasurer of Cabarrus County.

H. B. 448. An Act relating to the fees of the Clerk of the Court of Currituck County.

H. B. 453. An Act to amend the Charter of the town of Bridgeton in Craven County.

H. B. 454. An Act to repeal Chapter 55, of Public-Local Laws of 1929, requiring the Commissioners of Mitchell County to pay for the return of fugitives.

H. B. 457. An Act to empower the governing body of the city of Burlington, Alamance County, to relieve churches of paving assessments.

H. B. 478. An Act to validate certain sales of land for taxes in Orange County and certificates issued in pursuance thereof, and judicial proceedings had in said county in connection with collection of delinquent taxes.

H. B. 479. An Act to amend Chapter 155 of the Public-Local Laws of North Carolina, Session 1925, and Chapter 275 of the Public-Local Laws of North Carolina, Session 1929, relating to the salaries of public officers in Orange County.

H. B. 481. An Act to amend Chapter 77 of the Private Laws of Session 1883 relating to the Charter of the town of Mt. Pleasant in Cabarrus County.

H. B. 505. An Act to amend the Charter of the city of Durham, the same being Chapter 142, Private Laws 1921, relating to the appointment of a new tax collector upon death of the tax collector.

H. B. 508. An Act to incorporate the town of Hemp and confer upon its officers, the duties and powers of the Hemp Sanitary District Board and to validate all proceedings creating and establishing the Hemp Sanitary District and to declare the coupon bonds of said district, valid and binding obligations of said district.

H. B. 509. An Act to amend Chapter 205 of the Private Laws of 1929, relating to the corporate limits of the city of Asheville, North Carolina.

H. B. 519. An Act providing for the extension of special assessments by the town of Rowland.

H. B. 520. An Act to extend the time for tax foreclosure suits in Macon County.

H. B. 521. An Act to amend Chapter 214 of the Public-Local Laws of 1933 fixing the salary of the Clerk of the Superior Court and the Deputy Clerk of the Superior Court of Franklin County.

H. B. 522. An Act to amend Chapter 214 of the Public-Local Laws of 1933 fixing the salary of the Register of Deeds and Deputy Register of Deeds of Franklin County.

H. B. 532. An Act to amend Chapter 252 of the Public Laws of 1931, relating to payment of criminal cases before a Justice of the Peace and other inferior courts in Swain County.

H. B. 553. An Act to amend H. B. 29 of the 1935 General Assembly of North Carolina, ratified February 20, 1935, same being "An Act to prohibit the manufacture, sale, possession and use of slot machines, gambling apparatus and devices."

H. B. 560. An Act requiring the solicitor of the Fifth Judicial District to make a calendar for the criminal terms of the Superior Court of Craven County and regulating the practice in said court.

H. B. 565. An Act relating to the corporate limits of the town of Laurel Park in Henderson County.

H. B. 567. An Act relating to the Superintendent of the County Home of Hertford County.

H. B. 579. An Act to amend Chapter 5 of the Public-Local Laws of 1933 relating to the office of tax collector, tax foreclosure units, validating sales of lands for taxes and allocation of certain funds in Wayne County.

H. B. 594. An Act authorizing the Board of Education of Northampton County to use part of the unencumbered balance of the debt service fund of the Rich Square Special School District for completion of a gymnasium in said school district.

H. B. 616. An Act to authorize the Committee on Penal Institutions of the House of Representatives and Senate to conduct an inquiry with reference to the treatment of convicts in prison camps, authorizing the said Committee to require the attendance of witnesses and for other purposes.

On motion of Mr. Gardner the House adjourns and will meet tomorrow at twelve o'clock, noon.

FIFTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, March 12, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend John Grey of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. White, Ernest Gardner, Jr., son of Representative Gardner of Cleveland County, is made an honorary page of the House.

On motion of Mr. Harris, the courtesies of the floor are extended to the present Principal Clerk and former member of the House, Thad Eure, and Thad Eure, Jr., who is three years old today. On motion of Mr. Harris, Thad Eure, Jr., is made an honorary page of the House.

CONFERENCE REPORT

To the House of Representatives and the Senate:

Report of Conference Committee on Senate Bill 96, "A bill to be entitled An Act to amend Section 667 of Consolidated Statutes relating to issuance of executions."

The Conference Committee respectfully reports:

The Committee of Conference on the disagreeing votes on the amendments of the House to Senate Bill 96, having met, after full and free conference have agreed to recommend to their respective Houses as follows:

That the House recede from so much of its disagreement that would keep this act from applying to Bladen County.

That the House recede from so much of its amendment that makes this act effective from and after its ratification.

Respectfully submitted,

RIVERS D. JOHNSON,
JULIAN R. ALLSBROOK,
Conferees on the part of the Senate.
R. B. MORPHEW,
T. C. BOWIE,
ROBERT H. ROUSE,
Conferees on the part of the House.

On motion of Mr. Morphew the Conference Report is adopted, and the Senate is so notified, to the end that if a similar report is adopted by that Body, the bill will be ordered enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bean, for the Committee on Salaries and Fees.

S. B. 53, a bill to be entitled An act to repeal Chapter 40 of the Public Laws of 1933, being An Act to amend Section 3893 of the Consolidated Statutes of North Carolina, relating to fees of witnesses.

And

S. B. 217, a bill to be entitled An act fixing the fees to be collected by the Clerk of the Superior Court of Yadkin County.

And

S. B. 237, a bill to be entitled An act relating to fees of Justices of the Peace of Pitt County.

And

S. B. 250, a bill to be entitled An act regulating the salaries of certain officers of Wake County, also providing for the designation of a Chief Clerk in the office of the Auditor of Wake County and fixing the salary of such Chief Clerk.

And

H. B. 497, a bill to be entitled An act to repeal Chapter 74, Private Laws of 1933 providing compensation for cotton weigher at Enfield.

And

H. B. 542, a bill to be entitled An act fixing the salary of the Sheriff of Mitchell County and the fees to be collected by said Sheriff.

And

H. B. 634, a bill to be entitled An act to provide deputy sheriffs for Wake County and define the duties of said deputies.

With favorable reports.

And

S. B. 144, a bill to be entitled An act to amend Chapter 535, Public-Local Laws, Session of 1927, relating to the salary of the Clerk of Superior Court of Buncombe County.

With a favorable report and upon motion of Mr. Sullivan the bill is recommitted to the Committee on Judiciary No. 2.

And

H. B. 34, a bill to be entitled An act to increase the salaries of State employees earning less than fifteen hundred dollars per year twenty per cent.

With an unfavorable report as to bill, favorable as to Committee Substitute.

On motion of Mr. Bryant the bill is recommitted to the Committee on Appropriations.

And

H. B. 57, a bill to be entitled An act to increase the salaries of all public school teachers twenty-five per cent.

And

H. B. 403, a bill to be entitled An act to fix the salaries of certain elective State officials.

With unfavorable reports.

And

H. B. 625, a bill to be entitled An act to provide for the immediate payment of salaries of former employees of the State of North Carolina withheld for the months of April, May, and June, 1933.

The bill is reported without prejudice.

By Mr. Bryant, for the Committee on Appropriations.

H. B. 251, a bill to be entitled An act to provide for the erection of markers at points of historic interest along the public highways.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 617, a bill to be entitled An act to authorize the Commissioners of the city of Hendersonville and the Board of Water Commissioners of the city of Hendersonville to refund the Grace Memorial Lutheran Church of Hendersonville for street and water and/or sewer assessments paid by it.

And

H. B. 641, a bill to be entitled An act to amend Chapter 230 of the Public-Local Laws of 1933.

And

S. B. 21, a bill to be entitled An act to amend Section 3366 (i) of the Consolidated Statutes, relative to defective probate of instruments of writing.

And

H. B. 543, a bill to be entitled An act to repeal Chapter 228 of the Public Laws of 1933, known as the Bastardy Act of 1933.

And

H. B. 649, a bill to be entitled An act to amend Chapter 387, Private Laws of the Session of 1911, relating to the corporate limits of the town of Murphy in Cherokee County.

And

H. B. 534, a bill to be entitled An act to authorize Clerks of the Superior Court to accept probates of deeds for registration in certain cases.

And

H. B. 535, a bill to be entitled An act for the relief of treasurers of the several counties of the State.

And

H. B. 652, a bill to be entitled An act to amend Section 2, Chapter 560, Public Laws of 1933, relating to sale of real estate for taxes.

With favorable reports.

And

S. B. 301, a bill to be entitled An act to amend Chapter 239, Public-Local Laws of the Session of 1933 relating to tax commission for Cherokee County.

With a favorable report.

On motion of Mr. Morphew the bill is placed upon its immediate passage.

An amendment offered by Mr. Hyde is adopted.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

And

H. B. 572, a bill to be entitled An act to amend Senate Bill 181 of 1935 Session of the General Assembly of North Carolina, to correct a typographical error which appears therein.

With an unfavorable report.

And

S. B. 257, a bill to be entitled An act to amend Chapter 109 of the Public-Local Laws of 1931 relating to Jury Commission of Cherokee County.

With a favorable report.

On motion of Mr. Morphew the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 27, a bill to be entitled An act to amend Chapter 165 Public Laws of North Carolina, Session 1933, and that Section of said Chapter designated as Consolidated Statutes 5932, relating to the compensation of precinct officers.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Dr. Douglass: H. B. 657, a bill to be entitled An act to prohibit soliciting sales or taking orders in the State offices, during working hours, by solicitors, agents, peddlers, or other persons, for firms or corporations located outside of the State of North Carolina.

Referred to the Committee on Judiciary No. 1.

And

H. B. 658, a bill to be entitled An act to empower the governing body of the town of Wendell, Wake County, to relieve churches of paving assessments.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Norwood, by request: H. B. 659, a bill to be entitled An act to authorize Stanly County through its Board of Commissioners to issue twenty thousand dollars in bonds for the purchase of lands for parks.

Placed on the Calendar.

By Messrs. Ervin and Scholl: H. B. 660, a bill to be entitled An act to define and license professional bondsmen in Mecklenburg County, and the city of Charlotte.

Placed on the Calendar.

And

H. B. 661, a bill to be entitled An act to amend the Charter of the city of Charlotte, to provide for the dedication of water and sewer lines in the city of Charlotte, and to empower the governing body of the city of Charlotte to appoint special peace officers.

Placed on the Calendar.

By Mr. Ervin: H. B. 662, a bill to be entitled An act to amend S. B. 181 of the 1935 Session of the General Assembly of North Carolina, the same being An act to provide for the establishment of a civil service board for the rural police system of Mecklenburg County, to correct a typographical error which appears therein.

On motion of Mr. Ervin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 663, a bill to be entitled An act to amend Section 220 (b) Consolidated Statutes of 1919, as amended, so as to remove the limitations on investments by banks in interest bearing obligations of other states.

Referred to the Committee on Banks and Banking.

By Mr. Sentelle: H. B. 664, a bill to be entitled An act to amend Chapter 562, Public Laws of 1933, the same being known as the School Machinery Act.

Referred to the Committee on Education.

By Messrs. Andrews and O'Berry, by request: H. B. 665, a bill to be entitled An act to validate certain bonds of the town of Mount Olive and authorizing the issuance of refunding and funding bonds of said Town.

Placed on the Calendar.

By Mr. Bryant: H. B. 666, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1887 entitled An act relating to the public schools in the town of Durham, as amended by Chapter 112, Public-Local Laws, Extra Session of 1924, relating to Durham County.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 168, a bill to be entitled An act to authorize the State Highway and Public Works Commission to establish at the Central Prison at Raleigh, a

shoe factory to manufacture shoes for the inmates of the various State institutions.

Referred to the Committee on Penal Institutions.

S. B. 192, a bill to be entitled An act to authorize and permit building and loan associations incorporated under the laws of this State to convert into Federal savings and loan associations and to prescribe the procedure therefor.

Referred to the Committee on Insurance.

S. B. 305, a bill to be entitled An act supplemental to An act entitled An act to extend the time for instituting foreclosure proceedings on certificates of sale for lands sold for taxes for the year 1932, and being H. B. 238, ratified March 8, 1935, to correct an error therein.

Referred to the Committee on Judiciary No. 2.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration H. B. 276, a bill to be entitled An act to amend Chapter 78 of the Public Laws of North Carolina, Session 1933, increasing the salaries of Solicitors of the Superior Courts.

A committee amendment is adopted.

An amendment offered by Mr. Harris is adopted.

The question now recurs upon the passage of the bill, as amended, on its second reading.

On this question Mr. Woodall calls for the "ayes" and "noes." The call is sustained and the bill passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Cloud, Cone, Cook, Cooper, Craig, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Fenner, Funderburk, Gardner, Gray, Harris, Hatcher, Head, Hobbs, Howard, Hutchins, Jonas, Jones, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sink, Sparger, Spruill, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Uzzell, Vann, Wade, White, Wilson—79.

Those voting in the negative are: Messrs. Blount of Beaufort, Brown, Clegg, Crabtree, Cross, Falkner, Farrell, Gibson, Hauser, Henry, Horton, Kelly, Kendrick, Klutz, Lindsey, Norwood, Ragan, Sprinkle, Stell, Tonissen, Ward, Williams of Pasquotank, Woodall, Zickler—24.

The question now recurs upon the passage of the bill on its third reading.

As amended, the bill passes its third reading and is ordered engrossed.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 650, a bill to be entitled An act for the better protection of trout streams in certain sections of Jackson County from ruthless fishing by wilful and destructive trespassers.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 221, a bill to be entitled An act to amend Chapter 429, Public-Local Laws of 1929 entitled An act to empower the Board of County Commissioners of Durham County to establish an electrical inspection office for said County and to employ a competent electrician to act as inspector for said County.

Passes its second and third readings and is ordered enrolled.

H. B. 551, a bill to be entitled An act for the relief of the taxpayers of Macon County during the economic emergency declared to exist.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Craver, Cross, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Kelly, Klutz, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Woodall, Zickler—101.

Those voting in the negative are: None.

H. B. 647, a bill to be entitled An act to authorize the Board of County Commissioners of Alamance County to levy special taxes in the Burlington Administrative School Unit.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Craver, Cross, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Kelly, Klutz, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Woodall, Zickler—101.

Those voting in the negative are: None.

On motion of Dr. Farrell, S. B. 29, a bill to be entitled An act to provide a close season for hunting foxes in Montgomery County, is recalled from the Committee on Game and placed on the Calendar.

On motion of Mr. Bryant, H. B. 41, a bill to be entitled An act to increase the salaries of State employees earning less than eighteen hundred dollars

per year twenty per cent, effective January 1, 1935, is taken from the Calendar and recommitted to the Committee on Appropriations.

On motion of Mr. Erwin, S. B. 242, a bill to be entitled An act to amend Plan D of the Municipal Corporation Act of 1917, Chapter 56, Article 19, Consolidated Statutes, to increase the number of council and elect the mayor by vote of the people in the city of Charlotte, is recalled from the Committee on Counties, Cities and Towns, and placed on the Calendar.

On motion of Mr. Palmer, H. B. 587, a bill to be entitled An act requiring the Solicitor of the Fifteenth Judicial District to make a calendar for the criminal terms of the Superior Courts of Cabarrus County and regulating the practice in said Court, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Barnes, H. B. 456, a bill to be entitled An act creating the office of tax collector for Wilson County and for other purposes, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Barnes, H. B. 653, a bill to be entitled An act creating five districts in Wilson County for the selection of County Commissioners, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Barnes, H. B. 654, a bill to be entitled An act to create the position of keeper of the common jail of Wilson County; to amend the laws in reference thereto, and to relieve the sheriff from the duties imposed upon him as keeper of the jail of Wilson County, is ordered recalled from the Senate for further consideration by the House.

On motion of Mrs. Hutchins, H. B. 633, a bill to be entitled An act to amend Section 7581 of the Consolidated Statutes providing for the retention by the State of such lands as may be claimed for entry suitable for national or state forests or parks, is taken from the Committee on Judiciary No. 1 and recommitted to the Committee on Conservation and Development.

Pursuant to Senate Resolution 259, a joint resolution for the investigation of the management of the State Hospital for the Insane at Morganton, the Speaker appoints as a Committee from the House, Messrs. Thomas of Anson, Andrews of Wayne, and Rouse of Lenoir.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 536. Joint Resolution to memorialize Congress to support and pass the work relief bill now pending.

S. B. 86. An Act to amend Consolidated Statutes, Section 5208 to 5241, inclusive, relating to savings and loan associations by changing the name thereof from "Savings and Loan Associations" to "Credit Unions."

S. B. 224. An Act to amend Chapter 355 of the Public Laws of 1933, relating to the distribution of State Laws, Reports, and Publications to the library of the University of North Carolina.

H. B. 187. An Act validating certain outstanding bonded indebtedness of the town of Elkin and authorizing the issuance of refunding and funding bonds of said town.

H. B. 420. An Act to validate certain outstanding notes of the county of Caldwell and to provide for the issuance of bonds to fund said notes.

H. B. 461. An Act to validate certain school building bonds by the county of Caldwell, North Carolina.

H. B. 610. An Act to validate certain sales of land for taxes and certificates issued in pursuance thereof in Northampton County.

On motion of Mr. McEachern the House adjourns and will meet tomorrow at eleven o'clock, a.m.

FIFTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, MARCH 13, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend C. W. Robbins of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cherry, for the Committee on Finance.

H. B. 32, a bill to be entitled An act to raise revenue.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Eagles, for the Committee on Agriculture.

S. B. 138, a bill to be entitled An act to amend Section 2480 of the Consolidated Statutes, as amended by Chapter 22, Public Laws of 1927, relating to registration of lien on crops or advances.

With a favorable report as amended.

And

S. B. 162, a bill to be entitled An act to empower executors and administrators to continue the farming operations of a deceased person until the end of the calendar year and to any crops which may be harvested after the end of the year.

And

H. B. 462, a bill to be entitled An act to license dealers in scrap tobacco.

With favorable reports.

And

H. B. 619, a bill to be entitled An act relating to sale of basic slags.

With an unfavorable report.

By Mr. Bowie, for the Committee on Constitutional Amendments.

H. R. 544, a joint resolution ratifying a proposed amendment to the Constitution of the United States of America.

With an unfavorable report with a minority report attached.

On motion of Mr. Page the resolution is made a special order for next Tuesday, March 19.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 644, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the city of Asheville, North Carolina, and to provide for the observance of certain holidays by the barber shops and the employees of barber shops in the city of Asheville, North Carolina.

And

H. B. 646, a bill to be entitled An act relating to the hours of work of the officials and employees of Buncombe County.

And

H. B. 480, a bill to be entitled An act to amend Chapter 33, Public-Local Laws of 1933, providing for the election of the Judge of the Recorder's Court of Rutherford County.

With favorable reports.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

S. B. 229, a bill to be entitled An act validating tax sales in Surry County and in incorporated towns within Surry County and for other purposes.

And

S. B. 248, a bill to be entitled An act to amend Chapter 141 of the Public-Local Laws of 1925, relating to the office of purchasing agent, tax supervisor, and bookkeeper for Surry County.

And

S. B. 253, a bill to be entitled An act to permit the Board of County Commissioners of Union County to provide rules and regulations for the payment of taxes by installments.

And

S. B. 280, a bill to be entitled An act authorizing the governing authorities of the city of Asheville to make appropriation for use of the Rhododendron Festival in said City.

And

S. B. 281, a bill to be entitled An act authorizing the Board of County Commissioners of Buncombe County to make appropriation for the use of the Rhododendron Festival in said County.

With favorable reports.

By Mr. Gardner, for the Committee on Insurance.

S. B. 192, a bill to be entitled An act to authorize and permit building and loan associations incorporated under the laws of this State to convert into Federal savings and loan associations and to prescribe the procedure therefor.

And

H. B. 353, a bill to be entitled An act to amend paragraph 36 of Section 2787 of the Consolidated Statutes, so as to grant to cities and towns the power to require the operators of for hire cars to furnish liability insurance or surety bonds.

And

H. B. 433, a bill to be entitled An act relating to the liability of owners and operators of motor vehicles to guests.

And

H. B. 482, a bill to be entitled An act to validate sales under deeds of trust by building and loan associations.

With favorable reports.

And

H. B. 561, a bill to be entitled An act to require insurance companies doing business in the State to deposit approved securities with the Insurance Commissioner sufficient in amount to protect all policy holders in the State having policies with said companies.

With an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Day: H. B. 667, a bill to be entitled An act to amend and re-enact Section 1437 of the Consolidated Statutes relating to the jurisdiction of the Superior Court.

Referred to Committee on Courts and Judicial Districts.

By Mr. Swift: H. B. 668, a bill to be entitled An act to regulate the salary of the Sheriff of Watauga County.

On motion of Mr. Swift the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Pickens: H. B. 669, a bill to be entitled An act to create a lien in favor of a co-tenant or joint owner paying special assessments against real property.

Referred to the Committee on Judiciary No. 2.

By Mr. Dees: H. B. 670, a bill to be entitled An act to validate the sales of land for taxes in Pamlico County and certificates issued in pursuance thereof.

Referred to the Committee on Finance.

And

H. B. 671, a bill to be entitled An act to reduce the salary of the Sheriff of Pamlico County and to provide for a tax collector for said county.

Referred to the Committee on Salaries and Fees.

By Mr. Craig: H. B. 672, a bill to be entitled An act to eliminate flat charges by public service companies in Buncombe County, and for the repayment of installation charges.

Referred to the Committee on Judiciary No. 2.

By Mr. Williams of Hyde: H. B. 673, a bill to be entitled An act to repeal Chapter 154, Public-Local Laws of 1923, Chapter 537, Public-Local Laws of 1925 and any and all amendments thereto relating to the compensation of the Sheriff of Hyde County, and to fix the compensation of said Sheriff.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Blount of Pitt and Paylor: H. B. 674, a bill to be entitled An act to pay the salary of Robert H. Wright, former president of East Carolina Teachers College for the unexpired portion of his term of office.

Referred to the Committee on Appropriations.

By Mr. Spruill: H. B. 675, a bill to be entitled An act to amend Chapter 216, Public Laws of 1923, relating to the general County Court of Bertie County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Barker: H. B. 676, a bill to be entitled An act to regulate penalties and interest on delinquent taxes in the city of Durham and county of Durham.

Placed on the Calendar.

By Mr. Bryant: H. B. 677, a bill to be entitled An act to amend Section 3343 of the Consolidated Statutes of North Carolina.

Referred to the Committee on Judiciary No. 1.

By Messrs. Fenner and Abernathy, by request: H. B. 678, a bill to be entitled An act relative to the salaries of officers of Nash County.

On motion of Mr. Fenner the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Brock: H. B. 679, a bill to be entitled An act to amend Section 5960 to 5968 inclusive, of the Consolidated Statutes, exempting Davie County from the Absentee Voters Law.

Referred to the Committee on Elections and Election Laws.

By Mr. Warden: H. B. 680, a bill to be entitled An act to repeal the Absentee Ballot Law for Alleghany County in certain cases, and to require a new registration of voters.

Referred to the Committee on Elections and Election Laws.

By Dr. Carr: H. R. 681, joint resolution providing for an unpaid commission on interstate coöperation.

Referred to the Committee on Appropriations.

By Mr. Dees: H. B. 682, a bill to be entitled An act relating to the salaries of the officers and County Commissioners of Pamlico County.

Referred to the Committee on Salaries and Fees.

By Mr. Eagles: H. B. 683, a bill to be entitled An act to provide for an excise tax on all oleomargarine not containing certain ingredients; providing for the placing of stamps evidencing payment of said tax, and providing offences, fines and punishment.

Referred to the Committee on Agriculture.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 189, a bill to be entitled An act to amend Chapter 568, Public Laws of 1933, relating to the incorporation and operation of cash depositories in the counties of New Hanover and Haywood and in the town of Bailey in Nash County.

For concurrence in the Senate amendment.

On motion of Mr. Leggett the House concurs in the Senate amendment and the bill is ordered enrolled.

Senate Substitute for H. B. 449, a bill to be entitled An act requiring the Register of Deeds of Jackson County to prepare the tax list and providing the compensation therefor.

For adoption of Senate Substitute.

On motion of Mr. Bryson the Senate Substitute is adopted.

Passes its second and third readings and is ordered enrolled.

The original House bill is laid on the table.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Committee Substitute for H. B. 283, a bill to be entitled An act to amend Section 2, Chapter 136, Public Laws of 1927.

As amended, the Substitute bill passes its third reading and is ordered engrossed and sent to the Senate.

The original bill is laid on the table.

H. B. 497, a bill to be entitled An act to repeal Chapter 74, Private Laws of 1933, providing compensation for cotton weigher at Enfield.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 542, a bill to be entitled An act fixing the salary of the Sheriff of Mitchell County and the fees to be collected by said Sheriff.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 617, a bill to be entitled An act to authorize the Commissioners of the city of Hendersonville and the Board of Water Commissioners of the city of Hendersonville to refund the Grace Memorial Lutheran Church of Hendersonville for street and water and/or sewer assessments paid by it.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 539, a bill to be entitled An act to repeal Chapter 256, Public Laws of 1933, and Sections 2500(a) to 2500(e) inclusive of Volume III of the Consolidated Statutes relative to physical examination of applicants for marriage license.

Passes its third reading and is ordered sent to the Senate without engrossment.

H. B. 661, a bill to be entitled An act to amend the charter of the city of Charlotte, to provide for the dedication of water and sewer lines in the city of Charlotte, and to empower the governing body of the city of Charlotte to appoint special peace officers.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 666, a bill to be entitled An act to amend Chapter 86 of the Public Laws of 1887, entitled "An Act relating to the public schools in the town of Durham," as amended by Chapter 112 of the Public-Local Laws, Extra Session of 1924, relating to Durham County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 29, a bill to be entitled An act to provide a close season for hunting foxes in Montgomery County.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 622, a bill to be entitled An act relating to bills of cost in Recorder's Court of Franklin County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 641, a bill to be entitled An act to amend Chapter 230 of the Public-Local Laws of 1933.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 660, a bill to be entitled An act to define and license professional bondsmen in Mecklenburg County and the city of Charlotte.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 217, a bill to be entitled An act fixing the fees to be collected by the Clerk of the Superior Court of Yadkin County.

Passes its second and third readings and is ordered enrolled.

S. B. 237, a bill to be entitled An act relating to fees of Justices of the Peace of Pitt County.

On motion of Mr. Paylor the bill is recommitted to the Committee on Judiciary No. 1.

S. B. 242, a bill to be entitled An act to amend Plan D of the Municipal Corporation Act of 1917, Chapter 56, Article 19, Consolidated Statutes to increase the number of council and elect the mayor by vote of the people in the city of Charlotte.

Passes its second and third readings and is ordered enrolled.

S. B. 250, a bill to be entitled An act regulating the salaries of certain officers of Wake County, also providing for the designation of a chief clerk in the office of the Auditor of Wake County and fixing the salary of such chief clerk.

Passes its second and third readings and is ordered enrolled.

H. B. 25, a bill to be entitled An act to amend Section 6027 of the Consolidated Statutes of North Carolina, relating to the registration of voters.

Amendments offered by Messrs. Morphew, Palmer and Jones are adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 148, a bill to be entitled An act to create a lien upon recoveries in civil actions for personal injuries in favor of sums due for medical attention and/or hospitalization.

A Committee amendment is adopted.

Amendments offered by Messrs. Barker and Thompson of Robeson are adopted.

As amended, the bill passes its second reading and remains on the Calendar.

H. B. 411, a bill to be entitled An act to amend Chapter 243 of the Public Laws of North Carolina for Session 1933.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 459, a bill to be entitled An act to increase the jurisdiction of general county Courts.

Passes its second reading and remains on the Calendar.

H. B. 534, a bill to be entitled An act to authorize Clerks of the Superior Court to accept probates of deeds for registration in certain cases.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 543, a bill to be entitled An act to repeal Chapter 228 of the Public Laws of 1933, known as the Bastardy Act of 1933.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 625, a bill to be entitled An act to provide for the immediate payment of salaries of former employees of the State of North Carolina, withheld for months of April, May and June, 1933.

On motion of Mr. Bean the bill is recommitted to the Committee on Appropriations.

H. B. 652, a bill to be entitled An act to amend Section 2, Chapter 560, Public Laws of 1933, relating to sale of real estate for taxes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 132, a bill to be entitled An act to provide for the filing, indexing and recordation of a blank or master form of mortgage, deed of trust, or other instrument conveying an interest in, or creating a lien on real and/or personal property; to provide for reference to the provisions, terms, covenants, conditions, obligations, powers and other contents set forth in such recorded blank or master form; to fix the fee for filing, recording, and indexing the same, and to provide for the effect of such reference.

As amended, the bill passes its third reading and is ordered sent to the Senate for concurrence in the House amendments.

S. B. 21, a bill to be entitled An act to amend Section 3366 (1) of the Consolidated Statutes relative to defective probate of instruments of writing.

Passes its second and third readings and is ordered enrolled.

S. B. 53, a bill to be entitled An act to repeal Chapter 40 of the Public Laws of 1933, being "An act to amend Section 3893 of the Consolidated Statutes of North Carolina, relating to fees of witnesses."

Passes its second and third readings and is ordered enrolled.

S. B. 40, a bill to be entitled An act to amend Section 1744 of the North Carolina Code, relating to procedure for sale of property in which there are remainders to uncertain persons.

On motion of Mr. Sullivan the bill is recommitted to the Committee on Judiciary No. 2.

S. B. 70, a bill to be entitled An act to amend Section 1608(u) of the Consolidated Statutes same being Section 8 of Chapter 216, Public Laws of 1923.

On motion of Mr. Sullivan the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 647, a bill to be entitled An act to authorize the Board of County Commissioners of Alamance County to levy special taxes in the Burlington Administrative School Unit.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dowtin, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Ray, Rouse, Sentelle, Sherard, Sprinkle, Spruill, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

H. B. 665, a bill to be entitled An act to validate certain bonds of the town of Mount Olive and authorizing the issuance of refunding and funding bonds of said town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dowtin, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Ray, Rouse, Sentelle, Sherard, Sprinkle, Spruill, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

H. B. 659, a bill to be entitled An act to authorize Stanly County through its Board of Commissioners to issue Twenty Thousand ($20,000.00) Dollars, in bonds for the purchase of lands for parks.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Clegg, Cloud, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dees, Dowtin, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Ray, Rouse, Sentelle, Sherard, Sprinkle, Spruill, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

On motion of Dr. Carr H. B. 403, a bill to be entitled An act to fix the salaries of certain elective State officials, is taken from the unfavorable Calendar, and recommitted to the Committee on Appropriations.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 122. An act to abolish Section 6351 of Subchapter 2 of Chapter 106 of the Consolidated Statutes of North Carolina 1919, and enacting a new Section relating to dividends paid to and the contingent liability of policyholders in mutual fire insurance companies.

S. B. 200. An act to amend Subsection 6 of Section 3924(d) of the Consolidated Statutes of North Carolina with reference to transactions exempted from the operation of the capital issues law.

S. B. 221. An act to amend Chapter 429 of the Public-Local Laws of 1929, entitled "An Act to empower the Board of County Commissioners of Durham County to establish an electrical inspection office for said County and to employ a competent electrician to act as inspector for said County."

S. B. 257. An act to amend Chapter 109 of the Public-Local Laws of 1931, relating to jury commission of Cherokee County.

H. B. 136. An act to establish a sanatorium in Western North Carolina for the treatment of tuberculosis.

On motion of Mr. Harris, as amended by Mr. Spruill, the House adjourns in honor of the thirty-fifth birthday of the Member from Burke, Mr. Hatcher, and will meet tomorrow at twelve o'clock, noon.

FIFTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, March 14, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend J. Edward Kirby of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On Motion of Mr. Erwin, Margaret Little Blount, granddaughter of Representative Blount of Pitt, is made an honorary page of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Tatem, for the Committee on Roads.

H. B. 346, a bill to be entitled An act to authorize and require the State Highway and Public Works Commission to take over and maintain all roads in the State over which the rural free delivery mail is transported.

And

H. B. 88, a bill to be entitled An act to amend Section 1 of Chapter 375 of the Public Laws of 1933, relating to the rates for automobiles, trucks, and truck-trailers.

And

H. B. 72, a bill to be entitled An act to reduce the license tax on motor vehicles.

And

H. B. 60, a bill to be entitled An act to amend Section 1, Chapter 73, Public Laws of 1933, relating to rates for semi-trailers towed by passenger cars.

And

H. B. 103, a bill to be entitled An act to exempt motor vehicles owned by the State, County and/or City, and orphanages and church busses from motor license fees.

And

H. B. 12, a bill to be entitled An act to reduce to five dollars the license tax on passenger automobiles not used for hire.

And

H. B. 134, a bill to be entitled An act to reduce the fee for registration and licensing of motor vehicles forty per cent with certain exemptions.

And

H. B. 56, a bill to be entitled An act to amend Chapter 375 of the Public Laws of 1933 reducing license fees for motor vehicles.

And

H. B. 331, a bill to be entitled An act to make eight hours the basis of one day's pay for State Prison and Highway Employees.

And

H. B. 439, a bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927, being a "Uniform Act regulating operation of vehicles on highways" so as to provide that all cars sold after January 1, 1936, shall be provided with safety glass throughout.

And

H. B. 290, a bill to be entitled An act requiring certain motor vehicles to be equipped with safety glass.

And

H. B. 121, a bill to be entitled An act to amend the Consolidated Statutes of North Carolina, relative to the operation of motor vehicles without license.

With unfavorable reports.

And

H. B. 9, a bill to be entitled An act to regulate the license tax on all private passenger motor vehicles.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Harris, for the Committee on Education.

H. B. 382, a bill to be entitled An act to authorize the transfer of school district sinking funds to county treasurers.

And

H. B. 600, a bill to be entitled An act to amend Chapter 144, Public Laws of 1933, the same being An act to authorize the payment to various counties and amounts due them from the tax reduction fund.

With favorable reports.

And

H. B. 549, a bill to be entitled An act to provide for the election of trustees for the Newton-Conover City Administrative School Unit.

With a favorable report, as amended.

And

H. B. 275, a bill to be entitled An act to elect by the people a board of education for Sampson County.

And

H. B. 517, a bill to be entitled An act to provide for the election of trustees for the Newton Special Charter School District.

With unfavorable reports.

By Mr. Bryant, for the Committee on Appropriations.

H. B. 41, a bill to be entitled An act to increase the salaries of State employees earning less than eighteen hundred dollars per year, twenty per cent, effective January 1, 1935.

With an unfavorable report as to bill and Substitute.

And

H. B. 625, a bill to be entitled An act to provide for the immediate payment of salaries of former employees of the State of North Carolina withheld for the months of April, May, and June, 1933.

With an unfavorable report.

And

H. B. 403, a bill to be entitled An act to fix the salaries of certain elective state officials.

And

H. R. 681, joint resolution providing for an unpaid commission on interstate coöperation.

With favorable reports, amended.

And

H. B. 33, a bill to be entitled An act to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies and for other purposes.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 34, a bill to be entitled An act to increase the salaries of State employees earning less than fifteen hundred dollars per year twenty per cent.

With an unfavorable report as to bill and Substitute.

By Mr. Cherry, for the Committee on Finance.

H. B. 3, a bill to be entitled An act to tax persons, firms and corporations engaged in the business of buying and/or selling stocks, bonds, cotton, grain, provisions and other commodities.

And

H. B. 102, a bill to be entitled An act to amend Section 306, Public Laws of 1933 relating to personal property tax exemptions.

And

H. B. 204, a bill to be entitled An act to enable the city of Asheville to build a bridge over the French Broad River and to issue revenue bonds therefor.

And

H. B. 278, a bill to be entitled An act requiring the division of purchase and contract of the State of North Carolina to buy articles from resident persons,

firms and/or corporations unless saving by purchase from non-residents exceeds five per cent.

And

H. B. 58, a bill to be entitled An act to amend Section 405 and 406 of Chapter 445 of the Public Laws of 1933, eliminating conditional exemptions and reducing the rate of sales tax from three per cent to two per cent.

And

H. B. 28, a bill to be entitled An act to amend Subsection 8 of Section 306, Chapter 204 of the Public Laws of 1933 relating to certain tax exemptions.

And

H. B. 14, a bill to be entitled An act to authorize and empower the Board of Commissioners of Hyde County to levy taxes for debt service in proportion to the ability of the taxpayers to pay.

And

H. B. 320, a bill to be entitled An act to levy a tax of ten dollars a day on advertising through use of loud speakers on motor vehicles in Columbus County.

And

H. B. 274, a bill to be entitled An act to raise revenue for the support of the State Government by the imposition of an excise tax upon electric power generated and sold within this State.

And

H. B. 69, a bill to be entitled An act for the relief of the taxpayers of Avery County during the economic emergency declared to exist.

With unfavorable reports.

And

H. B. 246, a bill to be entitled An act to amend Chapter 559 of the Public Laws of 1933 remitting tax penalties in Catawba County.

And

H. B. 670, a bill to be entitled An act to validate the sales of land for taxes in Pamlico County and certificates issued in pursuance thereof.

And

H. B. 631, a bill to be entitled An act authorizing the officers of the town of Lake Lure to buy in and retire certain outstanding bonds of the town of Lake Lure.

And

H. B. 645, a bill to be entitled An act to amend Chapter 189 of the Public-Local Laws of 1933, pertaining to the Board of Financial Control of Buncombe County and the city of Asheville.

And

H. B. 651, a bill to be entitled An act to amend Chapter 409, Public-Local Laws, regular Session 1933, entitled "An Act to provide for the redemption of property sold for taxes in Yancey County or in any municipality therein."

And

H. B. 627, a bill to be entitled An act relating to payments of certain taxes and assessments with bonds in municipalities in Haywood County.

And

H. B. 639, a bill to be entitled An act to amend Chapter 405 of the Public-Local Laws of 1933 relating to certain special taxes in Graham and other counties.

With favorable reports.

By Mr. Ward, for the Committee on Conservation and Development.

H. B. 501, a bill to be entitled An act to amend Section 6134 and Section 6136 of the Consolidated Statutes of 1919 as amended to provide for the extension of forest fire control.

And

H. B. 633, a bill to be entitled An act to amend Section 7581 of the Consolidated Statutes providing for the retention by the State of such lands as may be claimed for entry suitable for national or state forests or parks.

With favorable reports.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 272, a bill to be entitled An act to provide for and regulate the manufacture, transportation and sale of malt, brewed or fermented beverages and to repeal all laws in conflict with this act and to provide license, excise and sales taxes upon the business of dealing in such beverages.

With an unfavorable report as to bill, and first Committee Substitute, and with a favorable report as to second Committee Substitute.

And

H. B. 564, a bill to be entitled An act granting a new Charter for the town of Lake Lure, Rutherford County, North Carolina.

And

H. B. 574, a bill to be entitled An act granting new Charter to the town of Spindale, Rutherford County, North Carolina.

With favorable reports.

By Mr. Gardner, for the Committee on Insurance.

H. B. 607, a bill to be entitled An act to establish a State Board of Examiners of Electrical Contractors to prescribe their duties and for other purposes.

With a favorable report.

By Mr. Rouse, for the Committee on Courts and Judicial Districts.

S. B. 297, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes relating to terms of Court in Wilkes and Davie counties.

And

H. B. 599, a bill to be entitled An act to amend Section 3884 (a) of the Consolidated Statutes so as to change the authorized age for the retirement of Judges from seventy years to sixty-five years.

And

H. B. 675, a bill to be entitled An act to amend Chapter 216, Public Laws of 1923, relating to the General County Court of Bertie County.

And

H. B. 667, a bill to be entitled An act to amend and re-enact Section 1437 of the Consolidated Statutes, relating to the jurisdiction of the Superior Court.

With favorable reports.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 276, a bill to be entitled An act to amend Chapter 78 of the Public Laws of North Carolina, Session 1933, increasing the salaries of Solicitors of the Superior Courts.

H. B. 25, a bill to be entitled An act to amend Section 6027 of the Consolidated Statutes of North Carolina, relating to the registration of voters.

Committee Substitute for H. B. 283, a bill to be entitled An act to amend Section 2, Chapter 136 of the Public Laws of 1927.

H. B. 660, a bill to be entitled An act to define and license professional bondsmen in Mecklenburg County and the city of Charlotte.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Warren: H. B. 684, a bill to be entitled An act validating certain acts of the Chairman of the Board of County Commissioners of Caswell County.

Referred to the Committee on Finance.

And

H. B. 685, a bill to be entitled An act to authorize the Clerk of the Board of County Commissioners of Caswell County to administer oaths on accounts filed against said County.

Referred to the Committee on Finance.

And

H. B. 686, a bill to be entitled An act to amend Section 181 of the Public Laws of 1933 relating to refund of tax sales certificates applying only to Caswell County.

Referred to the Committee on Finance.

And

H. B. 687, a bill to be entitled An act to amend Chapter 516 of the Public-Local Laws of 1933 relating to Caswell County, relating to office of Register of Deeds.

Referred to the Committee on Finance.

And

H. B. 688, a bill to be entitled An act validating notes taken by Caswell County under Chapter 181 of the Public Laws of 1933.

Referred to the Committee on Finance.

And

H. B. 689, a bill to be entitled An act to authorize the Commissioners of Caswell County to levy a special tax for the support of the poor, the maintenance of county health work, and for running the courts of said county.

Referred to the Committee on Finance.

And

H. B. 690, a bill to be entitled An act to authorize and empower the Board of County Commissioners of Caswell County to publish a monthly statement of its disbursements.

Referred to the Committee on Finance.

And

H. B. 691, a bill to be entitled An act authorizing and empowering the Board of County Commissioners of Caswell County to purchase land for said County at tax foreclosure sales.

Referred to the Committee on Finance.

And

H. B. 692, a bill to be entitled An act relating to the listing of unlisted real property in Caswell County.

Referred to the Committee on Finance.

And

H. B. 693, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to the payment of damages done by dogs in Caswell County.

Referred to the Committee on Finance.

And

H. B. 694, a bill to be entitled An act setting up and establishing the methods, processes and proceedings by which a lien may be acquired upon real and personal property, and the same sold and the title thereon conveyed for failure to pay taxes for Caswell County.

Referred to the Committee on Finance.

By Mr. Tatem: H. B. 695, a bill to be entitled An act to authorize and empower the town of Columbia, North Carolina to purchase, own, hold and lease a certain tract of land within the corporate limits of the town of Columbia and to issue bonds of said town in payment therefor.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Paylor: H. B. 696, a bill to be entitled An act to amend Section 1508 of the Consolidated Statutes relating to constable or other lawful officer, fees for summoning jurors.

Referred to the Committee on Judiciary No. 1.

By Mr. Williams of Pasquotank: H. B. 697, a bill to be entitled An act to increase the number of meetings per month of the Board of County Commissioners of Pasquotank County.

Placed on the Calendar.

And

H. B. 698, a bill to be entitled An act to regulate salary of Register of Deeds of Pasquotank County.

Placed on the Calendar.

By Mr. Crabtree: H. B. 699, a bill to be entitled An act to make the office of solicitor of the Recorder's Court of Lee County elective.

Placed on the Calendar.

By Mr. Thomas of Harnett: H. B. 700, a bill to be entitled An act prohibiting shooting fireworks in Harnett County.

Placed on the Calendar.

By Mr. Cook: H. B. 701, a bill to be entitled An act relating to the supervision of the Alamance County jail.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment

By Mr. Hatcher:

H. B. 702, a bill to be entitled An act to amend Chapter 103, Private Laws of 1933, relating to terms of the Trustees of the Morganton Graded School.

On motion of Mr. Hatcher the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Thompson of Robeson: H. B. 703, a bill to be entitled An act to confer criminal jurisdiction upon certain terms of the Superior Court of Robeson County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Gorrell: H. B. 704, a bill to be entitled An act relating to advertisement and sale of land for taxes in Columbus County.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Tonissen, Ervin and Scholl: H. B. 705, a bill to be entitled An act to repeal Sections 5960, 5962, 5962(a), 5963, 5964, 5965, 5966, 5967, 5968, and 5968(a) of the Consolidated Statutes relating to absentee voting applying to Mecklenburg County.

Placed on the Calendar.

By Mr. Kendrick: H. B. 706, a bill to be entitled An act to amend Chapter 145, Public Laws of 1931, and Chapter 211, Public Laws of 1933, relating to the refund of gasoline taxes.

Referred to the Committee on Roads.

By Mr. Williams of Hyde: H. B. 707, a bill to be entitled An act prohibiting dredging or catching oysters during closed season.

Referred to the Committee on Commercial Fisheries.

And

H. B. 708, a bill to be entitled An act to repeal Chapter 73 of the Public-Local Laws of 1931 regulating the salary of the Clerk of the Superior Court and Register of Hyde County.

Placed on the Calendar.

And

H. B. 709, a bill to be entitled An act to repeal Chapter 127, Public-Local Laws of 1931, to require quarterly itemized statements of fiscal affairs by the Clerk of the Superior Court and the Register of Deeds of Hyde County.

Placed on the Calendar.

And

H. B. 710, a bill to be entitled An act to amend Chapter 336 of the Public Laws of 1931, so as to provide for the payment of fees for motor vehicle licenses for the first half of the year.

Referred to the Committee on Roads.

And

H. B. 711, a bill to be entitled An act to amend Section 220(r) of the Consolidated Statutes as amended, and to provide banking facilities in small communities now without such service.

Referred to the Committee on Banks and Banking.

By Mr. Kelly: H. B. 712, a bill to be entitled An act supplemental to An act entitled An act to extend the time for instituting foreclosure proceedings on certificates of sale for land sold for taxes for the year 1932 and being S. B. 238 and ratified March 8, 1935.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Howard: H. B. 713, a bill to be entitled An act to amend Chapter 122 of the Public Laws of 1925 relating to the State Department of Conservation and Development.

Placed on the Calendar.

By Messrs. Pickens, Cone and Hoyle: H. B. 714, a bill to be entitled An act authorizing the refunding of taxes erroneously or illegally collected by any county or municipality.

Referred to the Committee on Judiciary No. 2.

By Mr. McEachern: H. B. 715, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in Hoke County.

Placed on the Calendar.

And

H. B. 716, a bill to be entitled An act to extend the time for instituting foreclosure proceedings on certificates of sale for land sold for taxes in Hoke County.

Placed on the Calendar.

By Mr. Gray: H. B. 717, a bill to be entitled An act providing for the reestablishing of certain judgment dockets that have been stolen and removed from the office of the Clerk of the Superior Court of Clay County.

Referred to the Committee on Judiciary No. 2.

By Messrs. Vann and Morphew: H. B. 718, a bill to be entitled An act relating to the salary of the Commissioner of Public Utilities.

Referred to the Committee on Judiciary No. 1.

By Mr. Sprinkle: H. B. 719, a bill to be entitled An act to amend Section 198 of the Consolidated Statutes relating to the practice of law by Justices of the Peace in Madison County.

Referred to the Committee on Judiciary No. 2.

By Mr. Clegg: H. B. 720, a bill to be entitled An act to direct non-suit of tax foreclosure suits in Moore County, to provide for the collection of the delinquent taxes of Moore County, and to establish a way for the collection of all future taxes levied and assessed by Moore County.

Referred to the Committee on Judiciary No. 2.

By Mr. Sparger: H. B. 721, a bill to be entitled An act to authorize the town of Walnut Cove to accept bonds in payment of taxes, special assessments and other dues.

Placed on the Calendar.

By Mr. Bryson: H. B. 722, a bill to be entitled An act providing for certain special tax in Jackson County.'

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 125, a bill to be entitled An act to amend Chapter 46 of the Public Laws of 1927, relating to the location of State highways.

On motion of Mr. McCall the bill is placed on the Calendar.

SPECIAL MESSAGES

SENATE CHAMBER,
March 13, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 654, title, "to create the position of keeper of the common jail of Wilson County, to amend the laws in reference thereto, and to relieve the Sheriff from the duties imposed upon him as keeper of the jail of Wilson County," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate on motion of Mr. Barnes the vote by which the bill passed its second and third readings is reconsidered.

On motion of Mr. Barnes the bill is recommitted to the Committee on Judiciary No. 1.

SENATE CHAMBER,
March 13, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 456, title, "creating the office of tax collector for Wilson County and for other purposes," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate on motion of Mr. Barnes the vote by which the bill passed its second and third readings is reconsidered.

On motion of Mr. Barnes the bill is recommitted to the Committee on Judiciary No. 1.

SENATE CHAMBER,
March 13, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 653, "creating five districts in Wilson County for the selection of County Commissioners," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate, on motion of Mr. Barnes the vote by which the bill passed its second and third readings is reconsidered.

On motion of Mr. Barnes the bill is recommitted to the Committee on Judiciary No. 1.

SENATE CHAMBER,
Mr. Speaker: March 13, 1935.

Pursuant to your request we are returning herewith H. B. 587, title, "requiring the Solicitor of the Fifteenth Judicial District to make a Calendar for the criminal terms of the Superior Court of Cabarrus County, and regulating the practice in said Court," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate on motion of Mr. Palmer the vote by which the bill passed its second and third readings is reconsidered.

On motion of Mr. Palmer the bill is placed on the Calendar.

SENATE CHAMBER,
Mr. Speaker: March 13, 1935.

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Conferees Report on S. B. 96, title, "to amend Section 667 of the Consolidated Statutes relating to issuance of executions," to the end that your Body may order the bill enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk.

The House having heretofore adopted a similar report the bill is ordered enrolled.

SPECIAL ORDER

The hour for the special order having arrived the Speaker lays before the House for its consideration H. B. 409, a bill to be entitled An act to amend the absentee voting law so as to prevent the fraudulent use thereof.

A minority report having been filed with the bill the question now recurs upon the adoption of said report.

The Minority report fails of adoption the bill thereby going on the unfavorable Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 229, a bill to be entitled An act validating tax sales in Surry County and in incorporated towns within Surry County and for other purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 248, a bill to be entitled An act to amend Chapter 141 of Public-Local Laws of 1925 relating to the office of purchasing agent, tax supervisor and bookkeeper for Surry County.

Passes its second and third readings and is ordered enrolled.

S. B. 253, a bill to be entitled An act to permit the Board of County Commissioners of Union County to provide rules and regulations for the payment of taxes by installments.

Passes its second and third readings and is ordered enrolled.

S. B. 280, a bill to be entitled An act authorizing the governing authorities of the city of Asheville to make appropriation for use of the Rhododendron Festival in said City.

On motion of Mr. Sullivan the bill is laid on the table.

S. B. 281, a bill to be entitled An act authorizing the Board of County Commissioners of Buncombe County to make appropriation for use of the Rhododendron Festival in said County.

On motion of Mr. Sullivan the bill is laid on the table.

H. B. 644, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the city of Asheville, North Carolina, and to provide for the observance of certain holidays by the barber shops and the employees of barber shops in the city of Asheville, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 646, a bill to be entitled An act relating to the hours of work of the officials and employees of Buncombe County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 676, a bill to be entitled An act to regulate penalties and interest on delinquent taxes in the city of Durham and county of Durham.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 148, a bill to be entitled An act to create a lien upon recoveries in civil actions for personal injuries in favor of sums due for medical attention and/or hospitalization.

As amended, the bill passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 459, a bill to be entitled An act to increase the jurisdiction of General County Courts.

As amended, the bill passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 353, a bill to be entitled An act to amend paragraph 36 of Section 2787 of the Consolidated Statutes so as to grant to cities and towns the power to require the operators of for hire cars to furnish liability insurance or surety bonds.

As amended, the bill passes its second and third readings, and is ordered engrossed and sent to the Senate.

H. B. 462, a bill to be entitled An act to license dealers in scrap tobacco.

On motion of Mr. Spruill the bill is made a special order for Monday night, March 18.

H. B. 482, a bill to be entitled An act to validate sales under deeds of trust by building and loan associations.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 535, a bill to be entitled An act for the relief of treasurers of the several counties of the State.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 328, a bill to be entitled An act to make it mandatory on the part of the Board of Commissioners of Gaston County to assume in behalf of said County all of the debts and obligations of school districts within said County incurred in connection with the schools.

On motion of Mr. Kendrick, further consideration of the bill is postponed indefinitely.

H. B. 480, a bill to be entitled An act to amend Chapter 33, Public-Local Laws of 1933 providing for the election of the Judge of the Recorder's Court of Rutherford County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 634, a bill to be entitled An act to provide Deputy Sheriffs for Wake County and define the duties of said Deputies.

On motion of Mr. Douglass, the bill is recommitted to the Committee on Salaries and Fees.

H. B. 659, a bill to be entitled An act to authorize Stanly County through its Board of Commissioners to issue twenty thousand dollars in bonds for the purchase of lands for parks.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Andrews, Bailey, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryson, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

H. B. 665, a bill to be entitled An act to validate certain bonds of the town of Mount Olive and authorizing the issuance of refunding and funding bonds of said town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Andrews, Bailey, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryson, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, Mc-

Eachern, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

S. B. 228, a bill to be entitled An act to authorize and empower the Commissioners of the county of Surry to adjust, fund and refund the bonded indebtedness of Surry County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Messrs. Andrews, Bailey, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryson, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

On motion of Mr. McEachern, H. B. 280, a bill to be entitled An act to prohibit the sale and firing of fireworks within half mile of any church in Forsyth County, is taken from the Committee on Propositions and Grievances, and placed on the Calendar.

On motion of Mr. Bean, H. B. 671, a bill to be entitled An act to reduce the salary of the Sheriff of Pamlico County and to provide for a tax collector for said County, is taken from the Committee on Salaries and Fees and placed on the Calendar.

On motion of Mr. Bean, H. B. 682, a bill to be entitled An act relating to the salaries of the officers and County Commissioners of Pamlico County, is taken from the Committee on Salaries and Fees and placed on the Calendar.

On motion of Mr. Page, H. B. 201, a bill to be entitled An act to increase the number of County Commissioners of Bladen County from three to seven and to give the Board of County Commissioners additional powers, is ordered recalled from the Senate for further consideration by the House.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 21. An Act to amend Section 3366(i) of the Consolidated Statutes, relative to defective probate of instruments of writing.

S. B. 53. An Act to repeal Chapter 40 of the Public Laws of 1933, being An Act to amend Section 3893 of the Consolidated Statutes of North Carolina, relating to fees of witnesses.

S. B. 217. An Act fixing the fees to be collected by the Clerk of the Superior Court of Yadkin County.

S. B. 242. An Act to amend plan D of the Municipal Corporation Act of 1917, Chapter 56, Article XIX, Consolidated Statutes, to increase the number of council and elect the mayor by vote of the people in the city of Charlotte.

S. B. 250. An Act regulating the salaries of certain officers of Wake County, also providing for the designation of a chief clerk in the office of the Auditor of Wake County and fixing the salary of such chief clerk.

H. B. 449. An Act requiring the Register of Deeds of Jackson County to prepare the tax list and providing the compensation therefor.

H. B. 189. An Act to amend Chapter 568, Public Laws of 1933, relating to the incorporation and operation of cash depositories in the county of Haywood and in the town of Bailey in Nash County, and the town of Hobgood in Halifax County.

H. B. 234. An Act to amend Section 65(a) of Volume III of the Consolidated Statutes, relating to payment to clerk of sums not exceeding three hundred dollars due intestates, making the same apply to Union County.

H. B. 342, An Act to provide for special Judges in North Carolina.

H. B. 361. An Act to provide a deputy Sheriff for Graham County.

H. B. 488, An Act to abolish the position of County Treasurer for the county of Beaufort.

H. B. 489. An Act to create the office of tax collector for the county of Beaufort.

H. B. 494. An Act to authorize the Clerk of the Superior Court of Vance County to employ a deputy or assistant clerk.

H. B. 538. An Act to amend Chapter 198 of the Public-Local Laws of 1933, extending the time for beginning actions against A. J. Fagg, former Clerk of the Superior Court of Stokes County and his official bond.

H. B. 559. An Act to authorize the town of Morehead City to sell and convey certain properties without public auction.

On motion of Mr. Harris the House takes recess until eight o'clock tonight, at which time they will meet to discuss the Appropriations Bill.

NIGHT SESSION

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

In accordance with the motion under which the House recessed this afternoon, the Committee Substitute for H. B. 33, a bill to be entitled An act to make appropriations for the maintenance of the State's Departments, Bureaus, Institutions and Agencies and for other purposes, is taken up for consideration.

On motion of Mr. Cherry the House adjourns and will meet tomorrow at 12:00 o'clock, noon.

FIFTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, March 15, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Mr. H. A. Cox of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Morphew, Frank Dunnagun and Stover Dunnagun, Jr., sons of former Representative Stover P. Dunnagun of Rutherford County, are made honorary pages of the House.

On motion of Mr. Bailey, Leila Grady, daughter of Senator Paul Grady of Johnston County is made an honorary page of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Lumpkin, for the Committee on Banks and Banking.

H. B. 711, a bill to be entitled An act to amend Section 220 (r) Consolidated Statutes as amended, and to provide banking facilities in small communities now without such service.

With a favorable report.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

S. B. 270, a bill to be entitled An act to enable a guardian or other fiduciary to purchase real estate for his ward or estate in foreclosure sales of deeds of trust and mortgages held by the guardian or fiduciary.

And

H. B. 717, a bill to be entitled An act providing for the reëstablishing of certain judgment dockets that have been stolen and removed from the office of Clerk of the Superior Court of Clay County.

And

H. B. 669, a bill to be entitled An act to create a lien in favor of a co-tenant or joint owner paying special assessments against real property.

And

H. B. 714, a bill to be entitled An act authorizing the refunding of tax erroneously or illegally collected by any county or municipality.

And

H. B. 537, a bill to be entitled An act to fix the official bond for the Clerk of Superior Court of Avery County.

With favorable reports.

And

H. B. 586, a bill to be entitled An act to prohibit the use of indecent and profane language and misleading and false calls over telephones, and to protect telephone subscribers.

With a favorable report, as amended.

And

H. B. 450, a bill to be entitled An act to define and limit the jurisdiction of court sitting in equity in the issuance of injunctions regulating trial of persons for contempts, and for other purposes.

With an unfavorable report.

By Mr. Taylor, for the Committee on Commercial Fisheries.

H. B. 707, a bill to be entitled An act prohibiting dredging or catching oysters during closed season.

With a favorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 148, a bill to be entitled An act to create a lien upon recoveries in civil actions for personal injuries in favor of sums due for medical attention and/or hospitalization.

H. B. 353, a bill to be entitled An act to amend paragraph 36 of Section 2787 of the Consolidated Statutes, so as to grant to cities and towns the power to require the operators of for hire cars to furnish liability insurance or surety bonds.

H. B. 535, a bill to be entitled An act for the relief of treasurers of the several counties of the State.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. O'Berry: H. B. 723, a bill to be entitled An act to provide for the inspection of motor vehicles.

Referred to the Committee on Roads.

By Mr. Johnston: H. B. 724, a bill to be entitled An act to transfer and segregate the collection of all taxes now required by law to be collected by the Sheriff of Iredell County into the office of the County Manager and County Accountant of Iredell County.

Placed on the Calendar.

And

H. B. 725, a bill to be entitled An act to amend Chapter 293 of the Public-Local Laws of 1927, relating to collection of taxes in Iredell County.

Placed on the Calendar.

By Mr. Sink: H. B. 726, a bill to be entitled An act to amend Chapter 82 of the Public-Local Laws of 1933, relating to the Recorder's Court of Lexington.

On motion of Mr. Sink the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Sullivan and Craig: H. B. 727, a bill to be entitled An act for the relief of the taxpayers of Buncombe County.

On motion of Mr. Sullivan the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Day: H. B. 728, a bill to be entitled An act to amend Section 6088 of the Consolidated Statutes relating to the re-apportionment of the members of the House of Representatives of the General Assembly of North Carolina, as provided for in the Constitution of the State.

Referred to the Committee on Senatorial Districts.

By Mr. Craig: H. B. 729, a bill to be entitled An act relating to the reduction of paving, sewer and opening and widening assessments within the county of Buncombe and city of Asheville.

On motion of Mr. Craig the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bailey: H. B. 730, a bill to be entitled An act for certain tax relief in Haywood County.

Referred to the Committee on Finance.

By Messrs. Blount of Beaufort and Johnston: H. B. 731, a bill to be entitled An act to regulate the method of becoming a candidate for office on a citizen or independent ticket.

Referred to the Committee on Elections and Election Laws.

By Mr. Ragan, by request: H. B. 732, a bill to be entitled An act exempting F. H. Coble of Randolph County from paying a peddler's license.

Referred to the Committee on Finance.

By Mr. Dobson: H. B. 733, a bill to be entitled An act to transfer Mrs. Annie J. Norman, widow of a Confederate veteran of Surry County, from Class "B" to Class "A" on the Confederate pension roll.

Referred to the Committee on Pensions.

By Mr. Hyde: H. B. 734, a bill to be entitled An act to prohibit fishing in the waters of Shuler's Creek in Cherokee County, North Carolina.

Referred to the Committee on Commercial Fisheries.

By Messrs. Ervin and Blount of Beaufort: H. B. 735, a bill to be entitled An act to set up and establish liens of taxes, and the methods, processes, and proceedings for sales of real property for failure to pay taxes.

Referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 113, a bill to be entitled An act to amend the Consolidated Statutes of North Carolina with reference to the establishment and maintenance of a free employment service.

For concurrence in the Senate amendment.

On motion of Mr. Cone the House concurs in the Senate amendment, and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 32, a bill to be entitled An act to raise revenue.

On motion of Mr. Williams of Hyde the bill is set as a special order for Monday, March 18.

Second Committee Substitute for H. B. 272, a bill to be entitled An act to provide for and to regulate the manufacture, transportation and sale of malt, brewed and fermented beverages and to repeal all laws in conflict with this act and to provide for license, excise and sales taxes upon the business of dealing in such beverages.

The question recurs upon the adoption of the Second Committee Substitute.

The Second Committee Substitute is adopted.

The question recurs upon the passage of the Second Substitute Bill on its second reading.

Upon this question Mr. Ervin calls for the "ayes" and "noes." The call is sustained and the Second Substitute Bill passes its second reading by the following vote:

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Barker, Barnes, Bean, Blount of Beaufort, Bowie, Bryant, Cherry, Clegg, Cone, Cook, Cooper, Craig, Cross, Davis, Day, Dobson, Dowtin, Eagles, Falkner, Fenner, Garrell, Hobbs, Horton, Howard, Hoyle, Johnston, Lindsey, Lumpkin, Morphew, McCall, McEachern, McQueen, O'Berry, Palmer, Paylor, Rasberry, Rouse, Royster, Sparger, Spruill, Stone, Sullivan, Taylor, Thomas of Anson, Thomas of Harnett, Tonissen, Uzzell, Ward, Warden, White, Woodall, Zickler—55.

Those voting in the negative are: Messrs. Bailey, Barbee, Blount of Pitt, Bryson, Carr, Cloud, Crabtree, Douglass, Funderburk, Gibson, Gray, Head, Henry, Hutchins, Hyde, Jonas, Jones, Kendrick, Klutz, Lee, Mitchell, McDonald, Norwood, Peterson, Pickens, Ragan, Ray, Sentelle, Sink, Sprinkle, Thompson of Robeson, Thompson of Wake, Thorne, Williams of Hyde—34.

The following pairs are announced:

Mr. Bowers with Mr. Brown. Were Mr. Brown present he would vote "aye." Mr. Bowers would vote "no."

Mr. Dees with Mr. Wade. Were Mr. Wade present he would vote "aye," Mr. Dees would vote "no."

Mr. Ervin with Mr. Williams of Pasquotank. Were Mr. Williams present he would vote "aye." Mr. Ervin would vote "no."

Mr. Gardner with Mr. Sherard. Were Mr. Sherard present he would vote "aye." Mr. Gardner would vote "no."

Mr. Meekins with Mr. Garrett. Were Mr. Garrett present he would vote "aye." Mr. Meekins would vote "no."

Mr. Stevens with Mr. Wilson. Were Mr. Wilson present he would vote "no." Mr. Stevens would vote "aye."

Mr. Vann with Mr. Tatem. Were Mr. Tatem present he would vote "aye." Mr. Vann would vote "no."

Mr. Leggett votes "present."

The question now recurs upon the passage of the Second Substitute Bill on its third reading.

The Second Substitute Bill passes its third reading and is sent to the Senate without engrossment.

The original bill and First Committee Substitute are laid on the table.

H. B. 564, a bill to be entitled An act granting new Charter for the town of Lake Lure, Rutherford County, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Barker, Blount of Beaufort, Blount of Pitt, Bowie, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Crabtree, Craig, Cross, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Rouse, Scholl, Sentelle, Sink, Sprinkle, Spruill, Stevens, Stone, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—85.

Those voting in the negative are: None.

H. B. 574, a bill to be entitled An act granting new Charter to the town of Spindale, Rutherford County, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Aispaugh, Andrews, Bailey, Barbee, Barker, Blount of Beaufort, Blount of Pitt, Bowie, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Crabtree, Craig, Cross, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Rouse, Scholl, Sentelle, Sink, Sprinkle, Spruill, Stevens, Stone, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—85.

Those voting in the negative are: None.

H. B. 722, a bill to be entitled An act providing for certain special tax in Jackson County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Barker, Blount of Beaufort, Blount of Pitt, Bowie, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Crabtree, Craig, Cross, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Rouse, Scholl, Sentelle, Sink, Sprinkle, Spruill, Stevens, Stone, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—85.

Those voting in the negative are: None.

H. B. 649, a bill to be entitled An act to amend Chapter 387, Private Laws of Session 1911, relating to the corporate limits of the town of Murphy in Cherokee County.

On motion of Mr. Hyde the bill is recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Rouse, H. B. 44, a bill to be entitled An act to amend Section 3 of Chapter 226 of the Public-Local Laws of 1913, extra Session, relating to Recorder's Court of Currituck County, is taken from the Committee on Courts and Judicial Districts and placed on the Calendar.

On motion of Mr. Rouse, further consideration of the bill is postponed indefinitely.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 566. An Act to provide for registration of pistols and similar firearms by owners thereof in Durham County.

S. B. 29. An Act to provide a close season for hunting foxes in Montgomery County.

S. B. 96. An Act to amend Section 667 of the Consolidated Statutes relative to the issuance of execution.

S. B. 228. An Act to authorize and empower the commissioners of the county of Surry to adjust, fund and refund the bonded indebtedness of Surry County.

S. B. 229. An Act validating tax sales in Surry County and in incorporated towns within Surry County, and for other purposes.

S. B. 253. An Act to permit the Board of County Commissioners of Union County to provide rules and regulations for the payment of taxes by installments.

S. B. 248. An Act to amend Chapter 141 of Public-Local Laws of 1925 relating to the office of purchasing agent, tax supervisor, and bookkeeper for Surry County.

On motion of Mr. Bowie the House takes a recess until 3:15 o'clock.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
FRIDAY, March 15, 1935.

Pursuant to its recess, the House meets and resumes consideration of its business, with Mr. Speaker Johnson presiding.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H B. 501, a bill to be entitled An act to amend Section 6134 and Section 6136 of the Consolidated Statutes of 1919 as amended to provide for the extension of forest fire control.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 600, a bill to be entitled An act to amend Chapter 144, Public Laws of 1933, the same being An act to authorize the payment to various counties and amounts due them from the tax reduction fund.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 372, a bill to be entitled An act to afford the relief of perpetuation of testimony.

An amendment offered by Mr. Bowie is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 382, a bill to be entitled An act to authorize the transfer of school district sinking funds to county treasurers.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 403, a bill to be entitled An act to fix the salaries of certain elective State officials.

A Committee amendment is adopted.

As amended, the bill remains on the Calendar.

H. B. 607, a bill to be entitled An act to establish a State Board of Examiners of electrical contractors to prescribe their duties and for other purposes.

On motion of Mr. Hobbs the bill is laid on the table.

On motion of Mr. Bowie the House adjourns and will meet tomorrow at ten o'clock, a.m.

FIFTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, March 16, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend B. J. Howard, Representative from Orange County.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Bailey: H. B. 736, a bill to be entitled An act to create a board of municipal elections for the town of Canton.

Placed on the Calendar.

And

H. B. 737, a bill to be entitled An act to amend the Charter of the town of Canton, Haywood County, by repealing Section 17, thereof, the same being Section 17, Chapter 90, Private Laws of 1907.

Placed on the Calendar.

By Mr. Bowers: H. B. 738, a bill to be entitled An act to repeal Chapter 187 of the Public Laws of 1931, relating to Avery County.

Referred to the Committee on Judiciary No. 2.

By Mr. Barbee: H. B. 739, a bill to be entitled An act to abolish the September and December terms of Court in Northampton County.

Placed on the Calendar.

By Mr. McQueen: H. B. 740, a bill to be entitled An act to regulate certain fees of the Recorder's Court of Cumberland County in criminal cases.

Placed on the Calendar.

And

H. B. 741, a bill to be entitled An act to repeal Section 7, Chapter 116, Public Laws of 1919 (Section 1681 of the Consolidated Statutes), relating to the application of direct tax in Cumberland County.

Placed on the Calendar.

And

H. B. 742, a bill to be entitled An act to amend Chapter 316 of the Public Laws of 1909, relating to the payment of costs in connection with the Sinking Fund Commission of Cumberland County.

Placed on the Calendar.

And

H. B. 743, a bill to be entitled An act authorizing the Board of County Commissioners of Cumberland County to designate an assistant to the Solicitor of the Superior Court in Cumberland County.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 246, a bill to be entitled An act to amend Section 6124 of the Consolidated Statutes of 1919 to provide for State management of Federally acquired submarginal lands.

Referred to the Committee on Conservation and Development.

S. B. 255, a bill to be entitled An act to amend the State Highway Law with respect to light traffic roads.

Referred to the Committee on Roads.

S. B. 286, a bill to be entitled An act to amend Section 6054 of Volume III of the Consolidated Statutes exempting Montgomery County from the operation of the State wide primary law as to county officers.

Referred to the Committee on Elections and Election Laws.

S. B. 306, a bill to be entitled An act to provide a primary for the nomination of officers for the town of Rutherfordton.

Referred to the Committee on Elections and Election Laws.

S. B. 57, a bill to be entitled An act to exempt McDowell County from the Absentee Voters Law in the primaries and general elections in said County.

Referred to the Committee on Elections and Election Laws.

S. B. 199, a bill to be entitled An act to amend the Charter of the town of Whitakers, Public-Local Laws of 1911, Chapter 162.

Referred to the Committee on Judiciary No. 1.

S. B. 214, a bill to be entitled An act to create and establish the Kannapolis Administrative Unit and providing for the administration and control thereof.

Referred to the Committee on Education.

S. B. 239, a bill to be entitled An act to provide for primary municipal elections in the town of Asheboro.

Referred to the Committee on Elections and Election Laws.

S. R. 317, joint resolution to pay expenses of the Senate and House Committee visiting the State Hospital at Morganton, North Carolina.

Placed on the Calendar.

H. B. 159, a bill to be entitled An act to amend Chapter 422, Public Laws of 1933, relative to open season on certain game in Swain, Macon, Jackson, Clay, Cherokee, Graham, Buncombe, Haywood, Henderson, and Transylvania counties.

For concurrence in the Senate amendment.

On motion of Mr. Gray the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 293, a bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as the Workmen's Compensation Act, and to provide for securing the payment of compensation in certain cases of occupational disease.

Placed on the Calendar for concurrence in the Senate amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 721, a bill to be entitled An act to authorize the town of Walnut Cove and to accept certain bonds in payment of taxes, special assessments and other dues.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 724, a bill to be entitled An act to transfer and segregate the collection of all taxes now required by law to be collected by the Sheriff of Iredell County into the office of the County Manager and County Accountants of Iredell County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 725, a bill to be entitled An act to amend Chapter 293 of the Public-Local Laws, 1927, relating to collection of taxes in Iredell County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 715, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in Hoke County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 716, a bill to be entitled An act to extend the time for instituting foreclosure proceedings on certificates of sale for land sold for taxes in Hoke County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 717, a bill to be entitled An act providing for the reëstablishing of certain judgment dockets that have been stolen and removed from the office of the Clerk of the Superior Court of Clay County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 700, a bill to be entitled An act to prohibit shooting of fireworks in Harnett County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 708, a bill to be entitled An act to repeal Chapter 73, Public-Local Laws of 1931, regulating the salary of the Clerk of the Superior Court and Register of Hyde County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 709, a bill to be entitled An act to repeal Chapter 127, Public-Local Laws of 1931, to require quarterly itemized statements of fiscal affairs by the Clerk of the Superior Court and the Register of Deeds of Hyde County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 697, a bill to be entitled An act to increase the number of meetings per month of the Board of County Commissioners of Pasquotank County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 698, a bill to be entitled An act to regulate salary of Register of Deeds of Pasquotank County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 699, a bill to be entitled An act to make the office of solicitor of the Recorder's Court of Lee County elective.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 671, a bill to be entitled An act to reduce the salary of the Sheriff of Pamlico County and to provide for a tax collector for said County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 675, a bill to be entitled An act to amend Chapter 216, Public Laws of 1923, relating to the general County Court of Bertie County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 682, a bill to be entitled An act relating to the salaries of the officers and County Commissioners of Pamlico County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 645, a bill to be entitled An act to amend Chapter 189 of the Public-Local Laws of 1933, pertaining to the Board of Financial Control of Buncombe County and the city of Asheville.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 651, a bill to be entitled An act to amend Chapter 409, Public-Local Laws, Regular Session 1933, entitled "An Act to provide for the redemption of property sold for taxes in Yancey County or in any municipality therein."

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 670, a bill to be entitled An act to validate the sales of land for taxes in Pamlico County and certificates issued in pursuance thereof.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 549, a bill to be entitled An act to provide for the election of trustees for the Newton-Conover City Administrative School Unit.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 627, a bill to be entitled An act relating to payment of certain taxes and assessments with bonds in municipalities in Haywood County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 631, a bill to be entitled An act authorizing the officers of the town of Lake Lure to buy in and retire certain outstanding bonds of the town of Lake Lure.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 246, a bill to be entitled An act to amend Chapter 559, Public Laws of 1933, remitting tax penalties in Catawba County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 280, a bill to be entitled An act to prohibit the sale and firing of fireworks within half mile of any church in Forsyth County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 537, a bill to be entitled An act to fix the official bond for the Clerk of the Superior Court of Avery County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

On motion of Mr. Barbee, H. B. 68, a bill to be entitled An act to repeal Chapter 218, Public-Local Laws of 1933, relating to the setting of steel traps in Northampton County, is taken from the Committee on Game and placed on the Calendar.

On motion of Mr. Bailey, H. B. 730, a bill to be entitled An act for certain tax relief in Haywood County, is taken from the Committee on Finance and recommitted to the Committee on Judiciary No. 2.

On motion of Mr. Sullivan, H. B. 729, a bill to be entitled An act relating to the reduction of paving, sewer and opening and widening assessments within the county of Buncombe and city of Asheville, is ordered recalled from the Senate for further consideration by the House.

Having been recalled from the Senate, on motion of Mr. Sullivan the vote by which the bill passed its second and third readings is reconsidered and the bill is placed on the Calendar.

On motion of Mr. Sullivan the bill is recommitted to the Committee on Judiciary No. 2.

On motion of Dr. Douglass, the House adjourns and will meet Monday at twelve o'clock, noon.

FIFTY-NINTH DAY

HOUSE OF REPRESENTATIVES,
MONDAY, March 18, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend E. C. Few of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 576, a bill to be entitled An act to amend Chapter 380 of the Private Laws of North Carolina, Session of 1915, as amended, changing the corporate limits and certain ward lines of the town of Sanford.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Cherry: H. B. 744, a bill to be entitled An act to cure certain defective acknowledgments taken by notaries public.

Referred to the Committee on Judiciary No. 1.

By Mr. Bowie: H. B. 745, a bill to be entitled An act to punish falsehood and protect character.

Referred to the Committee on Judiciary No. 1.

By Mr. Harris: H. B. 746, a bill to be entitled An act to amend Chapter 111 of the Public Laws of 1933 relating to the salary of the Commissioner of Paroles.

Referred to the Committee on Salaries and Fees.

By Dr. Douglass: H. B. 747, a bill to be entitled An act to amend Sections 5960 to 5968, inclusive, of the Consolidated Statutes exempting Wake County from the absentee voters law.

Referred to the Committee on Elections and Election Laws.

By Mr. Sullivan: H. B. 748, a bill to be entitled An act for the relief of Biltmore College.

Referred to the Committee on Judiciary No. 2.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 324, a bill to be entitled An act to authorize the County Commissioners of Alleghany County in their discretion to fix the Sheriff's salary.

Referred to the Committee on Salaries and Fees.

Senate Substitute for H. B. 297, a bill to be entitled An act to aid the collection of back taxes in the city of Hendersonville.

For adoption of the Senate Substitute.

On motion of Mr. Sherard the Senate Substitute is adopted.

Passes its second and third readings and is ordered enrolled.

The original House Bill is laid on the table.

SPECIAL MESSAGE

SENATE CHAMBER,
March 15, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 201, title, "To increase the number of County Commissioners of Bladen County from three to seven and to give the Board of County Commissioners additional powers," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate, on motion of Mr. Page, the vote by which the bill passed its second and third readings is reconsidered.

On motion of Mr. Page the bill is recommitted to the Committee on Counties, Cities and Towns.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 297, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes relating to terms of Court in Wilkes and Davie counties.

Passes its second and third readings and is ordered enrolled.

H. B. 741, a bill to be entitled An act to repeal Section 7, Chapter 116, Public Laws of 1919 (Section 1681 of the Consolidated Statutes), relating to the application of direct tax in Cumberland County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 742, a bill to be entitled An act to amend Chapter 316 of the Public Laws of 1909, relating to the payment of the costs in connection with the Sinking Fund Commission of Cumberland County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 743, a bill to be entitled An act authorizing the Board of County Commissioners of Cumberland County to designate an assistant to the solicitor of the Superior Court in Cumberland County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 68, a bill to be entitled An act to repeal Chapter 218, Public-Local Laws of 1933, relating to the setting of steel traps in Northampton County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 739, a bill to be entitled An act to abolish the September and December terms of Courts in Northampton County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 740, a bill to be entitled An act to regulate certain fees of the Recorder's Court of Cumberland County in criminal cases.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 192, a bill to be entitled An act to authorize and permit building and loan associations, incorporated, under the laws of this State and convert into Federal savings and loan associations and to prescribe the procedure therefor.

Passes its second and third readings and is ordered enrolled.

H. B. 564, a bill to be entitled An act granting new Charter for the town of Lake Lure, Rutherford County, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Bean, Blount of Pitt, Bowers, Bowie, Bryant, Bryson, Cherry, Cloud, Crabtree, Davis, Douglass, Eagles, Ervin, Falkner, Fenner, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Lindsey, Meekins, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, Page, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stevens, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, Williams of Hyde, Woodall—72.

Those voting in the negative are: None.

H. B. 574, a bill to be entitled An act granting a new Charter to the town of Spindale, Rutherford County, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Bean, Blount of Pitt, Bowers, Bowie, Bryant, Bryson, Cherry, Cloud, Crabtree, Davis, Douglass, Eagles, Ervin, Falkner, Fenner, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Lindsey, Meekins, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, Page, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stevens, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, Williams of Hyde, Woodall—72.

Those voting in the negative are: None.

H. B. 722, a bill to be entitled An act providing for certain special tax in Jackson County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Bean, Blount of Pitt, Bowers, Bowie, Bryant, Bryson, Cherry, Cloud, Crabtree, Davis, Douglass, Eagles, Ervin, Falkner, Fenner,

Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Lindsey, Meekins, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, Page, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stevens, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, Williams of Hyde, Woodall—72.

Those voting in the negative are: None.

H. B. 639, a bill to be entitled An act to amend Chapter 405 of the Public-Local Laws of 1933 relating to certain special taxes in Graham and other counties.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Bean, Blount of Pitt, Bowers, Bowie, Bryant, Bryson, Cherry, Cloud, Crabtree, Davis, Douglass, Eagles, Ervin, Falkner, Fenner, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Lindsey, Meekins, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, Page, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stevens, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, Williams of Hyde, Woodall—72.

Those voting in the negative are: None.

SPECIAL ORDER

The hour for the first special order having arrived, the Speaker lays before the House for its consideration H. B. 462, a bill to be entitled An act to license dealers in scrap tobacco.

The question now recurs upon the passage of the bill on its second reading.

On motion of Mr. Spruill the bill is recommitted to the Committee on Agriculture.

SPECIAL ORDER

The hour for the second special order having arrived, the Speaker lays before the House for its consideration H. B. 32, a bill to be entitled An act to raise revenue.

There being a Substitute accompanying the original bill, the question now recurs upon the adoption of said Substitute.

The Committee Substitute is adopted.

On motion of Mr. Cherry the House goes into the Committee of the Whole, for the purpose of considering the Substitute, section by section, Mr. Harris presiding, he having been appointed Chairman by the Speaker as provided by House Rule No. 44.

After consideration by the Committee, on motion of Mr. Cherry the Committee of the Whole rises and the House is called to order by Mr. McEachern, who is designated as Speaker Pro Tempore in the absence of Mr. Speaker Johnson.

Mr. Harris makes the following report for the Committee:

Mr. Speaker:

Your Committee having under consideration H. B. 32, the same being a Substitute, heretofore adopted, a bill to be entitled An act to raise revenue, reports progress as follows:

The Committee recommends the adoption of the following Sections, to wit:

In Article 1: Sections 1 to 21 inclusive; 21 1/2 to 28 inclusive, and Article 1 as a whole.

In Article 2: Sections 100 to 104 inclusive; 105 to 111 inclusive; 112 as amended.

Respectfully submitted,

MR. HARRIS, *Chairman.*

On motion of Mr. Harris, the report is adopted, and the Substitute remains on the Calendar for its further consideration.

On motion of Mr. Page, S. B. 289, a bill to be entitled An act supplemental to an act, entitled "An Act authorizing the city of Southport and the county of Brunswick to establish a Port Commission for the said City and County, to prescribe the duties of the said Commission and to authorize the said City and County to coöperate with the said Commission in carrying out the purposes and intentions of this act, and being S. B. 5, ratified February 8, 1935, is taken from the Committee on Counties, Cities and Towns and placed on the Calendar.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 301. An Act to amend Chapter 239, Public-Local Laws of the Session of 1933 relating to tax commission for Cherokee County.

H. B. 185. An Act to repeal the provisions of Section 21, Chapter 4, Public Laws of 1921, Section 1, Chapter 121, Public Laws of 1925, establishing an additional liability upon stockholders in banking institutions, and to amend Chapter 159, Public Laws of 1933, providing the establishment of a surplus in lieu thereof.

H. B. 336. An Act to repeal Chapter 611 and 656, Public-Local Laws of 1927; Chapters 35 and 235, Public-Local Laws of 1929; Chapter 217, Public-Local Laws of 1931; and Chapter 534, Public-Local Laws of 1933, relating to shooting migratory water fowls in Hyde County.

H. B. 384. An Act to repeal Chapter 573 of the Public-Local Laws of 1925, relating to the game commission of Cabarrus County, and the disposition of certain funds in the treasury of said commission, and bringing Cabarrus County under the provisions of the State-wide Game Law.

H. B. 395. An Act to amend Chapter 647 of the Public-Local Laws of 1911, relating to the Recorder's Court of Thomasville.

H. B. 421. An Act to amend Chapter 37, Private Laws Session 1909, to provide for primary elections for the city of Lenoir.

H. B. 467. An Act to provide for holding of a primary for nomination and election of officials of the town of Cary, Wake County, and providing for a new registration in said Town.

H. B. 533. An Act to validate sales of real estate for taxes in Pitt County and municipalities therein, and to fix the date for advertising and selling real estate for taxes.

H. B. 568. An Act relating to migratory water fowl hunting in Dare County placing the same under the control of the Department of Conservation and Development.

H. B. 571. An Act to amend Chapter 395 Public-Local Laws of North Carolina of 1933 so as to add Solicitor's fees to the cost bills in certain criminal actions tried in the General County Court of Wilson County, to authorize the Judge of said Court to exercise his discretion in remitting said fees in cases of convictions for violating town ordinances, to provide for the payment of certain items in the bills of cost, into the general county fund of Wilson County, and to further authorize the Judge of said County Court to have the assistance of a jury in certain criminal cases when in his opinion the ends of justice will be better met thereby.

H. B. 578. An Act to repeal Chapter 526 Public-Local Laws of 1923 relative to payment of insolvent court cost in Cumberland County.

H. B. 583. An Act to amend Chapter 124 of the Private Laws of North Carolina, Session 1901 relating to the Charter of the town of Laurinburg.

H. B. 584. An Act to amend Section 1443 of Volume III of the Consolidated Statutes as amended by Chapter 250, Public Laws 1933, relating to terms of Court for Alexander County.

H. B. 588. An Act to create and establish a Bureau of Identification for the county of New Hanover.

H. B. 589. An Act to validate sales of real estate for taxes in Pitt County Drainage District Number 1 and Pitt County Drainage District Number 2, and to fix the date for advertising and selling real estate for taxes.

H. B. 590. An Act to amend Section 1443 of Volume III of the Consolidated Statutes relating to terms of Court for Hertford County.

H. B. 593. An Act to amend Chapter 352 of the Private Laws of 1913, relative to the Charter of the city of Hendersonville.

H. B. 614. An Act authorizing the town of Roxboro to convey certain real estate.

H. B. 620. An Act to amend Chapter 221, Public Laws of 1927, relating to time for bringing action to foreclose certificates of sale of land for taxes in Northampton County.

H. B. 621. An Act to repeal Chapter 103 of Public-Local Laws of 1931, relative to exclusive stock law in Jackson County.

H. B. 635. An Act to amend Chapter 22 Private Laws of 1924 relating to appointment of a boxing commission for the city of Greensboro.

H. B. 636. An Act to amend Chapter 37 of the Private Laws of 1923, being the Charter of the city of Greensboro.

H. B. 661. An Act to amend the Charter of the city of Charlotte, to provide for the dedication of water and sewer lines in the city of Charlotte, and to empower the governing body of the city of Charlotte to appoint special peace officers.

H. B. 662. An Act to amend Senate Bill 181 of the 1935 Session of the General Assembly of North Carolina, the same being An Act to provide for

the establishment of a civil service board for the rural police system of Mecklenburg County, to correct a typographical error which appears therein.

H. B. 678. An Act relative to the salaries of officers of Nash County.

H. B. 702. An Act to amend Chapter 103 Private Laws of 1933 relating to terms of the trustees of the Morganton Graded School.

On motion of Mr. Cherry the House takes a recess until three-fifteen o'clock, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
MONDAY, March 18, 1935.

The House meets pursuant to its recess and resumes consideration of its business, with Mr. Speaker Pro Tempore McEachern presiding.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

On motion of Mr. Cherry, the House goes into Committee of the Whole for the purpose of considering the Substitute heretofore adopted, Mr. Harris presiding.

After consideration by the Committee of the Whole, on motion of Mr. Cherry, the Committee rises and the House is called to order by Mr. Bryant, who is designated Speaker Pro Tempore in the absence of Mr. Speaker Johnson.

Mr. Harris makes the following report for the Committee:

Mr. Speaker:

Your Committee having under consideration H. B. 32, the same being a Substitute, heretofore adopted, a bill to be entitled An act to raise revenue, reports progress as follows:

In Article 2, consideration of which not having been completed at its last sitting, the Committee recommends the adoption of the following Sections, to wit: Sections 113 to 120 inclusive; Section 121, as amended; Sections 122 to 125 inclusive; Section 126, as amended; Section 126 1/2.

Respectfully,

MR. HARRIS, *Chairman.*

On motion of Mr. Harris, the report is adopted, and the Substitute remains on the Calendar for its further consideration.

On motion of Mr. Jonas the House adjourns in honor of the ninety-eighth anniversary of the birthday of Grover Cleveland, and will meet tomorrow at eleven-thirty, a.m.

SIXTIETH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, March 19, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Clarence Norman of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 201, a bill to be entitled An act to increase the number of County Commissioners of Bladen County from three to seven, and to give the Board of County Commissioners additional powers.

With an unfavorable report.

And

H. B. 695, a bill to be entitled An act to authorize and empower the town of Columbia, North Carolina, to purchase, own, hold, and lease a certain tract of land within the corporate limits of the town of Columbia, and to issue bonds of said Town in payment therefor.

And

H. B. 704, a bill to be entitled An act relating to advertisements and sale of land for taxes in Columbus County.

With favorable reports.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 744, a bill to be entitled An act to cure certain defective acknowledgments taken by notaries public.

And

H. B. 456, a bill to be entitled An act creating the office of tax collector for Wilson County and for other purposes.

And

H. B. 653, a bill to be entitled An act creating five districts in Wilson County for election of County Commissioners.

And

H. B. 654, a bill to be entitled An act to create the position of keeper of the common jail of Wilson County, to amend the laws in reference thereto and to relieve the Sheriff from the duties imposed upon him as keeper of the jail of Wilson County.

With favorable reports.

And

S. B. 199, a bill to be entitled An act to amend the Charter of the town of Whitakers, Public-Local Laws of 1911, Chapter 162.

With a favorable report.

On motion of Mr. Fenner the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

And

S. B. 237, a bill to be entitled An act relating to fees of Justice of the Peace of Pitt County.

With a favorable report.

On motion of Mr. Paylor the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

By Mr. Bean, for the Committee on Salaries and Fees.

H. B. 634, a bill to be entitled An act to provide deputy sheriffs for Wake County and define the duties of said deputies.

With a favorable report.

ENGROSSED BILLS

Mr. Palmer, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 372, a bill to be entitled An act to afford the relief of perpetuation of testimony.

H. B. 549, a bill to be entitled An act to provide for the election of trustees for the Newton-Conover City Administration School Unit.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Gardner: H. B. 749, a bill to be entitled An act to provide for a calendar for the trial of criminal cases in the Superior Court of Cleveland County.

On motion of Mr. Gardner the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bowie: H. B. 750, a bill to be entitled An act to incorporate the Walnut Hill Cemetery in Ashe County.

Referred to the Committee on Judiciary No. 1.

By Mr. Barbee: H. B. 751, a bill to be entitled An act to amend H. B. 39 of the Private Laws of 1919, relative to the town of Severn, Northampton County.

Placed on the Calendar.

By Messrs. Barker and Pickens: H. B. 752, a bill to be entitled An act to amend Chapter 58 of the Consolidated Statutes of North Carolina concerning the liability of parties to negotiable instruments.

Referred to the Committee on Judiciary No. 2.

And

H. B. 753, a bill to be entitled An act to amend Sections 3015 and 3031 of the Consolidated Statutes relating to the indorsements of negotiable instruments.

Referred to the Committee on Judiciary No. 2.

By Messrs. Barker, Pickens, and Ward: H. B. 754, a bill to be entitled An act to amend Chapter 124, Public Laws of 1931, known as the Uniform Criminal Extradition Act.

Referred to the Committee on Judiciary No. 2.

By Mr. Pickens: H. B. 755, a bill to be entitled An act relative to the High Point Municipal Park in Jamestown Township.

On motion of Mr. Pickens the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Woodall: H. B. 756, a bill to be entitled An act to authorize the Board of Commissioners of the town of Selma, after notice and public hearing, to relieve church properties of special assessments.

Referred to the Committee on Finance.

By Messrs. Woodall and Lee: H. B. 757, a bill to be entitled An act to increase the pay of jurors in Johnston County from two dollars a day to two dollars and fifty cents a day.

Referred to the Committee on Salaries and Fees.

By Mr. Jones: H. B. 758, a bill to be entitled An act to amend H. B. 318 entitled "An Act to ratify the postponement of sales of land for taxes, to authorize the issuing of alias summons, to perfect foreclosure proceedings and publication of pending suits, and the adjustment and payment of delinquent taxes in Swain County and the town of Bryson City," ratified March 1, 1935.

Placed on the Calendar.

By Messrs. Lindsey and Stone: H. B. 759, a bill to be entitled An act to amend Chapter 547 of Public-Local Laws of 1925, relating to the Board of Health of Leaksville Township, North Carolina, and the better supervision of same.

On motion of Mr. Lindsey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Page: H. B. 760, a bill to be entitled An act to provide for the appointment of a tax collector in Bladen County.

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Brock: H. B. 761, a bill to be entitled An act to give the County Commissioners of Davie County power to pay the actual expenses of C. V. Miller of Davie County incurred as the result of having his skull cracked while on duty.

Referred to the Committee on Judiciary No. 2.

By Mr. Vann: H. B. 762, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof and to validate foreclosure proceedings instituted upon certificates of sale and to authorize extension of foreclosure proceedings.

Referred to the Committee on Judiciary No. 1.

By Mr. McQueen: H. B. 763, a bill to be entitled An act to amend Section 7064 of the Consolidated Statutes of North Carolina, relative to the Board of Health of Cumberland County.

On motion of Mr. McQueen the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams of Hyde: H. B. 764, a bill to be entitled An act regulating the duties of the Clerk of Superior Court of Hyde County.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Palmer, by request: H. B. 765, a bill to be entitled An act to amend Chapter 504 of the Public Laws of 1933, relative to drainage assessments.

Referred to the Committee on Finance.

By Mr. Sprinkle: H. B. 766, a bill to be entitled An act to amend Chapter 399, Public-Local Laws, 115, and Chapter 293, Public-Local Laws, 1917, relating to the public funds of Madison County and to provide for adequate security for their deposits.

Placed on the Calendar.

By Mr. Hyde: H. B. 767, a bill to be entitled An act to validate tax sale certificates and foreclosure suits of tax sale certificates in Cherokee County, and to provide for the collection of taxes and foreclosure of tax sale certificates in said County.

Referred to the Committee on Judiciary No. 1.

By Mr. McEachern: H. B. 768, a bill to be entitled An act authorizing the Commissioners of Hoke County and the governing authorities of municipalities therein to extend the time of sale for delinquent taxes to the first Monday in December of each year.

Placed on the Calendar.

By Mr. Lumpkin: H. B. 769, a bill to be entitled An act to amend Section 6700, 6701, and to repeal Section 6704 of the Consolidated Statutes of North Carolina relating to osteopathy.

Referred to the Committee on Health.

By Messrs. Paylor and Tatem: H. B. 770, a bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927 and acts amendatory thereof relating to traffic laws, so as to make this law conform more nearly with the Uniform Traffic Code.

Referred to the Committee on Roads.

By Mr. Page: H. B. 771, a bill to be entitled An act to provide for the election of the County Auditor of Bladen County.

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Garrell: H. B. 772, a bill to be entitled An act increasing the membership of the Board of Commissioners of Columbus County from three to five members.

Placed on the Calendar.

And

H. B. 773, a bill to be entitled An act creating five districts in Columbus County for the nomination and election of the County Commissioners of said County.

Placed on the Calendar.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration H. R. 544, a joint resolution ratifying a proposed amendment to the Constitution of the United States of America.

There being a minority report filed with the bill, the question now recurs upon the adoption of said report.

The minority report fails of adoption, the bill thereby going to the unfavorable Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 639, a bill to be entitled An act to amend Chapter 405 of the Public-Local Laws of 1933 relating to certain special taxes in Graham and other counties.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Craig, Craver, Cross, Davis, Day, Dobson, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Grey, Harris, Hatcher, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—102.

Those voting in the negative are: None.

S. B. 289, a bill to be entitled An act supplemental to an act entitled "An Act authorizing the city of Southport and the county of Brunswick to establish a port commission for the said City and County, to prescribe the duties of the said commission and to authorize the said City and County to cooperate with the said commission in carrying out the purposes and intentions of this act," and being S. B. 5, ratified February 8, 1935.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Craig, Craver, Cross, Davis, Day, Dobson, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Grey, Harris, Hatcher, Head, Henry, Hobbs, Howard,

Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—102.

Those voting in the negative are: None.

H. B. 576, a bill to be entitled An act to amend Chapter 330 of the Private Laws of North Carolina, Session 1915, as amended, changing the corporate limits and certain ward lines of the town of Sanford.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cook, Craig, Craver, Cross, Davis, Day, Dobson, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Grey, Harris, Hatcher, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—102.

Those voting in the negative are: None.

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

On motion of Mr. Cherry, the House goes into the Committee of the Whole, for the purpose of further considering the Substitute Bill, heretofore adopted, section by section, Mr. Harris presiding.

After consideration by the Committee of the Whole, on motion of Mr. Cherry, the Committee of the Whole, rises and the House is called to order by Mr. Speaker Johnson.

Mr. Harris makes the following report for the Committee of the Whole:

Mr. Speaker:

Your Committee having under consideration H. B. 32, the same being a Substitute, heretofore adopted, a bill to be entitled An act to raise revenue, reports progress as follows:

In Article 2, consideration of which not having been completed at its last sitting, the Committee recommends the adoption of the following sections, to wit:

Consideration of section 121 which was adopted at yesterday's sitting was reopened and readopted as further amended; sections 127 to 128 inclusive; 129 as amended; sections 130, 131; section 132, as amended.

Respectfully,

MR. HARRIS, *Chairman.*

On motion of Mr. Harris the report is adopted, and the Substitute remains on the Calendar for its further consideration.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 192. An Act to authorize and permit building and loan associations incorporated under the laws of this State to convert into Federal savings and loan associations and to prescribe the procedure therefor.

S. B. 297. An Act to amend Section 1443 of Volume III of the Consolidated Statutes relating to terms of Court in Wilkes and Davie counties.

H. B. 113. An Act to amend the Consolidated Statutes of North Carolina with reference to the establishment and maintenance of a free employment service.

H. B. 159. An Act to amend Chapter 422 Public Laws of 1933 relative to open season on certain game in Swain, Jackson, Clay, Cherokee, Graham, Buncombe, Haywood, Henderson, and Transylvania counties.

H. B. 216. An Act to validate the acts of boards of county commissioners of Henderson County relative to the acceptance of certain bonds for taxes.

H. B. 253. An Act to authorize the Board of Commissioners of Henderson County to accept bonds and coupons in payment of certain taxes.

H. B. 254. An Act to authorize the Board of County Commissioners of Henderson County to accept title to real property on which is due delinquent taxes.

H. B. 297. An Act to aid the collection of back taxes in the city of Hendersonville.

H. B. 315. An Act for the relief of Haywood County, and to provide for a better system for the collection of delinquent taxes in said County, and for the municipal corporations therein.

H. B. 541. An Act to provide for a special Tax Collector for the collection of insolvent taxes in Mitchell County.

H. B. 563. An Act to amend Chapter 353 of the Public-Local Laws of 1933 relating to the salaries of officers in Harnett County.

H. B. 648. An Act to amend Chapter 560, Public Laws of 1933 relating to advertisement of foreclosure suits in Alamance County.

H. B. 658. An Act to empower the governing body of the town of Wendell, Wake County, to relieve churches of paving assessments.

On motion of Mr. Harris, the House takes a recess until four o'clock this afternoon.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
TUESDAY, March 19, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Rouse, for the Committee on Courts and Judicial Districts.

H. B. 703, a bill to be entitled An act to confer criminal jurisdiction upon certain terms of the Superior Court of Robeson County.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Hatcher: H. B. 774, a bill to be entitled An act to authorize the Trustees of Valdese High School and the Trustees of the Drexel School to use surplus funds for building purposes.

Placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

On motion of Mr. Cherry, the House goes into Committee of the Whole, for the purpose of considering the Substitute, heretofore adopted, section by section, Mr. Harris presiding.

After consideration by the Committee of the Whole, on motion of Mr. Bowie the Committee rises and the House is called to order by Mr. Speaker Johnson.

Mr. Harris makes the following report for the Committee of the Whole:

Mr. Speaker:

Your Committee having under consideration H. B. 32, the same being a Substitute, heretofore adopted, a bill to be entitled An act to raise revenue, reports progress as follows:

In Article 2, consideration of which not having been completed at its last sitting, the Committee recommends the adoption of the following sections, to wit:

Sections 133 to 143 inclusive; section 144, as amended; sections 145 to 147 inclusive; section 148, as amended; sections 149, 150, 151, 151 1/2; section 152, as amended; section 153, as amended; section 154; section 155, as amended; section 156, as amended; sections 157 to 159 inclusive; section 160, as amended; section 161, as amended.

In Article 1, adopted at a previous sitting of the Committee, consideration of the article and section 18 thereof was reopened, and the section and Article 1 as a whole is readopted, as amended.

Respectfully,

MR. HARRIS, *Chairman.*

On motion of Mr. Harris, the report is adopted, and the Substitute remains on the Calendar for its further consideration.

On motion of Mr. Harris, the House adjourns and will meet tomorrow at ten o'clock, a.m.

SIXTY-FIRST DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, March 20, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend P. D. Miller of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sparger, for the Committee on Elections and Election Laws.

H. B. 31, a bill to be entitled An act to repeal the absentee voters law for Polk County.

And

H. B. 343, a bill to be entitled An act to repeal all laws permitting absentee voting and to strengthen the Australian Ballot in Bladen County.

And

H. B. 303, a bill to be entitled An act to repeal Chapter 327 of the Public Laws of 1933 relating to Primary Law for candidates for county offices for Avery County.

With favorable reports.

And

H. B. 492, a bill to be entitled An act to abolish absentee voting in all primaries and elections in Scotland County and to provide markers for elections in said County.

With a favorable report as amended.

By Dr. Carr, for the Committee on Health.

H. B. 626, a bill to be entitled An act to amend Chapter 119 of the Public Laws of North Carolina of 1929 as the same is amended by Chapter 32 of the Public Laws of 1931 and Chapter 95 of the Public Laws of 1933, and being An Act to regulate the practice of barbering in the State of North Carolina.

With an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Page: H. B. 775, a bill to be entitled An act to require an audit to be made of the public affairs of Bladen County, including the books and accounts of all public officers having anything to do with the collection and expenditure of moneys.

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Kelly: H. B. 776, a bill to be entitled An act to amend Sections 5960 to 5968 inclusive, of the Consolidated Statutes exempting Sampson County from the absentee voters law.

Referred to the Committee on Elections and Election Laws.

By Mr. Gray: H. B. 777, a bill to be entitled An act to repeal the dog license tax law as applied to Clay County.

Referred to the Committee on Education.

By Mr. Sullivan, by request: H. B. 778, a bill to be entitled An act to amend Chapter 307, Public Laws of 1933, relating to retirement reserve of public utilities.

Referred to the Committee on Public Utilities.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 304, a bill to be entitled An act to provide for the preservation of Indian antiquities in North Carolina.

Referred to the Committee on Judiciary No. 1.

S. B. 308, a bill to be entitled An act relating to the election of mayor and commissioners in the city of Roanoke Rapids and repealing the provisions of Chapter 121 of the Private Laws of 1933.

Referred to the Committee on Counties, Cities and Towns.

H. B. 87, a bill to be entitled An act to destroy all present and previous registration books of the city of Raleigh, North Carolina.

For concurrence in the Senate amendment.

On motion of Dr. Douglass the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 363, a bill to be entitled An act to validate the acts of the commissioners of the town of Windsor and tax collector in accepting bonds of the town of Windsor in payment of paving assessments and taxes and to allow payment of taxes for years 1933 and prior thereto to be paid with bonds.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 223, a bill to be entitled An act to amend Chapter 264 of the Private Laws of North Carolina Session 1923, the same being An act relative to the creation of a Board of Health for the county and city of Durham.

Referred to the Committee on Health.

S. B. 302, a bill to be entitled An act to amend Section 1, Chapter 186 of the Public Laws of 1921 relating to hotels and restaurants.

Referred to the Committee on Health.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 456, a bill to be entitled An act creating the office of tax collector for Wilson County and for other purposes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 766, a bill to be entitled An act to amend Chapter 391, Public-Local Laws of 1915 and Chapter 293. Public-Local Laws of 1917, relating to the public funds of Madison County and to provide for adequate security for their deposits.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 768, a bill to be entitled An act authorizing the commissioners of Hoke County and the governing authorities of municipalities therein to extend the time of sale for delinquent taxes to the first Monday in December of each year.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 772, a bill to be entitled An act increasing the membership of the Board of Commissioners of Columbus County from three to five members.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 773, a bill to be entitled An act creating five districts in Columbus County for the nomination and election of the County Commissioners of said County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 744, a bill to be entitled An act to cure certain defective acknowledgments taken by notaries public.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 751, a bill to be entitled An act to amend H. B. 39 of the Private Laws of 1919, relative to the town of Severn, Northampton County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 758, a bill to be entitled An act to amend H. B. 318, entitled "An Act to ratify the postponement of sales of land for taxes, to authorize the issuing of alias summons, to perfect foreclosure proceedings and publication of pending suits, and the adjustment and payment of delinquent taxes in Swain County and the town of Bryson City," ratified March 1, 1935.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 653, a bill to be entitled An act creating five districts in Wilson County for the selection of County Commissioners.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 654, a bill to be entitled An act to create the position of keeper of the common jail of Wilson County, to amend the laws in reference thereto and to relieve the Sheriff from the duties imposed upon him as keeper of the jail of Wilson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 704, a bill to be entitled An act relating to advertisement and sale of land for taxes in Columbus County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 711, a bill to be entitled An act to amend Section 220(r) of the Consolidated Statutes as amended, and to provide banking facilities in small communities now without such service.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 576, a bill to be entitled An act to amend Chapter 380 of the Private Laws of North Carolina, Session of 1915, as amended, changing the corporate limits and certain ward lines of the town of Sanford.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barker, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Horton, Howard, Hoyle, Hutchins, Jonas, Jones, Kelly, Kendrick, Klutz, Leggett, Lindsey, Lumpkin, Mitchell, McCall, McDonald, Norwood, Paylor, Rasberry, Ray, Royster, Scholl, Sentelle, Sparger, Stell, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Hyde, Woodall, Zickler—75.

Those voting in the negative are: None.

S. B. 289, a bill to be entitled An act supplemental to an act entitled "An Act authorizing the city of Southport and the county of Brunswick to establish a port commission for the said City and County, to prescribe the duties of the said commission and to authorize the said City and County to cooperate with the said commission in carrying out the purpose and intentions of this act," and being S. B. 5, ratified February 8, 1935.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barker, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Horton, Howard, Hoyle, Hutchins, Jonas, Jones, Kelly, Kendrick, Klutz, Leggett, Lindsey, Lumpkin, Mitchell, McCall, McDonald, Norwood, Paylor, Rasberry, Ray, Royster, Scholl, Sentelle, Sparger, Stell, Sullivan, Thomas of Anson, Thomas

of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Hyde, Woodall, Zickler—75.

Those voting in the negative are: None.

H. B. 634, a bill to be entitled An act to provide deputy sheriffs for Wake County and define the duties of said deputies.

The question now recurs upon the passage of the bill on its second reading.

Upon this question Dr. Douglass calls for the "ayes" and "noes." The call is sustained and the bill fails to pass its second reading by the following vote.

Those voting in the affirmative are: Messrs. Bender, Bowie, Bryson, Clegg, Douglass, Funderburk, Hauser, Head, Hutchins, Jonas, Kelly, Klutz, Leggett, Norwood, Sentelle, Thorne, Zickler—17.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bryant, Carr, Cherry, Cone, Cooper, Crabtree, Craig, Cross, Day, Dobson, Dowtin, Eagles, Gardner, Gibson, Gray, Harris, Hatcher, Hobbs, Horton, Howard, Hoyle, Johnston, Kendrick, Lindsey, Mitchell, McCall, McEachern, McQueen, O'Berry, Paylor, Rasberry, Rouse, Royster, Scholl, Sherard, Sparger, Spruill, Stell, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Wilson—55.

The following members vote present: Messrs. Lumpkin, Page, Palmer, Pickens and Sink.

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

On motion of Mr. Cherry, the House goes into Committee of the Whole for the purpose of further considering the Substitute Bill, heretofore adopted, section by section, Mr. Harris presiding.

After consideration by the Committee of the Whole, on motion of Mr. Cherry, the Committee rises and the House is called to order by Mr. Speaker Johnson.

Mr. Harris makes the following report for the Committee of the Whole:

Mr. Speaker:

Your Committee having under consideration H. B. 32, the same being a Substitute heretofore adopted, a bill to be entitled an act to raise revenue, reports progress as follows:

In Article 2, consideration of which not having been completed at its last sitting, the Committee recommends the adoption of the following sections, to wit: section 162 as amended; a substitute for section 162 1/2; sections 163 to 191 inclusive as written. The Committee recommends the adoption of Article 2 as a whole as amended.

In Article 3, the Committee recommends the adoption of the following sections to wit: section 201 and 202.

Respectfully,

MR. HARRIS, *Chairman.*

On motion of Mr. Harris, the report is adopted and the Substitute remains on the Calendar for its further consideration.

Mr. Vann makes a motion that H. R. 544, a joint resolution ratifying a proposed amendment to the Constitution of the United States of America, be taken from the unfavorable Calendar and placed on this Calendar.

Upon this question Mr. Uzzell calls for the "ayes" and "noes." The call is sustained and the motion of Mr. Vann to take the bill from the unfavorable Calendar is lost by the following vote.

Those voting in the affirmative are: Messrs. Barker, Barnes, Brock, Bryan, Cherry, Cloud, Douglass, Farrell, Gardner, Gibson, Hatcher, Hauser, Head, Henry, Howard, Hutchins, Jonas, Lindsey, Lumpkin, Mitchell, McDonald, Paylor, Scholl, Thompson of Wake, Thorne, Uzzell, Vann, Ward—28.

Those voting in the negative are: Mr. Speaker, Messrs. Andrews, Bailey, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Bryson, Carr, Clegg, Craig, Cross, Day, Dobson, Dowtin, Eagles, Falkner, Funderburk, Garrell, Gray, Harris, Hobbs, Hoyle, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, McCall, McEachern, Norwood, Palmer, Peterson, Rasberry, Royster, Sentelle, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Wade, Warden, Williams of Hyde, Wilson, Woodall, Zickler—46.

STATEMENTS BY MEMBERS

Mr. Speaker: March 20, 1935.

When the vote was taken upon the motion to take H. R. 544, entitled "joint resolution ratifying a proposed amendment to the Constitution of the United States," from the unfavorable Calendar, I was absent upon necessary business of the House. I was not advised that the motion to take this resolution from the unfavorable Calendar was to be made, and I learned of the motion and the vote after my return from the Senate Chamber, where I had been in attendance upon a meeting of the Joint House and Senate Committees on Insurance, which was considering the State Fund Bill, of which Committee I am a member. If I had been present when the vote upon this motion was taken, I would have voted "aye."

J. W. Bean.

Mr. Speaker: March 20, 1935.

When the vote was taken upon the motion to take H. R. 544, entitled "joint resolution ratifying a proposed amendment to the Constitution of the United States," from the unfavorable Calendar, I was absent upon necessary business of the House. I was not advised that the motion to take this resolution from the unfavorable Calendar was to be made, and I learned of the motion and the vote after my return from the Senate Chamber, where I had been in attendance upon a meeting of the Joint House and Senate Committees on Insurance, of which I am a member. If I had been present when the vote upon this motion was taken, I would have voted "aye."

R. T. Pickens.

On motion of Mr. Barker, H. B. 168, a bill to be entitled An Act to amend Section 4, Chapter 422, Public Laws of 1933, relating to open season for hunting opossum and raccoon in Durham, Orange, Chatham, Alamance, Person, Granville and Wake counties, is taken from the Committee on Game, and placed on the Calendar.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 483. A Joint Resolution authorizing the Governor to appoint a commission for the study of the care of the insane and mental defectives.

S. B. 199. An Act to amend the Charter of the town of Whitakers, Public-Local Laws of 1911, Chapter 162.

S. B. 237. An Act relating to fees of Justices of the Peace of Pitt County.

H. B. 135. An Act to create November criminal term Superior Court for Greene County and to provide for a six months grand jury for said County.

H. B. 160. An Act to amend Section 939 of the Consolidated Statutes, providing for procedure in civil actions when the Clerk of the Superior Court in which the action is pending is disqualified to act.

H. B. 283. An Act to amend Section 2, Chapter 136, Public Laws of 1927.

H. B. 285. An Act to enforce payment of poll taxes due by State employees.

H. B. 333. An Act to repeal Chapter 238 Public Laws of 1933 and to validate the sale of certain assets of defunct banks.

H. B. 347. An Act to amend Chapter 241, Public Laws of 1919, and Section 21, Chapter 1, Public Laws of 1923, and to increase from three to five gallons the maximum amount of sacramental wine to be received by any one ordained minister during any ninety day period.

H. B. 380. An Act to repeal Chapter 125 of the Private Laws of 1931 entitled "An Act to permit the reduction of expenses and taxes in the city of Asheville."

H. B. 452. An Act to provide for reimbursing the United States Government for the expense of emergency conservation work, if and when, by a sale of land or products, the State derives a profit from such work.

H. B. 581. An Act to amend H. B. 334 ratified the fifth day of March, 1935, relating to Superior Courts and selection of Grand Juries in Bladen County.

H. B. 582. An Act to more particularly describe the corporate limits of the town of Andrews, North Carolina.

H. B. 598. An Act to amend Chapter 241 of the Public-Local Laws of 1927 by exempting and excluding High Point Township, in Guilford County, from the operation thereof.

H. B. 637. An Act amending An Act relating to special assessments levied by the city of Greensboro.

H. B. 712. An Act, supplemental to an act, entitled An Act to extend the time for instituting foreclosure proceedings on certificates of sale for land sold for taxes for the year 1932 and being S. B. 238 and ratified March 8, 1935.

On motion of Mr. Cherry the House takes a recess until two-thirty p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
WEDNESDAY, March 20, 1935.

The House meets pursuant to its recess and resumes consideration of its business, with Mr. Speaker Johnson presiding.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Eagles, for the Committee on Agriculture.

H. B. 462, a bill to be entitled An act to license dealers in scrap tobacco.

With an unfavorable report as to bill, favorable as to Committee Substitute.

On motion of Mr. Eagles the bill is placed on its immediate passage.

There being a Committee Substitute with the bill, the question now recurs upon the adoption of said Substitute.

The Committee Substitute is adopted and remains on the Calendar.

By Mr. Gardner, for the Committee on Insurance.

H. B. 425, a bill to be entitled An act to provide for the establishment of a State Fund in an emergency for the purpose of providing insurance for employers subject to the Workmen's Compensation Act, to provide for the administering of said Fund.

With an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Dr. Douglass: H. B. 779, a bill to be entitled An act requiring all cities and towns having fire departments to equip such departments with gas masks suitable for fighting fires.

Referred to the Committee on Health.

By Messrs. Mitchell, Hoyle, Bean, Uzzell, Cooper and Fenner: H. B. 780, a bill to be entitled An act to promote the safety of employees and travelers upon railroads to provide for the number of men that must be employed on locomotives and trains in the State of North Carolina.

Referred to the Committee on Public Utilities.

By Mr. Blount of Beaufort: H. B. 781, a bill to be entitled An act to relieve the taxpayers of Beaufort County.

On motion of Mr. Blount the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cook: H. B. 782, a bill to be entitled An act to amend the Charter of the city of Burlington, North Carolina with respect to limitation of time to give notice of claims arising in tort.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Barker, Pickens and Royster: H. B. 783, a bill to be entitled An act to make uniform the law of sales of goods.

Referred to the Committee on Judiciary No. 2.

By Messrs. Cooper and Hobbs: H. B. 784, a bill to be entitled An act to amend Chapter 40, Public Laws of 1933, being an amendment to Section 3893 of the Consolidated Statutes.

Placed on the Calendar.

By Mr. Cooper, by request: H. B. 785, a bill to be entitled An act to amend Section 3208 of the Consolidated Statutes relating to the removal of unfit officers.

Placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 736, a bill to be entitled An act to create a board of municipal elections for the town of Canton.

On motion of Mr. Bailey, the bill is recommitted to the Committee on Counties, Cities and Towns.

H. B. 737, a bill to be entitled An act to amend the Charter of the town of Canton, Haywood County, by repealing Section 17, thereof, the same being Section 17, Chapter 90, Private Laws of 1907.

On motion of Mr. Bailey, the bill is recommitted to the Committee on Counties, Cities, and Towns.

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

On motion of Mr. Cherry the House goes into the Committee of the Whole for the purpose of considering the Substitute bill, heretofore adopted, section by section with Mr. Harris presiding.

After consideration by the Committee of the Whole, on motion of Mr. Bryant, the Committee rises, and the House is called to order by Mr. Speaker Johnson.

Mr. Harris makes the following report for the Committee of the Whole.

Mr. Speaker:

Your Committee having under consideration H. B. 32, the same being a Substitute, heretofore adopted, a bill to be entitled An act to raise revenue, reports progress as follows:

In Article 3, consideration of which not having been completed at its last sitting, the Committee recommends the adoption of the following sections, to wit: Section 203 as amended, and in this same Section, the Committee fails to recommend the adoption of an amendment offered by Messrs. McDonald and Lumpkin to increase the franchise tax on public service companies to eight per cent of their total gross receipts by the following roll call vote:

Those voting in the affirmative are: Messrs. Abernathy, Barnes, Blount of Pitt, Bowers, Brock, Brown, Bryan, Bryson, Carr, Clegg, Craig, Craver, Cross, Douglass, Eagles, Falkner, Garrell, Gibson, Hauser, Head, Jonas, Kelly, Klutz, Leggett, Lumpkin, McDonald, Norwood, Page, Palmer, Paylor, Pickens, Ragan, Rasberry, Ray, Scholl, Sentelle, Sink, Sparger, Sprinkle, Spruill, Stell,

Swift, Thompson of Robeson, Thorne, Warden, Williams of Hyde, Woodall, Zickler—48.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barker, Bean, Bender, Blount of Beaufort, Bowie, Bryant, Cherry, Cloud, Cone, Cook, Cooper, Crabtree, Day, Dobson, Dowtin, Fenner, Funderburk, Gardner, Gray, Harris, Hatcher, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jones, Kendrick, Lee, Mitchell, Morphew, McCall, McEachern, McQueen, O'Berry, Rouse, Royster, Sherard, Stevens, Stone, Sullivan, Thomas of Anson, Tonissen, Uzzell, Vann, Wade, Ward, White, Wilson—55.

The following members vote present: Messrs. Lindsey and Farrell.

In the same Section the Committee recommends the adoption of an amendment offered by Mr. Gibson to increase the franchise tax on public service companies to seven per cent of their total gross receipts by the following roll call vote:

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Pitt, Bowers, Brock, Brown, Bryan, Bryson, Carr, Clegg, Cloud, Craig, Craver, Cross, Douglass, Eagles, Falkner, Fenner, Funderburk, Garrell, Gibson, Hauser, Head, Jonas, Kelly, Klutz, Leggett, Lindsey, Lumpkin, McCall, McDonald, Norwood, Page, Palmer, Paylor, Pickens, Ragan, Rasberry, Ray, Scholl, Sentelle, Sink, Sprinkle, Spruill, Stell, Thompson of Robeson, Thompson of Wake, Thorne, Warden, Williams of Hyde, Woodall, Zickler—56.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Barker, Blount of Beaufort, Bowie, Bryant, Cherry, Cone, Cook, Cooper, Crabtree, Day, Dowtin, Gardner, Harris, Hatcher, Henry, Hobbs, Horton, Howard, Hoyle, Johnston, Jones, Kendrick, Mitchell, Morphew, McEachern, McQueen, O'Berry, Rouse, Royster, Sherard, Stevens, Stone, Sullivan, Thomas of Anson, Tonissen, Uzzell, Vann, Wade, Ward, White, Wilson—43.

The following member votes present: Mr. Hyde.

The Committee recommends the adoption of sections 204 to 206 inclusive; 207 as amended; 208 as amended, but consideration not completed.

Respectfully,

Mr. Harris, *Chairman.*

On motion of Mr. Harris the report is adopted and the Substitute bill remains on the Calendar for its further consideration.

On motion of Mr. Cherry the House adjourns and will meet tomorrow at ten o'clock, a.m.

SIXTY-SECOND DAY

House of Representatives,
Thursday, March 21, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend W. H. Brown of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Vann, for the Committee on Counties, Cities and Towns.

S. B. 283, a bill to be entitled An act to combine the office of treasurer and sheriff of Montgomery County.

With an unfavorable report.

And

S. B. 308, a bill to be entitled An act relating to the election of mayor and commissioners in the city of Roanoke Rapids and repealing the provisions of Chapter 121 of the Private Laws of 1933.

And

H. B. 737, a bill to be entitled An act to amend the Charter of the town of Canton, Haywood County, by repealing Section 17, thereof, the same being Section 17, Chapter 90, Private Laws of 1907.

With a favorable report.

ENGROSSED BILLS

Mr. Palmer for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 459, a bill to be entitled An act to increase the jurisdiction of General County Courts.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Stone: H. B. 786, a bill to be entitled An act to validate the acts of the Commissioners of the town of Stoneville with regard to taxation.

On motion of Mr. Stone the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Page: H. B. 787, a bill to be entitled An act to provide for the election of a county health officer for Bladen County.

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Bean and Uzzell: H. B. 788, a bill to be entitled An act to encourage the beautification and protection of cemeteries.

Referred to the Committee on Judiciary No. 1.

By Mr. McCall: H. B. 789, a bill to be entitled An act providing for the extension of special assessments by the town of Maxton.

On motion of Mr. McCall the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sparger: H. B. 790, a bill to be entitled An act to amend Rule 10, Section 1654 of the Consolidated Statutes relating to heirs of illegitimates.

Referred to the Committee on Judiciary No. 2.

By Mr. Lindsey: H. B. 791, a bill to be entitled An act to increase the number of school committeemen from three to five in Bethany School District in Rockingham County.

Referred to the Committee on Education.

By Dr. Carr: H. B. 792, a bill to be entitled An act to increase the pay of jurors in Duplin County.

Referred to the Committee on Salaries and Fees.

By Mr. Sprinkle: H. B. 793, a bill to be entitled An act to authorize and empower the Board of Aldermen of the town of Marshall to correct any inequalities existing in the value of land in said town.

On motion of Mr. Sprinkle the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Meekins, by request: H. B. 794, a bill to be entitled An act to amend Section 5067 of the Consolidated Statutes relating to care of children.

Referred to the Committee on Public Welfare.

By Messrs. Taylor and Davis: H. B. 795, a bill to be entitled An act to authorize the transfer or gift from the State of North Carolina to the Federal Government of certain lands to be acquired near Cape Hatteras and along the North Carolina Banks in that vicinity and to transfer other State-owned lands for use as a National Park.

Referred to the Committee on Conservation and Development.

By Mr. Barbee: H. B. 796, a bill to be entitled An act to amend Chapter 98 of the Private Laws of 1921 relating to the limits of the incorporated town of Rich Square.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 170, a bill to be entitled An act to provide compensation for school children killed and/or injured while riding on a school bus to and from the public schools of the State, and to authorize the State School Commission to set aside certain funds for that purpose out of which medical and hospital expenses and death claims shall be paid.

Referred to the Committee on Education.

S. B. 204, a bill to be entitled An act to amend Chapter 28 of the Public Laws of 1927, relating to the registration of drug stores and pharmacies.

Referred to the Committee on Health.

S. B. 205, a bill to be entitled An act to repeal Chapter 116, Public Laws, Extra Session 1924, relating to the sale of certain drugs.

Referred to the Committee on Health.

H. B. 335, a bill to be entitled An act to prohibit the interference of all aquatic plant foods and other waterfowl food growing in the waters of Currituck Sound and adjacent waters and regulating the season for trapping muskrats in Currituck County.

Placed on the Calendar for concurrence in the Senate amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 343, a bill to be entitled An act to repeal all laws permitting absentee voting and to strengthen the Australian Ballot in Bladen County.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 587, a bill to be entitled An act requiring the Solicitor of the Fifteenth Judicial District to make a calendar for the criminal terms of the Superior Court of Cabarrus County and regulating the practice in said Court.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 703, a bill to be entitled An act to confer criminal jurisdiction upon certain terms of the Superior Court of Robeson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 774, a bill to be entitled An act to authorize the Trustees of Valdese High School and the Trustees of the Drexel School to use surplus funds for building purposes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 363, a bill to be entitled An act to validate the acts of the Commissioners of the town of Windsor and Tax Collector in accepting bonds of the town of Windsor in payment of paving assessments and taxes and to allow payment of taxes for years 1933 and prior thereto to be paid with bonds.

For concurrence in the Senate amendment.

On motion of Mr. Spruill the House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 31, a bill to be entitled An act to repeal the absentee voters law for Polk County.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 303, a bill to be entitled An act to repeal Chapter 327 of the Public Laws of 1933 relating to primary law for candidates for county offices for Avery County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 695, a bill to be entitled An act to authorize and empower the town of Columbia, North Carolina, to purchase, own, hold, and lease a certain

tract of land within the corporate limits of the town of Columbia, and to issue bonds of said Town in payment therefor.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Bean, Blount of Pitt, Bowers, Brock, Bryan, Bryson, Carr, Clegg, Cloud, Cone, Cook, Crabtree, Craig, Day, Dobson, Douglass, Dowtin, Falkner, Farrell, Funderburk, Garrell, Harris, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Johnston, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Meekins, McCall, Norwood, O'Berry, Page, Palmer, Pickens, Rasberry, Ray, Royster, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stone, Sullivan, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Wade, Warden, Zickler—65.

Those voting in the negative are: None.

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

On motion of Mr. Cherry the House goes into the Committee of the Whole, for the purpose of considering the Substitute Bill, heretofore adopted, section by section, with Mr. Harris presiding.

After consideration by the Committee of the Whole, on motion of Mr. Cherry, the Committee rises and the House is called to order by Mr. Speaker Johnson.

Mr. Harris makes the following report for the Committee of the Whole:

Mr. Speaker:

Your Committee having under consideration H. B. 32, the same being a Substitute, heretofore adopted, a bill to be entitled An act to raise revenue, reports progress as follows:

In Article 3, consideration of which not having been completed at its last sitting, the Committee further considered Section 208 and fails to recommend the adoption of an amendment offered by Messrs. Lumpkin and McDonald to increase the franchise tax on insurance companies as indicated in the amendment by the following roll call vote.

Those voting in the affirmative are: Messrs. Abernathy, Barbee, Barnes, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryson, Carr, Clegg, Cloud, Craver, Douglass, Dowtin, Ervin, Falkner, Garrell, Gibson, Hauser, Head, Henry, Hyde, Jonas, Jones, Kelly, Leggett, Lumpkin, McDonald, Page, Peterson, Ragan, Rasberry, Scholl, Sink, Sprinkle, Spruill, Stell, Thompson of Robeson, Thorne, Warden, Williams of Hyde, Woodall, Zickler—44.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barker, Bean, Bender, Blount of Beaufort, Brown, Bryant, Cherry, Cone, Cook, Crabtree, Craig, Cross, Davis, Day, Dobson, Eagles, Farrell, Fenner, Funderburk, Gardner, Gray, Harris, Hatcher, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Kendrick, Lee, Lindsey, Meekins, Mitchell, Moody, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Pickens, Rouse, Royster, Sentelle, Sherard, Sparger, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Pasquotank—66.

The following pair is announced. Mr. Klutz with Mr. Cooper. Were Mr. Cooper present he would vote "no." Mr. Klutz would vote "aye."

In the same section the Committee fails to recommend the adoption of an amendment offered by Mr. Barnes to increase the franchise tax on insurance companies as indicated in the amendment by the following roll call vote.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Barbee, Barnes, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryson, Carr, Clegg, Cloud, Craver, Douglass, Eagles, Ervin, Falkner, Garrell, Gibson, Hauser, Head, Henry, Hyde, Jonas, Jones, Kelly, Leggett, Lumpkin, McDonald, McQueen, Page, Ragan, Scholl, Sentelle, Sink, Spruill, Stell, Thomas of Harnett, Thompson of Robeson, Thorne, Warden, Williams of Hyde, Woodall, Zickler—46.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barker, Bean, Bender, Blount of Beaufort, Bryant, Cherry, Cone, Cook, Crabtree, Craig, Cross, Davis, Day, Dobson, Dowtin, Farrell, Fenner, Funderburk, Gardner, Gray, Harris, Hatcher, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Kendrick, Lee, Lindsey, Meekins, Mitchell, Moody, Morphew, McCall, McEachern, Norwood, O'Berry, Palmer, Pickens, Rasberry, Ray, Rouse, Royster, Sherard, Sparger, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Pasquotank—63.

The following pair is announced. Mr. Klutz with Mr. Cooper. Were Mr. Cooper present he would vote "no." Mr. Klutz would vote "aye."

The Committee recommends the adoption of Section 208, as amended, on yesterday's sitting.

Respectfully,

MR. HARRIS, *Chairman.*

On motion of Mr. Harris the report is adopted, and the Substitute Bill remains on the Calendar for further consideration by the House.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 289. An Act supplemental to an act, entitled An Act authorizing the city of Southport and the county of Brunswick to establish a port commission for the said city and county, to prescribe the duties of the said commission and to authorize the said city and county to coöperate with the said commission in carrying out the purposes and intentions of this act, and being Senate Bill 5, ratified February 8, 1935.

H. B. 87. An Act to destroy all present and previous registration books of the city of Raleigh, North Carolina.

H. B. 537. An Act to fix the official bond for the Clerk of the Superior Court of Avery County.

H. B. 709. An Act to repeal Chapter 127 Public-Local Laws of 1931, to require quarterly itemized statements of fiscal affairs by the Clerk of the Superior Court and the Register of Deeds of Hyde County.

H. B. 726. An Act to amend Chapter 82 of the Public-Local Laws of 1933 relating to the Recorder's Court of Lexington.

H. B. 727. An Act for the relief of the taxpayers of Buncombe County.

H. B. 755. An Act relative to the High Point Municipal Park in Jamestown Township.

H. B. 759. An Act to amend Chapter 547 of Public-Local Laws of 1925, relating to the Board of Health of Leaksville Township, North Carolina, and the better supervision of same.

On motion of Mr. Cherry the House takes a recess until three o'clock, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
THURSDAY AFTERNOON, March 21, 1935.

The House meets pursuant to its recess and resumes consideration of its business with Mr. Speaker Johnson presiding.

On motion of Mr. Horton H. B. 124, a bill to be entitled An act to prohibit the setting of steel traps in Martin County, is ordered recalled from the Senate for further consideration by the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Hatcher: H. B. 797, a bill to be entitled An act to ratify and confirm a deed for a portion of Janaval Alley executed by the town of Valdese to M. C. Bernard.

Placed on the Calendar.

By Mr. Royster: H. B. 798, a bill to be entitled An act to validate sales of land for taxes and certificates issued in pursuance thereof by the Sheriff of Granville County and the Tax Collectors of the municipalities therein.

Placed on the Calendar.

By Messrs. Hoyle, Johnston, Uzzell, and Barker: H. B. 799, a bill to be entitled An act to amend Chapter 241, Public-Local Laws of 1927, as amended, being An Act to define, regulate and license real estate brokers and real estate salesmen; to create a State Real Estate Commission and to provide a penalty for a violation of the provisions hereof.

Referred to the Committee on Judiciary No. 1.

By Mr. Hoyle: H. B. 800, a bill to be entitled An Act to amend Section 3893 of the Consolidated Statutes in North Carolina as amended by Chapter 40 of the Public Laws of North Carolina of the Session of 1933, relating to the fees of witnesses.

Referred to the Committee on Salaries and Fees.

By Mr. Spruill: H. B. 801, a bill to be entitled An act relative to the collection of paving assessments in the town of Windsor, Bertie County, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 802, a bill to be entitled An act to authorize the Town Commissioners of Windsor to sell certain real estate belonging to the town.

Referred to the Committee on Counties, Cities and Towns.

By Mr. White: H. B. 803, a bill to be entitled An act fixing the salaries of the Sheriff and the Recorder, Solicitor and Clerk of the Recorder's Court of Chown County.

Placed on the Calendar.

By Mr. Thomas of Harnett: H. B. 804, a bill to be entitled An act to provide for the sale of milk in Harnett County.

Referred to the Committee on Health.

By Messrs. Bean and Uzzell: H. B. 805, a bill to be entitled An act to provide for the office of tax collector for Rowan County.

Placed on the Calendar.

By Messrs. Williams of Hyde and Barnes: H. B. 806, a bill to be entitled An act to amend Chapter 202, Public Laws of 1933, relating to the appointment and election of County Superintendents of Public Instruction and District School Committeemen and to reënact the said law.

Placed on the Calendar.

By Mr. Williams of Hyde: H. B. 807, a bill to be entitled An act creating three districts in Hyde County for the nomination and election of the County Commissioners of said county.

Placed on the Calendar.

CONFERENCE COMMITTEE REPORT

We, the undersigned, appointed as Conferees on Senate Substitute for House Bill 104, title, "To amend Chapter 266, Public Laws of 1933, relating to the fees for registering Federal crop liens, and Federal chattel mortgages," respectfully report and recommend as follows:

1. That the original House Bill be adopted by the Senate, except eliminating Wake County from Section 2 thereof.

2. That the Senate recede from its position on the Substitute Bill, except that part beginning at the word "or" in line 11 reading as follows: "or the North Carolina Rehabilitation Corporation or other relief organizations by relief clients"; and that the House adopt the same.

3. That the House adopt the amendment to the Senate Substitute Bill exempting Richmond County from the operations of this bill.

We recommend that this report be adopted by the Senate and the House, and that the Senate place House Bill 104 and this report on its required readings.

Respectfully,

D. L. WARD,
LAURIE W. MCEACHERN,
W. W. EAGLES,
Conferees on the Part of the House.

W. L. FERRELL,
S. F. TEAGUE,
Conferees on the Part of the Senate.

On motion of Mr. Ward the House adopts the Conference Report and the Senate is so notified to the end that if a similar report is adopted by that Body the bill will be ordered enrolled by the House.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

On motion of Mr. Cherry the House goes into the Committee of the Whole, for the purpose of considering the Substitute Bill, heretofore adopted, section by section, with Mr. Harris presiding.

After consideration by the Committee of the Whole, on motion of Mr. Cherry the Committee rises, and the House is called to order by Mr. Speaker Johnson.

Mr. Harris makes the following report for the Committee.

Mr. Speaker:

Your Committee having under consideration H. B. 32, the same being a Substitute, heretofore adopted, a bill to be entitled An act to raise revenue, reports progress as follows:

In Article 3, consideration of which not having been completed at its last sitting, the Committee recommends the adoption of the following sections, to wit:

Section 210, as amended.

Mr. Palmer moves to reconsider the vote by which Section 203, as amended, was adopted yesterday. The motion is adopted by the following roll call vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barker, Bender, Blount of Beaufort, Bowie, Bryant, Cherry, Cone, Cook, Crabtree, Craver, Davis, Day, Dobson, Douglass, Ervin, Farrell, Fenner, Funderburk, Gardner, Gray, Harris, Hatcher, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Jones, Kendrick, Lee, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Palmer, Paylor, Peterson, Ray, Rouse, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Ward, White, Williams of Pasquotank—67.

Those voting in the negative are: Messrs. Abernathy, Barbee, Barnes, Bean, Blount of Pitt, Bowers, Brown, Bryan, Bryson, Carr, Clegg, Craig, Cross, Dowtin, Eagles, Gibson, Hauser, Jonas, Kelly, Klutz, McQueen, Pickens, Rasberry, Scholl, Stell, Thorne, Warden, Zickler—28.

Mr. Jonas moves that the vote by which the amendment offered by Mr. Gibson to Section 203 and adopted yesterday be reconsidered, and the motion carried.

The Gibson amendment being before the Committee, it now recommends that it not be adopted by the following roll call vote.

Those voting in the affirmative are: Messrs. Abernathy, Barbee, Barnes, Blount of Pitt, Brock, Brown, Bryan, Carr, Clegg, Craig, Cross, Fenner, Funderburk, Gibson, Hauser, Head, Jonas, Klutz, Lumpkin, McDonald, Peterson, Pickens, Rasberry, Scholl, Sparger, Stell, Thompson of Robeson, Thorne, Warden, Woodall, Zickler—31.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barker, Bean, Bender, Blount of Beaufort, Bowie, Bryant, Bryson, Cherry, Cone, Cook, Cooper, Crabtree, Craver, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Gardner, Gray, Hatcher, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Jones, Kendrick, Lee, Meekins, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Ray, Rouse, Sentelle, Sherard, Sink, Sprinkle, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Vann, Ward, White, Williams of Pasquotank—67.

The following pairs are announced. Mr. Harris with Mr. Page. Were Mr. Page present he would vote "aye." Mr. Harris would vote "no."

Mr. Bowers with Mr. Royster. Were Mr. Royster present he would vote "no." Mr. Bowers would vote "aye."

STATEMENT BY MEMBER

Mr. Speaker: March 21, 1935.

The purpose in changing my vote from "aye" to "no" on amendment of Gibson of Scotland in H. B. 32, Section 203, page 172, line 45, to raise from six (6) to seven (7) per cent on power companies, was for the purpose of making a motion later to reconsider.

S. E. DOUGLASS of Wake.

The Section 203 is readopted as amended.

Mr. Sink moves that the vote by which section 207, as amended, was adopted yesterday be reconsidered. The motion is carried.

Mr. Cherry moves that the vote by which the Lumpkin-McDonald amendment to Section 207 which was adopted yesterday, be reconsidered. The motion is carried.

The amendment now being before the Committee it fails to recommend its adoption.

The Committee recommends the adoption of Section 207 as written.

Respectfully,

MR. HARRIS, *Chairman.*

On motion of Mr. Harris the report is adopted, and the Substitute Bill remains on the Calendar for its further consideration by the House.

On motion of Mr. Cherry the House adjourns and will meet tomorrow at ten o'clock a.m.

SIXTY-THIRD DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, March 22, 1935.

The Speaker being absent, the House is called to order by Principal Clerk Thad Eure, who calls Mr. McEachern designated by Mr. Speaker Johnson to act as Speaker pro tem. to the Chair.

Prayer by Rabbi Amromichael Zeb of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The Speaker announces the appointment of B. W. Martin from Lumberton as an additional page in the House effective March 19.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 546, a bill to be entitled An act to abolish the office of Commissioner of Banks and transfer the duties of said office to that of Utilities Commissioner.

With an unfavorable report with a minority report attached.

And

H. B. 474, a bill to be entitled An act to limit the powers and jurisdiction of constables of Wake County.

With a favorable report.

On motion of Mr. Mitchell, the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the Senate.

And

H. B. 750, a bill to be entitled An act to incorporate the Walnut Hill Cemetery in Ashe County.

And

H. B. 762, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof and to validate foreclosure proceedings instituted upon certificates of sale and to authorize extension of foreclosure proceedings.

And

H. B. 718, a bill to be entitled An act relating to the salary of the Commissioner of Public Utilities.

And

S. B. 163, a bill to be entitled An act to authorize banks, insurance companies, persons acting in a fiduciary capacity, other persons, firms, corporations, instrumentalities and officers to invest in bonds issued by Federal Land Banks, or in bonds which are fully and unconditionally guaranteed as to principal and interest by the United States; to provide that no reserve shall be required against deposits secured by such bonds and that the same shall be security for loans and deposits; to provide that such bonds shall be eligible for deposit with the Insurance Commissioner; and to provide that such bonds shall be deemed cash in settlement by persons acting in a fiduciary capacity.

With favorable reports.

And

H. B. 585, a bill to be entitled An act to amend Chapter 210 of the Public Laws of 1933 restoring to the Supreme Court of North Carolina the right to examine attorneys to practice law in North Carolina.

And

H. B. 484, a bill to be entitled An act to reduce the cost and restrict the number of examinations of State Banks.

With unfavorable reports.

By Mr. Carr, for the Committee on Health.

H. B. 779, a bill to be entitled An act to require all cities and towns having fire departments to equip such departments with gas masks suitable for fighting fires.

With a favorable report.

By Mr. Eagles, for the Committee on Agriculture.

H. B. 683, a bill to be entitled An act to provide for an excise tax on all oleomargarine not containing certain ingredients providing for the placing stamps evidencing payment of said tax and providing offenses, fines and punishments.

And

H. B. 316, a bill to be entitled An act relating to records required to be kept by persons or firms conducting stock yards.

With favorable reports.

And

H. B. 262, a bill to be entitled An act to amend Chapter 87, Public Laws of 1921, as amended by Chapter 350, Public Laws of 1933, relating to the co-operative organizations and extending the provisions thereof to associations engaged in producing and to permit associations to hold stock in financing corporations.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 263, a bill to be entitled An act to authorize the recordation of any agricultural lien and/or chattel mortgage and/or waiver subordination or assignment of landlord's lien executed to the Government of the United States or any department or officer thereof, the Reconstruction Finance Corporation, the Land Bank Commission, the Federal Farm Mortgage Corporation, any corporation organized under the Farm Credit Act of 1933 and amendments thereto the Federal Farm Loan Act and amendments thereto or any corporation which rediscounts notes or other obligations with or procures loans from a Federal intermediate credit bank without proof or acknowledgment of the execution thereof or order of registration.

With an unfavorable report as to bill and Substitute.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 31, a bill to be entitled An act to repeal the absentee voters law for Polk County.

H. B. 587, a bill to be entitled An act requiring the Solicitor of the Fifteenth Judicial District to make a calendar for the criminal terms of the Superior Court of Cabarrus County and regulating the practice in said Court.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Wade: H. B. 808, a bill to be entitled An act to prohibit the sale and shooting of fireworks in certain communities in Carteret County.

On motion of Mr. Wade the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ragan, by request: H. B. 809, a bill to be entitled An act to provide for law enforcement in Trinity Township, Randolph County, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Cooper and Hobbs: H. B. 810, a bill to be entitled An act to place constable of Wilmington Township, New Hanover County, on salary basis.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Morphew, Rouse and Horton: H. B. 811, a bill to be entitled An act to enlarge the term of office of the several Registers of Deeds of this State.

Referred to the Committee on Judiciary No. 1.

By Mr. Sullivan: H. B. 812, a bill to be entitled An act to provide for the appointment of an official court reporter for the General County Court of Buncombe County.

Placed on the Calendar.

By Messrs. Carr, Ervin and Bailey: H. B. 813, a bill to be entitled An act to amend Chapter 319, Public Laws of 1933, relative to the manufacture, transportation and sale of certain beverages.

Referred to the Committee on Judiciary No. 2.

By Messrs. Cooper, Garrell, Gibson, Davis, Hoyle and Alspaugh: H. B. 814, a bill to be entitled An act authorizing the Utilities Commissioner to regulate the meters that furnish for pay, electricity, gas or water in the State of North Carolina and the standard for testing same.

Referred to the Committee on Judiciary No. 2.

By Mr. Cooper: H. B. 815, a bill to be entitled An act to transfer the Division of Weights and Measures to the office of Utilities Commissioner.

Referred to the Committee on Judiciary No. 2.

By Mr. Taylor: H. B. 816, a bill to be entitled An act to validate the official acts of W. U. Ballance, a Justice of the Peace for Crawford Township, Currituck County from November 1, 1934 until March 18, 1935.

On motion of Mr. Taylor the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 342, a bill to be entitled An act to amend the Charter of the city of Randleman so as to extend the jurisdiction of policemen over the territory one mile in every direction from the corporate limits of said town.

On motion of Mr. Ragan the bill is placed on the Calendar.

S. B. 74, a bill to be entitled An act to amend Chapter 53 Public Laws of 1933 relating to free privilege license for the blind.

Referred to the Committee on Judiciary No. 2.

S. B. 131, a bill to be entitled An act to amend Section 3318 of Volume III of the Consolidated Statutes, relating to the recordation of plats and subdivisions by striking out all of said Section and substituting in lieu thereof a new Section providing for the recording and indexing of a plat; providing for the manner of recording same; providing for reference to the record of such plat; and validating the recordation of certain plats heretofore recorded.

Referred to the Committee on Counties, Cities and Towns.

S. B. 230, a bill to be entitled An act to improve the sanitary conditions of the manufacture of bedding.

Referred to the Committee on Health.

S. B. 287, a bill to be entitled An act forbidding the issuance of bonds in Montgomery County unless approved by a vote of the people.

On motion of Mr. Farrell the bill is placed on the Calendar.

S. B. 303, a bill to be entitled An act to establish a Juvenile Court for Buncombe County, North Carolina and amend Section 5040 of the North Carolina Code of 1931 annotated.

Referred to the Committee on Judiciary No. 2.

S. B. 335, a bill to be entitled An act relating to the Sheriff's fees for making arrests in Halifax County.

Referred to the Committee on Salaries and Fees.

H. B. 174, a bill to be entitled An act to prevent rabies in the State of North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Fenner the House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 148, a bill to be entitled An act to create a lien upon recoveries in civil actions for personal injuries in favor of sums due for medical attention and/or hospitalization.

For concurrence in the Senate amendment.

On motion of Mr. Sullivan the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 502, a bill to be entitled An act to promote the development of local and district health departments.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 270, a bill to be entitled An act to authorize the use of county bonds and bonds of Morehead City in the payment of certain delinquent taxes due the said county and municipality.

For concurrence in the Senate amendment.

On motion of Mr. Wade the House concurs in the Senate amendment and the bill is ordered enrolled.

SPECIAL MESSAGES

SENATE CHAMBER,
March 21, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 124, title, "to prohibit the setting of steel traps in Martin County," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate on motion of Mr. Horton the vote by which the bill passed its second and third readings is reconsidered.

On motion of Mr. Horton the bill is recommitted to the Committee on Game.

SENATE CHAMBER,
March 21, 1935.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate has adopted the Conferees Report on H. B. 104, title, "to amend Chapter 266 relating to the Public Laws of 1933 to fees for registering Federal

crop liens and Federal chattel mortgages," to the end that if a similar report is adopted by your Body the bill may be ordered enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk.

The House having heretofore adopted a similar report and being in receipt of the above message, the House orders the bill enrolled.

SENATE CHAMBER,
March 21, 1935.

Mr. Speaker:

It is ordered that a message be sent informing your Honorable Body that the Senate fails to concur in House amendments to S. B. 132, title, "to provide for the filing, indexing and recordation of a blank or master form of mortgage, deed of trust, or other instrument conveying an interest in, or creating a lien on, real and/or personal property; to provide for reference to the provisions, terms, covenants, conditions, obligations, powers and other contents set forth in such recorded blank or master form; to fix the fee for filing, recording, and indexing the same, and to provide for the effect of such reference," and asks for conference.

For your information the Senate has appointed as conferees to act with like appointees of the House to adjust the differences, Senators Teague and Johnson of Duplin.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above message the Speaker appoints as conferees on the part of the House, Messrs. Morphew, Eagles and Bowie, and the Senate is so notified.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 293, a bill to be entitled An act to amend Chapter 120, Public Laws of 1929, the same being known as the Workmen's Compensation Act, and to provide for securing the payment of compensation in certain cases of occupational disease.

For concurrence in the Senate amendment.

On motion of Mr. Gardner the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 806, a bill to be entitled An act to amend Chapter 202, Public Laws of 1933, relating to the appointment and election of County Superintendents of Public Instruction and District School Committeemen and to reënact the said law.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 785, a bill to be entitled An act to amend Section 3208 of the Consolidated Statutes relating to removal of unfit officers.

On motion of Mr. Cooper the bill is recommitted to the Committee on Judiciary No. 1.

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

On motion of Mr. Cherry the House goes into the Committee of the Whole for the purpose of considering the Substitute bill, heretofore adopted, section by section with Mr. Harris presiding.

After consideration by the Committee of the Whole, on motion of Mr. Cherry, the Committee rises, and the House is called to order by Mr. Speaker Johnson.

Mr. Harris makes the following report for the Committee:

Mr. Speaker:

Your Committee having under consideration H. B. 32, the same being a Substitute, heretofore adopted, a bill to be entitled An act to raise revenue, reports progress as follows:

In Article 3, consideration of which not having been completed at its last sitting, the Committee recommends the adoption of the following sections: Section 211, 211½ as amended; sections 211¾ to 217 inclusive. Section 208 was reopened and readopted as amended. The Committee recommends the adoption of Article 3 as a whole as amended.

In Article 4, the Committee recommends the adoption of Sections 300 to 311 inclusive. The Committee fails to recommend the adoption of an amendment offered by Mr. Barker to strike out the last sentence in Section 311½, by the following roll call vote:

Those voting in the affirmative are: Messrs. Alspaugh, Bailey, Barker, Blount of Pitt, Bryant, Cone, Cook, Cooper, Dobson, Farrell, Fenner, Funderburk, Harris, Hatcher, Hoyle, Johnston, Jonas, Kendrick, Lee, Mitchell, O'Berry, Palmer, Paylor, Peterson, Ray, Royster, Sherard, Stone, Sullivan, Thomas of Anson, Tonissen, Wade, Ward, Williams of Pasquotank—34.

Those voting in the negative are: Messrs. Abernathy, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Bowers, Bowie, Brock, Bryan, Bryson, Carr, Cherry, Clegg, Cloud, Crabtree, Craig, Craver, Cross, Davis, Day, Douglass, Dowtin, Eagles, Ervin, Falkner, Garrell, Gibson, Gray, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Jones, Leggett, Lumpkin, Meekins, Moody, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, Pickens, Ragan, Rasberry, Rouse, Scholl, Sentelle, Sink, Sparger, Spruill, Stell, Stevens, Tatem, Taylor, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Warden, White, Williams of Hyde, Woodall, Zickler—71.

The Committee recommends the adoption of Section 311½ as written; Sections 312 to 321 inclusive, Sections 322 to 341 inclusive. The Committee recommends the adoption of Article 4 as a whole as written.

Respectfully,

MR. HARRIS, *Chairman.*

On motion of Mr. Harris the report is adopted and the Substitute Bill remains on the Calendar for its further consideration.

On motion of Mr. Ragan, H. B. 732, a bill to be entitled An act exempting F. H. Coble of Randolph County from paying a peddler's license, is taken from the Committee on Finance and placed on the Calendar.

On motion of Dr. Douglass, H. B. 747, a bill to be entitled An act to amend Sections 5960 to 5968 inclusive of the Consolidated Statutes exempting Wake County from the absentee voters law, is taken from the Committee on Elections and Election Laws and placed on the Calendar.

On motion of Mr. Garrell, H. B. 772, a bill to be entitled An act increasing the membership of the Board of Commissioners of Columbus County from three to five members, is ordered recalled from the Senate for further consideration by the House.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 246. An Act to amend Chapter 559, Public Laws of 1933, remitting tax penalties in Catawba County.

H. B. 363. An Act to validate the acts of the Commissioners of the town of Windsor and Tax Collector in accepting bonds of the town of Windsor in payment of paving assessments and taxes and to allow payment of taxes for years 1932 and prior thereto to be paid with bonds.

H. B. 378. An Act to amend Section 1885 of the Consolidated Statutes relating to the powers and duties of the State Fisheries Commissioner, Assistant Commissioners, and Inspectors.

H. B. 542. An Act fixing the salary of the Sheriff of Mitchell County and the fees to be collected by said Sheriff.

H. B. 602. An Act fixing the salary of the Sheriff of Haywood County.

H. B. 606. An Act to amend Section 2354 of the Consolidated Statutes, being An Act requiring notice to quit any certain tenancies so as to include Forsyth.

H. B. 617. An Act to authorize the Commissioners of the city of Hendersonville and the Board of Water Commissioners of the city of Hendersonville to refund the Grace Memorial Lutheran Church of Hendersonville for street and water and/or sewer assessments paid by it.

H. B. 623. An Act to fix the fees to be collected by the clerk of the Recorder's Court of Granville County, North Carolina.

H. B. 624. An Act to amend Chapter 344 of the Public-Local Laws of 1931, fixing the fees to be collected by the Clerk of the Superior Court of Granville County.

H. B. 642. An Act to fix the fees of the Justices of Peace of Davidson County.

H. B. 671. An Act to reduce the salary of the Sheriff of Pamlico County and to provide for a tax collector for said county.

H. B. 673. An Act to repeal Chapter 154, Public-Local Laws of 1923, Chapter 537, Public-Local Laws of 1925 and any and all amendments thereto relating to the compensation of the Sheriff of Hyde County and to fix the compensation of said Sheriff.

H. B. 676. An Act to regulate penalties and interest on delinquent taxes in the city of Durham and county of Durham.

H. B. 682. An Act relating to the salaries of the officers and County Commissioners of Pamlico County.

H. B. 698. An Act to regulate salary of Register of Deeds of Pasquotank County.

H. B. 701. An Act relating to the supervision of the Alamance County jail.

H. B. 708. An Act to repeal Chapter 73, Public-Local Laws of 1931, regulating the salary of the Clerk of the Superior Court and Register of Hyde County.

H. B. 717. An Act providing for the reëstablishing of certain judgment dockets that have been stolen and removed from the office of Clerk of Superior Court of Clay County.

H. B. 740. An Act to regulate certain fees of the Recorder's Court of Cumberland County in criminal cases.

H. B. 742. An Act to amend Chapter 316 of the Public Laws of 1909, relating to the payment of the costs in connection with the sinking fund commission of Cumberland County.

H. B. 786. An Act to validate the acts of the Commissioners of the town of Stoneville with regard to taxation.

On motion of Mr. Cherry the House takes a recess until three o'clock p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
FRIDAY AFTERNOON, March 22, 1935.

The House meets pursuant to its recess and resumes consideration of its business, with Mr. Speaker Johnson presiding.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Barnes, Abernathy and Carr: H. B. 817, a bill to be entitled An act to amend Chapter 324, Public Laws of 1933, relating to labeling of fertilizer.

Placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

On motion of Mr. Cherry, the House goes into the Committee of the Whole, for the purpose of considering the Substitute Bill, heretofore adopted, section by section, with Mr. Harris presiding.

After consideration by the Committee of the Whole, on motion of Mr. Cherry the Committee rises, and the House is called to order by Mr. Speaker Johnson.

Mr. Harris makes the following report for the Committee:

Mr. Speaker:

Your Committee having under consideration H. B. 32, the same being a Substitute, heretofore adopted, a bill to be entitled An act to raise revenue reports progress as follows:

In Article 5, the Committee fails to recommend the adoption of an amendment offered by Mr. Douglass to strike out the entire Article and substituting in lieu thereof a franchise tax on the manufacturers of tobaccos etc., by the following roll call vote.

Those voting in the affirmative are: Messrs. Brock, Brown, Bryan, Carr, Clegg, Douglass, Garrett, Harris, Hyde, Jonas, Kendrick, Klutz, Leggett, Meekins, Mitchell, Ragan, Sentelle, Thomas of Harnett, Thompson of Wake, Thorne, Williams of Hyde, Woodall, Zickler—23.

Those voting in the negative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cloud, Cone, Cook, Crabtree, Craig, Cross, Davis, Day, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Gray, Hatcher, Hauser, Henry, Hobbs, Howard, Hoyle, Hutchins, Johnston, Jones, Lee, Lumpkin, Morphew, McCall, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Spruill, Stevens, Stone, Sullivan, Tatem, Taylor, Thomas of Anson, Thompson of Robeson, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Pasquotank—77.

The following pairs are announced:

Mr. Stell with Mr. White. Were Mr. White present he would vote "no." Mr. Stell would vote "aye."

Mr. Bowers with Mr. Lindsey. Were Mr. Lindsey present he would vote "no." Mr. Bowers would vote "aye."

The Committee fails to recommend the adoption of an amendment offered by Dr. Carr to reduce the sales tax rate to two per cent, amending Section 406, by the following vote.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Barnes, Bean, Blount of Pitt, Bowie, Brock, Brown, Bryan, Carr, Clegg, Cloud, Dowtin, Eagles, Ervin, Falkner, Garrett, Gibson, Hatcher, Hauser, Hyde, Jonas, Kelly, Leggett, Lumpkin, Meekins, Mitchell, McDonald, McQueen, Paylor, Peterson, Ragan, Rasberry, Scholl, Sink, Sparger, Spruill, Thomas of Harnett, Thompson of Robeson, Thorne, Warden, Woodall Zickler—43.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barker, Bender, Blount of Beaufort, Bryant, Bryson, Cherry, Cone, Cook, Crabtree, Craig, Cross, Davis, Day, Farrell, Funderburk, Gardner, Gray, Henry, Hobbs, Howard, Hoyle, Hutchins, Johnston, Jones, Lee, Morphew, McCall, McEachern, O'Berry, Palmer, Pickens, Ray, Rouse, Royster, Sentelle, Sherard, Stevens, Sullivan, Tatem, Taylor, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Pasquotank—51.

The following pairs are announced:

Mr. Bowers and Mr. Lindsey. Were Mr. Lindsey present he would vote "no." Mr. Bowers would vote "aye."

Mr. Fenner with Mr. Barbee. Were Mr. Barbee present he would vote "aye." Mr. Fenner would vote "no."

Mr. Stone with Mr. Sprinkle. Were Mr. Sprinkle present he would vote "aye." Mr. Stone would vote "no."

Mr. Kendrick with Mr. Horton. Were Mr. Horton present he would vote "no." Mr. Kendrick would vote "aye."

Mr. Stell with Mr. White. Were Mr. White present he would vote "no." Mr. Stell would vote "aye."

Mr. Harris with Mr. Page. Were Mr. Page present he would vote "aye." Mr. Harris would vote "no."

The following members vote present: Messrs. Douglass, Klutz, and Williams of Hyde.

STATEMENT BY MEMBER

"I promised the people of this Capital County that I would not vote for anything tainted with the sales tax.

"I now find myself between the devil and the deep blue sea.

"Therefore I desire to vote present."

S. E. DOUGLASS.

The Committee recommends the adoption of Section 401 as amended:

The Committee fails to recommend the adoption of an amendment offered by Mr. Williams of Hyde to eliminate the same items from the sales tax that were eliminated by the 1933 Act, by the following roll call vote.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Barnes, Blount of Pitt, Bowie, Brock, Bryan, Carr, Clegg, Cloud, Cross, Douglass, Eagles, Ervin, Falkner, Gibson, Gray, Hatcher, Hauser, Hyde, Jonas, Kelly, Klutz, Leggett, Lumpkin, Meekins, Mitchell, McDonald, McQueen, Paylor, Pickens, Ragan, Scholl, Sink, Thomas of Harnett, Thompson of Robeson, Thorne, Warden, Williams of Hyde, Woodall, Zickler—41.

Those voting in the negative are: Mr. Speaker, Messrs. Bailey, Barker, Bean, Bender, Blount of Beaufort, Bryant, Bryson, Cherry, Cone, Cook, Crabtree, Craig, Davis, Day, Dowtin, Fenner, Funderburk, Gardner, Harris, Henry, Hobbs, Howard, Hoyle, Hutchins, Johnston, Jones, Kendrick, Lee, Morphew, McCall, McEachern, O'Berry, Palmer, Peterson, Rasberry, Ray, Rouse, Royster, Sentelle, Sherard, Sparger, Spruill, Stevens, Stone, Sullivan, Tatem, Taylor, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Pasquotank—56.

The following pairs are announced:

Mr. Brown with Mr. Horton. Were Mr. Horton present he would vote "no." Mr. Brown would vote "aye."

Mr. Stell with Mr. White. Were Mr. White present he would vote "no." Mr. Stell would vote "aye."

Mr. Bowers with Mr. Lindsey. Were Mr. Lindsey present he would vote "no." Mr. Bowers would vote "aye."

The following member votes present: Mr. Alspaugh.

The Committee recommends adoption of Section 404 as amended.

The Committee recommends the adoption of Sections 402, 403, 405, 406 to 427 inclusive.

The Committee recommends the adoption of Article 5 as a whole as amended by the following roll call vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barker, Bean, Bender, Blount of Beaufort, Bryant, Bryson, Cherry, Cloud, Cook, Crabtree, Craig, Cross, Davis, Day, Dowtin, Fenner, Funderburk, Gardner, Henry, Hobbs, Howard, Hoyle, Hutchins, Johnston, Jones, Kendrick, Lee, Morphew, McCall, McEachern, O'Berry, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Sentelle, Sherard, Stevens, Sullivan, Tatem, Taylor, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Pasquotank—55.

Those voting in the negative are: Messrs. Abernathy, Andrews, Barnes, Blount of Pitt, Bowie, Brock, Bryan, Carr, Clegg, Douglass, Eagles, Ervin, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Hyde, Kelly, Klutz, Leggett,

Lumpkin, McDonald, McQueen, Pickens, Ragan, Scholl, Sink, Sparger, Spruill, Thomas of Harnett, Thompson of Robeson, Thorne, Warden, Williams of Hyde, Woodall, Zickler—38.

The following pairs are announced.

Mr. Bowers with Mr. Lindsey. Were Mr. Lindsey present he would vote "aye." Mr. Bowers would vote "no."

Mr. Jonas with Mr. Cone. Were Mr. Cone present he would vote "aye." Mr. Jonas would vote "no."

Mr. Meekins with Mr. Horton. Were Mr. Horton present he would vote "aye." Mr. Meekins would vote "no."

Mr. Stone with Mr. Sprinkle. Were Mr. Sprinkle present he would vote "no." Mr. Stone would vote "aye."

Mr. Stell with Mr. White. Were Mr. White present he would vote "aye." Mr. Stell would vote "no."

Mr. Mitchell votes present.

In Article 6 the Committee recommends the adoption of Sections 450 to 513 inclusive, and the Article as a whole.

The Committee recommends the adoption of the Substitute Bill as a whole as amended.

Respectfully,

MR. HARRIS, *Chairman.*

On motion of Mr. Harris the report is adopted, and the Substitute Bill as amended, passes its first reading and remains on the Calendar for its second reading roll call.

On motion of Mr. Cherry the House takes a recess until eleven o'clock, p.m.

NIGHT SESSION

HOUSE OF REPRESENTATIVES,
FRIDAY NIGHT, March 22, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Brown: H. B. 818, a bill to be entitled An act to amend Section 3956 of the Consolidated Statutes relating to being armed off one's premises on Sunday as pertaining to Perquimans County.

Placed on the Calendar.

And

H. B. 819, a bill to be entitled An act to appoint George W. Chapptell a Justice of the Peace for Hertford Township, Perquimans County.

Placed on the Calendar.

By Mr. Blount of Beaufort: H. B. 820, a bill to be entitled An act to prohibit the sale or shooting of fireworks within one mile of the limits of the city of Washington, Beaufort County.

On motion of Mr. Blount the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cook: H. B. 821, a bill to be entitled An act authorizing the Board of County Commissioners of Alamance County to name the County Treasurer and other employees and to fix their several salaries.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 822, a bill to be entitled An act relating to a code of fair competition for the barbers of Alamance County.

Placed on the Calendar.

By Mr. Sherard: H. B. 823, a bill to be entitled An act relating to the turn key fees for the Sheriff of Henderson County.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 287, a bill to be entitled An act forbidding the issuance of bonds in Montgomery County unless approved by a vote of the people.

Passes its second and third readings and is ordered enrolled.

S. B. 306, a bill to be entitled An act to provide a primary for the nomination of officers for the town of Rutherfordton.

Passes its second and third readings and is ordered enrolled.

S. B. 308, a bill to be entitled An act relating to the election of Mayor and Commissioners in the city of Roanoke Rapids and repealing the provisions of Chapter 121 of the Private Laws of 1933.

Passes its second and third readings and is ordered enrolled.

S. B. 342, a bill to be entitled An act to amend the charter of the city of Randleman so as to extend the jurisdiction of policemen over the territory one mile in every direction from the corporate limits of said town.

Passes its second and third readings and is ordered enrolled.

H. B. 797, a bill to be entitled An act to ratify and confirm a deed for a portion of Janaval Alley executed by the town of Valdese to M. C. Bernard.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 798, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof by the Sheriff of Granville County and the Tax Collectors of the municipalities therein.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 803, a bill to be entitled An act fixing the salaries of the Sheriff and of the Recorder, Solicitor and Clerk of the Recorder's Court of Chowan County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 492, a bill to be entitled An act to abolish absentee voting in all primaries and elections in Scotland County and to provide markers for elections in said county.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 737, a bill to be entitled An act to amend the charter of the town of Canton, Haywood County by repealing Section 17, thereof, the same being Section 17, Chapter 90, Private Laws of 1907.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 750, a bill to be entitled An act to incorporate the Walnut Hill Cemetery in Ashe County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 805, a bill to be entitled An act to provide for the office of Tax Collector for Rowan County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 807, a bill to be entitled An act creating three districts in Hyde County for the nomination and election of the County Commissioners of said county.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 812, a bill to be entitled An act to provide for the appointment of an official court reporter for the General County Court of Buncombe County.

On motion of Mr. Sullivan the bill is recommitted to the Committee on Judiciary No. 2.

On motion of Mr. Harris the House adjourns and will meet Saturday morning at twelve-five o'clock, a.m.

SIXTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, March 23, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Representative R. E. Sentelle of Brunswick County.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

The question now recurs upon the passage of the Substitute bill, as amended, on its second reading.

Mr. Bowie offers an amendment to strike out Section 162½ of the Substitute bill, which fails of adoption.

The question now recurs upon the passage of the Substitute bill, as amended, on its second reading.

The Substitute bill, as amended, passes its second reading by the following vote and remains on the Calendar for its third reading roll call.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barker, Bean, Bender, Blount of Beaufort, Bowie, Bryant, Bryson, Cherry, Cook, Crabtree, Cross, Davis, Day, Dowtin, Ervin, Fenner, Funderburk, Gardner, Harris, Hatcher, Henry, Hobbs, Howard, Hutchins, Johnston, Jones, Lee, Mitchell, Morphew, McCall, McEachern, O'Berry, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Sentelle, Sherard, Sparger, Spruill, Stevens, Sullivan, Taylor, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, Williams of Pasquotank—55.

Those voting in the negative are: Messrs. Abernathy, Barnes, Brown, Carr, Douglass, Eagles, Hyde, Klutz, Lumpkin, McDonald, Scholl, Zickler—12.

The following pairs are announced:

Mr. Andrews with Mr. Craig. Were Mr. Craig present he would vote "aye." Mr. Andrews would vote "no."

Mr. Alspaugh with Mr. Hauser. Were Mr. Hauser present he would vote "no." Mr. Alspaugh would vote "aye."

Mr. Stone with Mr. Bowers. Were Mr. Bowers present he would vote "no." Mr. Stone would vote "aye."

Mr. Brock with Mr. Lindsey. Were Mr. Lindsey present he would vote "aye." Mr. Brock would vote "no."

Mr. Jonas with Mr. Cone. Were Mr. Cone present he would vote "aye." Mr. Jonas would vote "no."

Mr. Hoyle with Mr. Sink. Were Mr. Sink present he would vote "no." Mr. Hoyle would vote "aye."

Mr. Kendrick with Mr. Thorne. Were Mr. Thorne present he would vote "no." Mr. Kendrick would vote "aye."

Mr. Leggett with Mr. Horton. Were Mr. Horton present he would vote "aye." Mr. Leggett would vote "no."

Mr. Royster with Mr. Meekins. Were Mr. Meekins present he would vote "no." Mr. Royster would vote "aye."

Mr. Stell with Mr. White. Were Mr. White present he would vote "aye." Mr. Stell would vote "no."

Mr. Williams of Hyde with Mr. Tatem. Were Mr. Tatem present he would vote "aye." Mr. Williams would vote "no."

STATEMENTS BY MEMBERS

There are several features to the Committee Substitute for H. B. 32 which I do not like, and I particularly dislike the elimination of the exemptions from the sales tax. I am opposed to the elimination of these exemptions and I shall vote for an amendment to replace these exemptions upon its being offered upon a subsequent reading. With this reservation to support this and any other amendment I may see proper, I vote "aye."

R. T. PICKENS.

Believing that this House is setting a legislative incubator that will hatch the strongest Republican Party seen in this State since the Civil War I vote "no."

S. E. DOUGLASS.

On motion of Mr. Cherry the House adjourns and will meet Monday at three o'clock, p.m.

SIXTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,
MONDAY, March 25, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend E. D. Weathers of the city of Franklinton.

Mr. Cooper for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

Mr. Cooper makes a motion that one hundred fifty additional copies of H. B. 575 be printed. It is so ordered.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 492, a bill to be entitled An act to abolish absentee voting in all primaries and elections in Scotland County and to provide markers for elections in said county.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Cone and Hoyle: H. B. 824, a bill to be entitled An act to permit the town of Hamilton Lakes, Guilford County, to receive its bonds or bond interest coupons in payment of its street assessments and to validate such acts heretofore done.

On motion of Mr. Cone the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Hauser, McDonald, and Alspaugh: H. B. 825, a bill to be entitled An act to regulate the fees of the various Justices of the Peace of Forsyth County.

On motion of Dr. McDonald the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Gray: H. B. 826, a bill to be entitled An act to fix the salaries of officers of Clay County.

On motion of Mr. Gray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Pickens: H. B. 827, a bill to be entitled An act to amend Chapter 375, Section 29 of the Public Laws of 1933, relative to motor vehicle license fees.

Referred to the Committee on Roads.

By Mr. Hatcher: H. B. 828, a bill to be entitled An act to provide for the sale and distribution of motor vehicle license plates through the several clerks of the Superior Courts of the State of North Carolina.

Referred to the Committee on Judiciary No. 1.

By Dr. Peterson, by request: H. B. 829, a bill to be entitled An act to amend Consolidated Statutes 6609, relating to the practice of medicine.

Referred to the Committee on Health.

By Mr. Sprinkle: H. B. 830, a bill to be entitled An act to authorize and empower the Board of County Commissioners of Madison County to levy a special tax to provide funds with which to make necessary repairs to the common jail of said county.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Meekins: H. B. 831, a bill to be entitled An act to amend the charter of the town of Granite Falls.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 832, a bill to be entitled An act to amend the charter of Granite Falls.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Lee, by request: H. B. 833, a bill to be entitled An act to facilitate the collection of taxes in Johnston County.

Referred to the Committee on Finance.

And

H. B. 834, a bill to be entitled An act providing for the appointment of a deputy sheriff in each township of Johnston County and fixing the compensation of said deputies.

Referred to the Committee on Finance.

By Dr. McDonald: H. B. 835, a bill to be entitled An act to amend S. B. 156, Public Laws of 1933, and to promote unity in the administration of the public schools of the State.

Referred to the Committee on Education.

By Messrs. Hoyle and Cone: H. B. 836, a bill to be entitled An act to amend Chapter 84 of the Private Laws of 1933, relating to the criminal division of the Municipal Court of the city of Greensboro.

Referred to the Committee on Judiciary No. 1.

By Mr. Klutz: H. B. 837, a bill to be entitled An act to exempt Catawba County from the Absentee Ballot Law in primaries and general elections.

Referred to the Committee on Elections and Election Laws.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 527, a bill to be entitled An act to amend Chapter 51 of the Private Laws of the Session of 1927 authorizing Charlotte Park and Recreation Commission to lease or sell property under its supervision and amending Chapter 99 of the Private Laws of 1933.

For concurrence in the Senate amendment.

On motion of Mr. Ervin the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 580, a bill to be entitled An act to prohibit the issuance of bonds, or otherwise creating a liability of the county, without submitting the matter to a vote of the qualified voters of Bladen County.

For concurrence in the Senate amendment.

On motion of Mr. Page the House concurs in the Senate amendment and the bill is ordered enrolled.

Senate Substitute for H. B. 601, a bill to be entitled An act providing for the appointment of a Tax Supervisor for Haywood County, and regulating his salary and prescribing his duties; and providing for a bookkeeping system in the tax office, and audit thereof; and separating the office of sheriff and tax supervisor and collector.

For adoption of Senate Substitute.

On motion of Mr. Bailey the Senate Substitute is adopted.

Passes its second and third readings and is ordered enrolled.

The original House Bill is laid on the table.

Senate Substitute for H. B. 604, a bill to be entitled An act to amend Chapter 50 Private Laws of 1931 relating to the election of the school trustees for Canton Graded School District, and to create a Board of Elections of said District and to provide for the holding of elections in said District.

For adoption of Senate Substitute.

On motion of Mr. Bailey the Senate Substitute is adopted.

Passes its second and third readings and is ordered enrolled.

The original House Bill is laid on the table.

S. B. 310, a bill to be entitled An act to authorize issuance of State and county bonds to take the place of lost or stolen bonds, provided indemnity is furnished to secure the State of North Carolina and the county of Martin against loss in connection therewith.

Referred to the Committee on Finance.

S. B. 325, a bill to be entitled An act to prohibit the operation of pool and billiard rooms in Swain County.

Referred to the Committee on Judiciary No. 2.

S. B. 332, a bill to be entitled An act providing for the creation of the office of tax collector for Pender County.

On motion of Mr. Harris the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 340, a bill to be entitled An act to amend House Bill 136, ratified March 13, 1935, and Chapter 964, Public Laws, 1907, and Chapter 40, Public Laws,

Extra Session 1913, as amended by Section 12, Chapter 306 Public Laws, 1925, placing control and management of the North Carolina Sanatorium for the Treatment of Tuberculosis and the Western North Carolina Sanatorium for the Treatment of Tuberculosis under the same Board of Directors.

Referred to the Committee on Health.

S. B. 346, a bill to be entitled An act to validate certain waterworks bonds by the town of Hillsboro, Orange County, North Carolina.

On motion of Mr. Howard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 349, a bill to be entitled An act to amend Chapter 234, Public Laws, 1933, relating to the terms of Superior Courts in Duplin County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 365, a bill to be entitled An act to define property encroachment in block 151 of the official plan of the city of Wilmington.

On motion of Mr. Hobbs the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

H. B. 510, a bill to be entitled An act to regulate the working hours of certain State employees.

For concurrence in the Senate amendment.

On motion of Mr. Andrews the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 84, a bill to be entitled An act to place Mrs. Mary Gragg of McDowell County on the pension roll.

Referred to the Committee on Pensions.

S. B. 195, a bill to be entitled An act to amend Sections 2 and 3, Chapter 127 of the Public-Local and Private Laws of 1933 relating to compensation for election officials and County Commissioners of Alleghany County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 256, a bill to be entitled An act requiring the governing body and election officials of the town of Murphy, Cherokee County, to hereafter comply with the general election laws of North Carolina in calling and holding elections for the election of Mayor and members of the Board of Aldermen.

Referred to the Committee on Elections and Election Laws.

S. B. 288, a bill to be entitled An act to amend Section 4410 of the North Carolina Code or Section 4410 of the Consolidated Statutes of North Carolina relating to punishment for carrying concealed weapons.

Referred to the Committee on Judiciary No. 1.

S. B. 326, a bill to be entitled An act to establish cartways to cemeteries in Graham County.

On motion of Mr. Morphew the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 331, a bill to be entitled An act to amend the charter of the town of Rutherfordton, Rutherford County, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

S. B. 336, a bill to be entitled An act to amend Sections 5960 to 5968, inclusive, of the Consolidated Statutes exempting the town of Brevard in Transylvania County from the Absentee Voters' Law.

Referred to the Committee on Elections and Election Laws.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 695, a bill to be entitled An act to authorize and empower the town of Columbia, North Carolina, to purchase, own, hold, and lease a certain tract of land within the corporate limits of the town of Columbia and to issue bonds of said town in payment therefor.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barbee, Barker, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Crabtree, Cross, Dobson, Douglass, Ervin, Falkner, Fenner, Funderburk, Gardner, Garrett, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Morphew, McCall, McDonald, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Woodall, Zickler—89.

Those voting in the negative are: None.

H. B. 796, a bill to be entitled An act to amend Chapter 98 of the Private Laws of 1921 relating to the limits of the incorporated town of Rich Square.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barbee, Barker, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cloud, Cone, Crabtree, Cross, Dobson, Douglass, Ervin, Falkner, Fenner, Funderburk, Gardner, Garrett, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Morphew, McCall, McDonald, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Woodall, Zickler—89.

Those voting in the negative are: None.

H. B. 747, a bill to be entitled An act to amend Sections 5960 to 5968, inclusive, of the Consolidated Statutes exempting Wake County from the Absentee Voters' Law.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 818, a bill to be entitled An act to amend Section 3956 of the Consolidated Statutes relating to being armed off one's premises on Sunday as pertaining to Perquimans County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 819, a bill to be entitled An act to appoint George W. Chapptell a Justice of the Peace for Hertford Township, Perquimans County.

On motion of Mr. Brown the bill is recommitted to the Committee on Justices of the Peace.

H. B. 822, a bill to be entitled An act relating to a code of fair competition for the barbers of Alamance County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

The question now recurs upon the passage of the Substitute Bill, as amended, on its third reading.

An amendment offered by Dr. Douglass, taxing tobaccos and so forth, fails of adoption.

An amendment is offered by Messrs. Scholl and Ervin, which fails of adoption.

An amendment is offered by Messrs. Carr and Eagles, to reduce the sales tax rate to two per cent and upon the question of its adoption Mr. Eagles calls for the "ayes" and "noes." The call is sustained and the amendment is adopted by the following roll call vote.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Barnes, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Clegg, Cloud, Cooper, Craig, Cross, Eagles, Ervin, Falkner, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Head, Hyde, Kelly, Kendrick, Leggett, Lumpkin, Meekins, Mitchell, McDonald, McQueen, Norwood, Paylor, Peterson, Rasberry, Scholl, Sink, Sparger, Sprinkle, Spruill, Stell, Thomas of Harnett, Thompson of Robeson, Thorne, Warden, Williams of Hyde, Woodall, Zickler—52.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barbee, Barker, Bean, Blount of Beaufort, Bryant, Bryson, Cherry, Crabtree, Day, Dobson, Fenner, Funderburk, Henry, Hobbs, Howard, Hoyle, Hutchins, Jones, Lee, Morphew, McCall, McEachern, O'Berry, Pickens, Ray, Rouse, Royster, Sentelle, Sherard, Stevens, Stone, Tatem, Taylor, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, White—44.

The following pairs are announced.

Mr. Cone with Mr. Craver. Were Mr. Craver present he would vote "aye." Mr. Cone would vote "no."

Mr. Horton with Mr. Swift. Were Mr. Swift present he would vote "aye." Mr. Horton would vote "no."

Mr. Jonas with Mr. Sullivan. Were Mr. Sullivan present he would vote "no." Mr. Jonas would vote "aye."

Mr. Lindsey with Mr. Johnston. Were Mr. Johnston present he would vote "no." Mr. Lindsey would vote "aye."

Mr. Page with Mr. Williams of Pasquotank. Were Mr. Williams present he would vote "no." Mr. Page would vote "aye."

The following members vote "present": Messrs. Douglass, Gray, and Klutz.

STATEMENT OF MEMBER

On the roll call vote to reduce the rate of sales tax from three per cent to two per cent I voted "present" when my name was called, reserving the right to change my vote if I deemed it advisable or proper. After the voting had been concluded it appeared that the vote was practically even and that the motion to reduce the rate from three to two per cent would be lost, whereupon I changed my vote from "present" to "aye," believing that the citizenship of North Carolina would be better served and protected by casting my vote for a two per cent levy rather than to let it remain "present" and probably the three per cent rate prevail.

My vote is not to be taken as favoring any form of sales tax but it is simply to be taken as an evidence of trying to reduce the evil to a minimum rate.

This the 25th day of March, 1935.

O. L. WILLIAMS.

An amendment is offered by Dr. McDonald, increasing the tax on athletic exhibitions to five per cent, and upon the question of its adoption Mr. Cherry calls for the "ayes" and "noes." The call is sustained and the amendment is adopted by the following roll call vote.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Clegg, Cloud, Cross, Eagles, Ervin, Falkner, Gardner, Garrell, Garrett, Gray, Hatcher, Hauser, Head, Hyde, Jonas, Kelly, Kendrick, Leggett, Lumpkin, Meekins, Mitchell, McCall, McDonald, McQueen, Norwood, Page, Scholl, Sentelle, Sink, Sprinkle, Spruill, Stell, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Warden, Williams of Hyde, Woodall —51.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Barker, Bean, Blount of Beaufort, Bryant, Bryson, Cherry, Cone, Crabtree, Craig, Day, Dobson, Fenner, Funderburk, Harris, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Jones, Lee, Lindsey, Morphew, McEachern, O'Berry, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Sherard, Sparger, Stevens, Stone, Tatem, Taylor, Thomas of Anson, Tonissen, Uzzell, Vann, Wade, Ward, White —48.

The following members vote "present": Messrs. Douglass and Klutz.

The Substitute Bill remains on the Calendar for its further consideration.

On motion of Mr. Williams of Hyde, H. B. 263, a bill to be entitled An act to authorize the recordation of any agricultural lien and/or chattel mortgage and/or waiver, subordination or assignment, of landlords' lien executed to the Government of the United States, or any department or officer thereof, the Reconstruction Finance Corporation, the Land Bank Commissioner, the Federal Farm Mortgage Corporation, any corporation organized under the Farm Credit Act of 1933, and amendments thereto, the Federal Farm Loan Act, and amendments thereto, or any corporation which rediscounts notes or other obligations with, or procures loans from, a Federal Intermediate Credit Bank, without proof or acknowledgment of the execution thereof or order of registration, is taken from the unfavorable Calendar and recommitted to the Committee on Agriculture.

On motion of Mr. Williams of Hyde, H. B. 14, a bill to be entitled An act to authorize and empower the Board of Commissioners of Hyde County to levy taxes for debt service in proportion to the ability of the taxpayers to pay, is taken from the unfavorable Calendar, and recommitted to the Committee on Judiciary No. 1.

On motion of Dr. McDonald the House adjourns and will meet tomorrow at twelve o'clock, noon.

SIXTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, March 26, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend H. A. Cox of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 736, a bill to be entitled An act to create a board of municipal elections for the town of Canton.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 801, a bill to be entitled An act relative to the collection of paving assessments in the town of Windsor, Bertie County, North Carolina.

And

H. B. 802, a bill to be entitled An act to authorize the Town Commissioners of Windsor to sell certain real estate belonging to the town.

And

H. B. 809, a bill to be entitled An act to provide for law enforcement in Trinity Township, Randolph County, North Carolina.

And

H. B. 830, a bill to be entitled An act to authorize and empower the Board of County Commissioners of Madison County to levy a special tax to provide funds with which to make necessary repairs to the common jail of said county.

And

H. B. 831, a bill to be entitled An act to amend the charter of the town of Granite Falls.

And

H. B. 832, a bill to be entitled An act to amend the charter of Granite Falls.

And

S. B. 331, a bill to be entitled An act to amend the charter of the town of Rutherfordton, Rutherford County, North Carolina.

And

S. B. 131, a bill to be entitled An act to amend Section 3318 of Volume III of the Consolidated Statutes, relating to the recordation of plats and subdivisions by striking out all of said Section and substituting in lieu thereof a new section providing for the recording and indexing of a plat; providing for the manner of recording same; providing for reference to the record of such plat; and validating the recordation of certain plats heretofore recorded.

And

S. B. 195, a bill to be entitled An act to amend Sections 2 and 3, Chapter 127 of the Public-Local and Private Laws of 1933 relating to compensation for election officials and County Commissioners of Alleghany County.

With favorable reports.

And

S. B. 284, a bill to be entitled An act to increase the Board of County Commissioners of Montgomery County from three to five members.

With an unfavorable report.

ENGROSSED BILLS

Mr. Palmer, for the Committee on Engrossed Bills reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 343, a bill to be entitled An act to repeal all laws permitting absentee voting and to strengthen the Australian ballot in Bladen County.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Royster: H. B. 838, a bill to be entitled An act relative to the salary of the Register of Deeds of Granville County.

Placed on the Calendar.

By Messrs. Tonissen and Funderburk: H. B. 839, a bill to be entitled An act to amend Chapter 197, Public Laws, 1919, relating to the sale of weapons, so as to provide for the regulation of the sale and use of "machine guns."

Referred to the Committee on Judiciary No. 2.

And

H. B. 840, a bill to be entitled An act to regulate dealers engaged in the business of buying and/or selling of second hand clothing and other second hand merchandise, and provide a punishment for violating the provisions thereof.

Referred to the Committee on Judiciary No. 2.

And

H. B. 841, a bill to be entitled An act to amend Chapter 122, Public Laws, 1927 and particularly Section 35 thereof (Section 2621 (36) Michie) relating to tampering with vehicles.

Referred to the Committee on Judiciary No. 2.

By Mr. Mitchell: H. B. 842, a bill to be entitled An act to authorize the City Commissioners of the city of Raleigh to relieve or compensate C. C. Page for injuries received during the performance of his duties as Commissioner of Public Works of the city of Raleigh.

Placed on the Calendar.

By Mr. Bailey: H. B. 843, a bill to be entitled An act to extend the time for the collection of taxes in Haywood County.

On motion of Mr. Bailey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Rasberry: H. B. 844, a bill to be entitled An act relating to the jurisdiction of constables in Greene County, North Carolina.

On motion of Mr. Rasberry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Jonas: H. B. 845, a bill to be entitled An act to relieve owners of dogs in Lincoln County of taxes thereon.

Referred to the Committee on Education.

And

H. B. 846, a bill to be entitled An act to limit and regulate absentee voting in Lincoln County.

Referred to the Committee on Elections and Election Laws.

By Mr. Sherard: H. B. 847, a bill to be entitled An act to amend Chapter 66 of the Public Laws and Private Laws, Session 1931, to restrict and limit the powers of the Board of Commissioners of the town of East Flat Rock in Henderson County.

Referred to the Committee on Judiciary No. 1.

And

H. B. 848, a bill to be entitled An act relating to certain privilege tax for laundries in the several counties of this State.

Referred to the Committee on Judiciary No. 1.

By Mr. Sprinkle: H. B. 849, a bill to be entitled An act to authorize the Board of County Commissioners with the approval of the Budget Commission of Madison County to levy a special tax for the years 1935, 1936, and 1937, for the purpose of paying off a deficit in Madison County.

Placed on the Calendar.

By Messrs. Hauser, Alspaugh, and McDonald: H. B. 850, a bill to be entitled An act to regulate the opening and closing of barber shops in the city of Winston-Salem, North Carolina, and to provide for the observance of certain holidays by the barbers and the employees of barber shops in the city of Winston-Salem, North Carolina.

On motion of Mr. Alspaugh the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. McCall: H. B. 851, a bill to be entitled An act to amend Chapter 25 of the Private Laws of 1887 applying to elections in the town of Maxton.

Referred to the Committee on Elections and Election Laws.

By Messrs. Hauser, Alspaugh, and McDonald: H. B. 852, a bill to be entitled An act to amend Chapter 318 of the Public Laws of North Carolina of 1925.

Referred to the Committee on Judiciary No. 1.

By Mr. Kelly: H. B. 853, a bill to be entitled An act providing for the the appointment of a cotton weigher for the town of Clinton, Sampson County.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Abernathy and Fenner: H. B. 854, a bill to be entitled An act relating to the Grand Jury of Nash County.

On motion of Mr. Abernathy the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Barnes, Cooper, and Carr: H. B. 855, a bill to be entitled An act to provide a pension for Woodrow Wilson Shropshire and Robert Barnes, convicts injured during penal servitude.

Referred to the Committee on Appropriations.

By Mr. Lumpkin: H. B. 856, a bill to be entitled An act to validate certain bonds of the town of Louisburg and authorizing the issuance of refunding bonds of said town.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 644, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the city of Asheville, North Carolina, and to provide for the observance of certain holidays by the barber shops and the employees of barber shops in the city of Asheville, North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Sullivan the House concurs in the Senate amendment and the bill is ordered enrolled.

SPECIAL MESSAGES

SENATE CHAMBER,

Mr. Speaker: March 23, 1935.

Pursuant to your request we are returning herewith H. B. 772, title, "An act increasing the membership of the Board of Commissioners of Columbus County from three to five members" for the further consideration of your Honorable Body.

Respectfully, LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate on motion of Mr. Garrell the vote by which the bill passed its second and third readings is reconsidered and the bill is placed on the Calendar.

SENATE CHAMBER,
March 25, 1935.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body requesting the return of H. B. 580, title, "to prohibit the issuance of bonds, or otherwise creating a liability of the county without submitting the matter to a vote of the voters of Bladen County," for further consideration by the Senate.

Respectfully,

LEROY MARTIN,
Principal Clerk.

The bill having been ordered enrolled and no action by the House is had to recall the bill or again obtain possession of same, the House is not able to comply with the request of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 335, a bill to be entitled An act to prohibit the interference of all aquatic plant foods and other waterfowl food growing in the waters of Currituck Sound and adjacent waters and regulating the season for trapping muskrats in Currituck County.

For concurrence in the Senate amendment.

On motion of Mr. Taylor the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 796, a bill to be entitled An act to amend Chapter 98 of the Private Laws of 1921 relating to the limits of the incorporated town of Rich Square.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Bean, Bender, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Cloud, Cone, Cook, Crabtree, Craig, Cross, Davis, Dees, Dobson, Douglass, Eagles, Ervin, Falkner, Farrell, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Woodall, Zickler—94.

Those voting in the negative are: None.

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

The consideration on its third reading not having been completed yesterday, the bill is now further considered on its third reading.

Mr. Gardner makes a motion that the vote by which the amendment offered by Messrs. Eagles and Carr on yesterday to reduce the sales tax rate from three per cent to two per cent, was adopted, be reconsidered, and on this question Mr. Gardner calls for the "ayes" and "noes." The call is sustained and the motion of Mr. Gardner is carried by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Barker, Bean, Bender, Blount of Beaufort, Bryant, Bryson, Cherry, Cook, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Farrell, Fenner, Funderburk, Gardner, Gray, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Jones, Kendrick, Lee, Lindsey, Morphew, McCall, McEachern, Norwood, O'Berry, Palmer, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Sentelle, Sherard, Stevens, Stone, Sullivan, Tatem, Taylor, Thomas of Anson, Tonissen Uzzell, Vann, Wade, Ward, White, Williams of Pasquotank, Wilson—62.

Those voting in the negative are: Messrs. Abernathy, Andrews, Barnes, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Clegg, Cloud, Douglass, Ervin, Falkner, Garrell, Garrett, Gibson, Hatcher, Head, Hyde, Kelly, Leggett, Lumpkin, Meekins, Mitchell, McDonald, McQueen, Page, Paylor, Scholl, Sink, Sparger, Sprinkle, Spruill, Stell, Thomas of Harnett, Thompson of Robeson, Thorne, Warden, Williams of Hyde, Woodall, Zickler—43.

The following pairs are announced:

Mr. Cone with Mr. Swift. Were Mr. Swift present he would vote "no." Mr. Cone would vote "aye."

Mr. Thompson of Wake with Mr. Dowtin. Were Mr. Dowtin present he would vote "no." Mr. Thompson would vote "aye."

Mr. Eagles with Mr. Harris. Were Mr. Harris present he would vote "aye." Mr. Eagles would vote "no."

Mr. Jonas with Mr. Moody. Were Mr. Moody present he would vote "aye." Mr. Jonas would vote "no."

Mr. Alspaugh with Mr. Hauser. Were Mr. Hauser present he would vote "no." Mr. Alspaugh would vote "aye."

Mr. Klutz votes "present."

The question now recurs upon the adoption of the amendment offered by Messrs. Eagles and Carr, to reduce the sales tax rate from three per cent to two per cent. Upon this question Mr. Lumpkin calls for the "ayes and "noes." The call is sustained and the amendment fails of adoption by the following vote.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Barnes, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Clegg, Cloud, Ervin, Falkner, Farrell, Garrell, Garrett, Gibson, Hatcher, Head, Hyde, Kelly, Leggett, Lumpkin, Meekins, Mitchell, McDonald, McQueen, Page, Paylor, Scholl, Sink, Sparger, Sprinkle, Spruill, Stell, Thomas of Harnett, Thompson of Robeson, Thorne, Warden, Williams of Hyde, Woodall, Zickler—43.

Those voting in the negative are: Mr. Speaker, Messrs. Bailey, Barbee, Barker, Bean, Bender, Blount of Beaufort, Bryant, Bryson, Cherry, Cook, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Fenner, Funderburk, Gardner, Gray, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Jones, Lee, Morphew, McCall, McEachern, Norwood, O'Berry, Palmer, Peter-

son, Pickens, Rasberry, Ray, Rouse, Sentelle, Sherard, Stevens, Stone, Sullivan, Tatem, Taylor, Thomas of Anson, Tonissen, Uzzell, Wade, Ward, White, Williams of Pasquotank, Wilson—57.

The following pairs are announced:

Mr. Cone with Mr. Swift. Were Mr. Swift present he would vote "aye." Mr. Cone would vote "no."

Mr. Royster with Mr. Craver. Were Mr. Craver present he would vote "aye." Mr. Royster would vote "no."

Mr. Thompson of Wake with Mr. Dowtin. Were Mr. Dowtin present he would vote "aye." Mr. Thompson would vote "no."

Mr. Eagles with Mr. Harris. Were Mr. Harris present he would vote "no." Mr. Eagles would vote "aye."

Mr. Jonas with Mr. Moody. Were Mr. Moody present he would vote "no." Mr. Jones would vote "aye."

Mr. Vann with Mr. Ragan. Were Mr. Ragan present he would vote "aye." Mr. Vann would vote "no."

Mr. Alspaugh with Mr. Hauser. Were Mr. Hauser present he would vote "aye." Mr. Alspaugh would vote "no."

The following members vote "present": Messrs. Douglass, Kendrick, and Klutz.

On motion of Mr. Gardner the vote by which an amendment offered by Dr. McDonald on yesterday was adopted, is reconsidered.

Dr. McDonald, without objection being raised by the House, withdraws his amendment.

The question now recurs upon the passage of the Substitute Bill, as amended, on its third reading, no amendments having been adopted to throw the bill back on its roll call readings.

As amended, the Substitute Bill passes its third reading by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Barker, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Carr, Cherry, Cloud, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Ervin, Farrell, Fenner, Funderburk, Gardner, Gray, Hatcher, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Lee, Leggett, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Taylor, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Pasquotank, Wilson, Zickler—79.

Those voting in the negative are: Messrs. Abernathy, Barnes, Bowers, Brock, Brown, Bryan, Clegg, Douglass, Falkner, Garrell, Garrett, Gibson, Head, Kelly, Klutz, Lumpkin, Meekins, Scholl, Sink, Sprinkle, Thomas of Harnett, Thompson of Robeson, Thorne, Warden, Williams of Hyde, Woodall—26.

The following pairs are announced:

Mr. Alspaugh with Mr. Hauser. Were Mr. Hauser present he would vote "no." Mr. Alspaugh would vote "aye."

Mr. Cone with Mr. Swift. Were Mr. Swift present he would vote "no." Mr. Cone would vote "aye."

Mr. Royster with Mr. Craver. Were Mr. Craver present he would vote "no." Mr. Royster would vote "aye."

Mr. Eagles with Mr. Harris. Were Mr. Harris present he would vote "aye." Mr. Eagles would vote "no."

The following members vote "present": Messrs. Mitchell and McDonald.

The original bill is laid on the table.

STATEMENTS BY MEMBERS

In voting "present" to the Revenue Bill, I am registering my earnest and vigorous opposition to a tax bill which contains the most unfair tax I know, namely, the sales tax. My feeling is that the very least we should do to keep faith with the people of the State is to reduce the sales tax. For these reasons I cannot vote "aye" to the bill.

My sincere friendship and regard for the men both for and against the sales tax, and the respect which I have for the clean, hard fight which they have made, prevents my voting "no" to the entire Revenue Bill, for it contains many provisions which I heartily endorse. There is not the slightest rankling in my heart at this time toward any man who has differed with me on the issue. For all these men, I have the utmost of affection and good will.

For these reasons, I vote "present" to the Revenue Bill, reserving the right to oppose the sales tax as earnestly and as vigorously as I can if the House should again have the opportunity of considering that issue.

RALPH W. MCDONALD.

I came to the General Assembly committed to the policy of raising the salaries of all school employees in North Carolina. On three separate occasions I have asked the Chairman of the Finance Committee if sufficient revenues were set up in the Revenue Bill to meet the amounts in the Appropriation Bill and guarantee the increase in teachers' salaries of twenty per cent for the first year and twenty-five per cent for the second year of the biennium, and the Chairman assured the members of the House every time that the revenue provided would balance the Appropriation Bill and provide the said increases. Believing in the integrity of the Chairman of the Finance Committee and believing that these promises to the teachers will be met, I vote "aye."

R. E. SENTELLE.

I have been consistently voting against the sales tax in any form, but realizing that the teachers in North Carolina and the other State employees must be given a substantial increase in salary and that the budget must be balanced, therefore I vote "aye" for the Revenue Bill.

H. J. HATCHER.

Having on previous occasions by my vote in this House demonstrated my conviction that the sales tax should at least be reduced to two per cent and still retaining that conviction but nevertheless realizing that the State of

North Carolina must raise sufficient revenue to carry on its governmental operations, I accede to the will of the majority and vote "aye."

C. E. HYDE.

Mr. Speaker:

I appreciate the fact that we must have a Revenue Bill but before I would cast a vote to further oppress the widows, the orphans, and the sick and afflicted, I would prefer to see the State of North Carolina go into the red for the next two years. I positively will not vote for a sales tax therefore I am delighted to vote "no."

S. E. DOUGLAS.

I vote "aye" because the State must have a Revenue Act, yet I protest against the tax on the basic foods and a three per cent tax instead of a two per cent sales tax.

R. L. CARR.

Having consistently voted against the three per centum sales tax as included in the Revenue Bill and feeling the two per centum sales tax, without exemptions, is sufficient to balance the budget, but realizing that a Revenue Bill is necessary, and should the bill be returned from the Senate amended in this or in any other respect, I reserve the right to again vote against the sales tax just as I have done in the past. With this explanation, Mr. Speaker and Lady and Gentlemen of the House, I vote "aye."

MALCOLM MCQUEEN.

I vote "aye" upon Committee Substitute for H. B. 32 entitled a bill to be entitled An act to raise revenue. But in doing so, I wish it to be understood that I do not favor the sales tax feature eliminating the exemption of necessary food stuffs from the payment of this tax. I think foods absolutely necessary for the sustenance of life should not be burdened with a sales tax.

R. T. PICKENS.

I vote for the Revenue Bill after having voted and spoken against placing a sales tax on necessary foods that are now exempt. It is necessary to have revenue and I could not vote against the whole bill, but in voting for the bill I still maintain that those articles now exempt under the present law should not be taxed.

T. C. GRAY.

On motion of Mr. Meekins, H. B. 831, a bill to be entitled An act to amend the Charter of the town of Granite Falls, is taken from the Calendar and recommitted to the Committee on Counties, Cities and Towns.

On motion of Mr. Meekins, H. B. 832, a bill to be entitled An act to amend the Charter of Granite Falls, is taken from the Calendar and recommitted to the Committee on Counties, Cities and Towns.

On motion of Mr. Rasberry, S. B. 340, a bill to be entitled An act to amend H. B. 136, ratified March 13, 1935, and Chapter 964, Public Laws 1907 and Chapter 40, Public Laws, Extra Session 1913, as amended by Section

12, Chapter 306, Public Laws 1925, placing the control and management of the North Carolina Sanatorium for the Treatment of Tuberculosis and the Western North Carolina Sanatorium for the Treatment of Tuberculosis, under the same Board of Directors, is taken from the Committee on Health and placed on the Calendar.

On motion of Mr. McEachern, H. B. 530, a bill to be entitled An act to prohibit shipping into or seling second hand clothing, hats or shoes in Mecklenburg County, is taken from the Committee on Propositions and Grievances and placed on the Calendar.

On motion of Mr. Palmer, S. B. 214, a bill to be entitled An act to create and establish the Kannapolis Administrative Unit and providing for the administration and control thereof, is taken from the Committee on Education and placed on the Calendar.

On motion of Mr. Howard, S. B. 346, a bill to be entitled An act to validate certain waterworks bonds by the town of Hillsboro, Orange County, North Carolina, is ordered recalled from the Enrolling Office for further consideration by the House.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 287. An Act forbidding the issuance of bonds in Montgomery County unless approved by a vote of the people.

S. B. 308. An Act relating to the election of Mayor and Commissioners in the city of Roanoke Rapids and repealing the provisions of Chapter 121 of the Private Laws of 1933.

S. B. 342. An Act to amend the Charter of the city of Randleman so as to extend the jurisdiction of policemen over the territory one mile in every direction from the corporate limits of said Town.

H. B. 104. An Act to amend Chapter 266, Public Laws of 1933, relating to the fees for registering Federal crop liens and Federal chattel mortgages.

H. B. 148. An Act to create a lien upon recoveries in civil actions for personal injuries in favor of sums due for medical attention and/or hospitalization.

H. B. 174. An Act to prevent rabies in the State of North Carolina.

H. B. 259. An Act to amend Chapter 177 of the Private Laws of 1889 and Chapter 274 of the Private Laws of 1907, relating to the town of Dillsboro, Jackson County.

H. B. 270. An Act to authorize the use of county bonds and bonds of Morehead City in the payment of certain delinquent taxes due the said county and municipality.

H. B. 293. An Act to amend Chapter 120, Public Laws of 1929, the same being known as the Workmen's Compensation Act, and to provide for securing the payment of compensation in certain cases of occupational disease.

H. B. 443. An Act to provide more direct assistance for defaulting local government units in the preparation of workable refinancing plans necessary for the elimination and/or the prevention of defaults in the payment of principal and interest on the bonds of said units.

H. B. 451. An Act to amend Section 2722 (a) of the Consolidated Statutes in reference to apportionment of assessments.

H. B. 456. An Act creating the office of tax collector for Wilson County and for other purposes.

H. B. 464. An Act providing for the extension of special assessments and repealing Chapter 249 Public Laws of 1931 as amended by Chapters 252 and 410 Public Laws of 1933.

H. B. 506. An Act to amend Section 1443 of the Consolidated Statutes of North Carolina, relating to terms of Superior Court in the Eighteenth Judicial District.

H. B. 513. An Act providing for the appointment of a court reporter for the Fifth Judicial District of North Carolina.

H. B. 516. An Act to authorize the issuance of notes of the State for the purpose of paying appropriations.

H. B. 528. An Act to permit the city of Charlotte to contract the sale of city automobile license plates to Carolina Motor Club Incorporated and validating previous acts relating thereto.

H. B. 534. An Act to authorize clerks of the Superior Court to accept probates of deeds for registration in certain cases.

H. B. 622. An act relating to bill of cost in Recorder's Court in Franklin County.

H. B. 641. An Act to amend Chapter 230 of the Public-Local Laws of 1933.

H. B. 653. An Act creating five districts in Wilson County for the selection of County Commissioners.

H. B. 654. An Act to create the position of keeper of the common jail of Wilson County; to amend the laws in reference thereto and to relieve the Sheriff from the duties imposed upon him as keeper of the jail of Wilson County.

H. B. 656. An Act to amend Section 12 of Chapter 312, Public Laws of 1931, relative to the powers and duties of the Division of Standards and Inspection of the Department of Labor.

H. B. 659. An Act to authorize Stanly County through its Board of Commissioners to issue twenty thousand dollars in bonds for the purchase of lands for parks.

H. B. 660. An Act to define and license professional bondsmen in Mecklenburg County, and the city of Charlotte.

H. B. 665. An Act to validate certain bonds of the town of Mount Olive and authorizing the issuance of refunding and funding bonds of said Town.

H. B. 666. An Act to amend Chapter 86 of the Public Laws of 1887, entitled, "An Act relating to the public schools in the town of Durham," as amended by Chapter 112 of the Public-Local Laws, Extra Session of 1924, relating to Durham County.

H. B. 697. An Act to increase the number of meetings per month of the Board of County Commissioners of Pasquotank County.

H. B. 700. An Act to prohibit shooting fireworks in Harnett County.

H. B. 703. An Act to confer criminal jurisdiction upon certain terms of the Superior Court of Robeson County.

H. B. 722. An Act providing for certain special tax in Jackson County.

H. B. 743. An Act authorizing the Board of County Commissioners of Cumberland County to name a person, to designate an assistant to the Solicitor of the Superior Court in Cumberland County.

H. B. 744. An Act to cure certain defective acknowledgments taken by notaries public.

H. B. 749. An Act to provide for a calendar for the trial of criminal cases in the Superior Court of Cleveland County.

H. B. 751. An Act to amend H. B. 39 of the Private Laws of 1919, relative to the town of Severn, Northampton County.

H. B. 764. An act regulating the duties of the Clerk of the Superior Court of Hyde County.

H. B. 773. An Act creating five districts in Columbus County for the nomination and election of the county commissioners of said County.

H. B. 781. An Act to relieve the taxpayers of Beaufort County.

S. B. 306. An Act to provide a primary for the nomination of officers for the town of Rutherfordton.

On motion of Mr. Bryant the House adjourns and will meet tomorrow at ten-thirty o'clock, a.m.

SIXTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, March 27, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend John Gray of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

An indefinite leave of absence is granted to Mr. Clegg of Moore County for the purpose of visiting his sister, who is seriously ill.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cherry, for the Committee on Finance.

H. B. 690, a bill to be entitled An act to authorize and empower the board of County Commissioners of Caswell County to publish a monthly statement of its disbursements.

And

H. B. 691, a bill to be entitled An act authorizing and empowering the Board of County Commissioners of Caswell County to purchase land for said County at tax foreclosure sales.

And

H. B. 692, a bill to be entitled An act relating to the listing of unlisted real property in Caswell County.

And

H. B. 693, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to the payment of damages done by dogs in Caswell County.

And

H. B. 756, a bill to be entitled An act to authorize the Board of Commissioners of the town of Selma, after notice and public hearing, to relieve church properties of special assessments.

And

H. B. 684, a bill to be entitled An act validating certain acts of the Chairman of the Board of County Commissioners of Caswell County.

And

H. B. 685, a bill to be entitled An act to authorize the Clerk of the Board of County Commissioners of Caswell County to administer oaths on accounts filed against said County.

And

H. B. 686, a bill to be entitled An act to amend Section 181 of the Public Laws of 1933 relating to refund of tax sales certificates applying only to Caswell County.

And

H. B. 687, a bill to be entitled An act to amend Chapter 516 of the Public-Local Laws of 1933 relating to Caswell County, and relating to the office of Register of Deeds.

And

H. B. 688, a bill to be entitled An act validating notes taken by Caswell County under Chapter 181 of the Public Laws of 1933.

And

H. B. 689, a bill to be entitled An act to authorize the Commissioners of Caswell County to levy a special tax for the support of the poor, the maintenance of county health work and for running the Courts of said County.

With favorable reports.

And

H. B. 765, a bill to be entitled An act to amend Chapter 504 of the Public Laws of 1933 relative to drainage assessments.

With an unfavorable report.

By Mr. Sentelle, for the Committee on Penal Institutions.

H. B. 435, a bill to be entitled An act to amend Sections 4657 and 4658 of the Consolidated Statutes substituting death by administration of lethal gas for death by electrocution in North Carolina.

With a favorable report.

On motion of Mr. Page the bill is made a special order for next Tuesday, April 2.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

Committee Substitute for H. B. 32, a bill to be entitled An act to raise revenue.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Cloud: H. B. 857, a bill to be entitled An act to fix the term of office of the Commissioners of Polk County at two years instead of six as now provided by law.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Ervin, Scholl, Bean, Tonissen, Gibson, and Gardner: H. B. 858, a bill to be entitled An act requiring the installation of pick clocks, so called, on looms in textile factories.

Referred to the Committe on Manufactures and Labor.

By Mr. Sherard: H. B. 859, a bill to be entitled An act to validate bonds issued by the town of East Flat Rock.

Referred to the Committee on Finance.

And

H. B. 860, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Henderson County.

Referred to the Committee on Judiciary No. 1.

By Mr. Sink: H. B. 861, a bill to be entitled An act to validate acts of City Council of the city of Lexington in special assessments for improvements heretofore made and to lengthen time of running of statute of limitations.

Referred to the Committee on Judiciary No. 1.

By Mr. Blount of Beaufort: H. B. 862, a bill to be entitled An act to make secure to debtors the benefits of Chapter 36 and Chapter 275 of the Public Laws of 1933.

Referred to the Committee on Judiciary No. 1.

And

H. B. 863, a bill to be entitled An act to eliminate contradictions in Section 8037 of the Consolidated Statutes of North Carolina and to make definite the time within which suits may be brought for the foreclosure of tax certificates.

Referred to the Committee on Judiciary No. 1.

By Mr. Gray, by request: H. B. 864, a bill to be entitled An act to amend Chapter 356 of the Public-Local Laws of 1933, relating to the election of school teachers in Clay County.

Referred to the Committee on Education.

By Mr. Kelly: H. B. 865, a bill to be entitled An act to amend Chapter 40, Public-Local and Private Laws of 1929, regulating the period of time that shall constitute the yearly term of agricultural tenancies.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sprinkle: H. B. 866, a bill to be entitled An act appointing the members of the Board of Health of Madison County.

On motion of Mr. Sprinkle the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Taylor: H. B. 867, a bill to be entitled An act for the better protection of migratory wild fowl in Currituck Sound, to enable the County of Currituck to coöperate with the State Board of Conservation and Development of North Carolina.

On motion of Mr. Taylor the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Klutz: H. B. 868, a bill to be entitled An act relating to foreclosure proceedings in Catawba County and municipalities situated therein.

Referred to the Committee on Judiciary No. 1.

By Messrs. Fenner and Abernathy: H. B. 869, a bill to be entitled An act to repeal Chapter 145, Public Laws of 1933, and to amend Section 1445 of the Consolidated Statutes relating to the Superior Courts of Nash County.

On motion of Mr. Fenner the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Paylor: H. B. 870, a bill to be entitled An act to empower the governing body of the town of Farmville, Pitt County, to relieve churches of paving assessments.

Referred to the Committee on Finance.

By Messrs. Paylor and Blount of Pitt, by request: H. B. 871, a bill to be entitled An act to prohibit the sale of beer and other alcoholic beverages within one mile of any church or school in the town of Bethel in Pitt County.

Referred to the Committee on Judiciary No. 2.

By Mr. McCall: H. B. 872, a bill to be entitled An act to validate certain bonds of the town of Maxton and authorizing the issuance of refunding and funding bonds of said Town.

Referred to the Committee on Finance.

By Messrs. Cone, Hoyle, Pickens and Cook: H. B. 873, a bill to be entitled An act to permit the town of Gibsonville in Guilford and Alamance counties to levy taxes upon the basis of the information obtained from the tax records of Guilford and Alamance counties as to taxables and to otherwise facilitate the levy of taxes by said Town.

On motion of Mr. Cone the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Cone and Hoyle: H. B. 874, a bill to be entitled An act to permit the town of Hamilton Lakes to hold its meeting outside of its corporate limits and to permit the offices of said Town and/or the offices of of its officers to be located outside of its corporate limits and to permit certain of its offices to be held by persons other than its residents.

On motion of Mr. Cone the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 875, a bill to be entitled An act to permit the town of Hamilton Lakes to levy taxes upon the basis of the information obtained from the tax records of Guilford County as to taxables and to otherwise facilitate the levy of taxes by said Town.

On motion of Mr. Cone the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Barnes: H. B. 876, a bill to be entitled An act to amend Chapter 61, Public Laws of 1931, being an Act amending Chapter 216 Public Laws of 1923, relating to the General County Court in Wilson County.

On motion of Mr. Barnes the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Andrews and O'Berry: H. B. 877, a bill to be entitled An act to amend Section 5440(a) of the Consolidated Statutes relative to providing textbooks and the teaching of the effects of alcoholism and narcotism of the human system.

Referred to the Committee on Education.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 333, a bill to be entitled An act to amend the Charter of Lewiston, Bertie County, North Carolina.

On motion of Mr. Spruill the bill is placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 530, a bill to be entitled An act to prohibit shipping into or selling second-hand clothing, hats or shoes in Mecklenburg County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 736, a bill to be entitled An act to create a Board of Municipal Elections for the town of Canton.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 772, a bill to be entitled An act increasing the membership of the Board of Commissioners of Columbus County from three to five members.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 340, a bill to be entitled An act to amend H. B. 136, ratified March 13, 1935, and Chapter 964, Public Laws of 1907 and Chapter 40, Public Laws, Extra Session 1913, as amended by Section 12, Chapter 306, Public Laws of 1925, placing the control and management of the "North Carolina Sanatorium for the Treatment of Tuberculosis" and the "Western North Carolina Sanatorium for the Treatment of Tuberculosis" under the same Board of Directors.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendments.

H. B. 9, a bill to be entitled An act to regulate the license tax on all private passenger motor vehicles.

On motion of Mr. Jones, further consideration of the bill is postponed indefinitely.

H. B. 838, a bill to be entitled An act relative to the salary of the Register of Deeds of Granville County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 842, a bill to be entitled An act to authorize the City Commissioners of the city of Raleigh to relieve or compensate C. C. Page for injuries received during the performance of his duties as Commissioner of Public Works of the city of Raleigh.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 195, a bill to be entitled An act to amend Section 2 and 3, Chapter 127 of the Public-Local and Private Laws of 1933, relating to compensation for election officials and County Commissioners of Alleghany County.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 214, a bill to be entitled An act to create and establish the Kannapolis Administrative Unit and providing for the administration and control thereof.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 331, a bill to be entitled An act to amend the Charter of the town of Rutherfordton, Rutherford County, North Carolina.

Passes its second and third readings and is ordered enrolled for ratification.

H. B. 801, a bill to be entitled An act relative to the collection of paving assessments in the town of Windsor, Bertie County, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 802, a bill to be entitled An act to authorize the Town Commissioners of Windsor to sell certain real estate belonging to the Town.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 809, a bill to be entitled An act to provide for law enforcement in Trinity Township, Randolph County, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 90, a bill to be entitled An act to repeal Chapter 42, Public Laws of 1933, prohibiting the taking of shad fish from the Atlantic Ocean along the border of Brunswick, New Hanover, Pender and Onslow counties.

Passes its second and third readings and is ordered enrolled for ratification.

H. B. 168, a bill to be entitled An act to amend Section 4, Chapter 422, Public Laws of 1933, relating to open season for hunting opossum and raccoon in Durham, Orange, Chatham, Alamance, Person, Granville, and Wake counties.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

Committee Substitute for H. B. 462, a bill to be entitled An act to license dealers in scrap tobacco.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cloud, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Eagles, Ervin, Falkner, Farrell, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Moody, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Stone. Sullivan, Tatem, Taylor, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Wade, Warden, White, Wilson, Woodall, Zickler—93.

Those voting in the negative are: None.

H. B. 830, a bill to be entitled An act to authorize and empower the Board of County Commissioners of Madison County to levy a special tax to provide funds with which to make necessary repairs to the common jail of said County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cloud, Cone, Cooper, Crabtree, Craig, Davis, Day, Dees, Dobson, Douglass, Ervin, Falkner, Farrell, Funderburk, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Lindsey, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan,

Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Ward, Warden, Wilson, Zickler—87.

Those voting in the negative are: Mr. Bowers.

H. B. 856, a bill to be entitled An act to validate certain bonds of the town of Louisburg and authorizing the issuance of refunding bonds of said Town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cloud, Cone, Cooper, Crabtree, Craig, Davis, Day, Dees, Dobson, Douglass, Ervin, Falkner, Farrell, Funderburk, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Lindsey, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Ward, Warden, Wilson, Zickler—88.

Those voting in the negative are: None.

H. B. 849, a bill to be entitled An act to authorize the Board of County Commissioners with the approval of the Budget Commission of Madison County to levy a special tax for the years of 1935, 1936 and 1937, for the purpose of paying off a deficit in Madison County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cloud, Cone, Cooper, Crabtree, Craig, Davis, Day, Dees, Dobson, Douglass, Ervin, Falkner, Farrell, Funderburk, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Lindsey, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Ward, Warden, Wilson, Zickler—88.

Those voting in the negative are: None.

S. B. 346, a bill to be entitled An act to validate certain waterworks bonds by the town of Hillsboro, Orange County, North Carolina.

Having been recalled from the Enrolling Office on motion of Mr. Howard, the vote by which the bill passed its second and third readings is reconsidered, and the bill is placed on the Calendar for its second reading roll call.

The bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cloud,

Cone, Cooper, Crabtree, Craig, Davis, Day, Dees, Dobson, Douglass, Ervin, Falkner, Farrell, Funderburk, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Lindsey, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Ward, Warden, Wilson, Zickler—88.

Those voting in the negative are: None.

H. B. 33, a bill to be entitled An act to make appropriations for the maintenance of the State's department, bureaus, institutions, agencies and for other purposes.

There being a Committee Substitute accompanying the original bill, the question now recurs upon the adoption of said Substitute.

The Committee Substitute is adopted.

On motion of Mr. Harris, the House goes into the Committee of the Whole, for the purpose of considering the Substitute section by section, Mr. Rouse presiding, he having been appointed Chairman by the Speaker as provided by House Rule No. 44.

After consideration by the Committee on motion of Mr. Thompson of Wake, the Committee of the Whole rises and the House is called to order by Mr. Speaker Johnson.

Mr. Rouse makes the following report for the Committee:

Mr. Speaker:

Your Committee, having under consideration H. B. 33, the same being a Substitute therefor, heretofore adopted, the Appropriations Act, reports progress as follows:

The Committee recommends the adoption of the following sections, to wit:

In section 1, the Committee recommends the adoption of Articles 1, 2, 3, Article 4 as amended; Article 5 as amended.

Respectfully,

MR. ROUSE, *Chairman.*

On motion of Mr. Rouse, the report is adopted, and the Substitute Bill remains on the Calendar for its further consideration.

On motion of Mr. Harris, H. B. 746, a bill to be entitled An Act to amend Chapter 111 of the Public Laws of 1933 relating to the salary of the Commissioner of Paroles, is taken from the Committee on Salaries and Fees and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Sparger, S. B. 239, a bill to be entitled An act to provide for Primary Municipal Elections in the town of Asheboro is taken from the Committee on Elections and Election Laws and placed on the Calendar.

On motion of Mr. Hyde, H. B. 767, a bill to be entitled An act to validate tax sales certificates and foreclosure suits of tax sale certificates in Cherokee County and to provide for the collection of taxes and foreclosure suits of Cherokee County, is taken from the Committee on Judiciary No. 1 and placed on the Calendar.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 326. An Act to establish cartways to cemeteries in Graham County.

S. B. 332. An Act providing for the creation of the office of Tax Collector for Pender County.

S. B. 365. An Act to define property encroachment in block 151 of the official plan of the city of Wilmington.

H. B. 272. An Act to provide for and to regulate the manufacture, transportation and sale of malt, brewed and fermented beverages and to repeal all laws in conflict with this Act and to provide for license, excise and sales taxes upon the business of dealing in such beverages.

H. B. 335. An Act to prohibit the interference of all aquatic plant foods and other waterfowl food growing in the waters of North Carolina.

H. B. 510. An Act to regulate the working hours of certain State employees.

H. B. 527. An Act to amend Chapter 51 of the Private Laws of the Session of 1927 authorizing Charlotte Park and Recreation Commission to lease or sell property under its supervision and amending Chapter 99 of the Private Laws of 1933.

H. B. 576. An Act to amend Chapter 380 of the Private Laws of North Carolina, Session 1915, as amended, changing the corporate limits and certain ward lines of the town of Sanford.

H. B. 580. An Act to prohibit the issuance of bonds or otherwise creating a liability of the county, without submitting the matter to a vote of the qualified voters of Bladen County.

H. B. 601. An Act providing for the appointment of a tax supervisor for Haywood County, and regulating his salary, and prescribing his duties, and providing for a bookkeeping system in tax office, and audit thereof; and separating the office of sheriff and tax supervisor and collector.

H. B. 604. An Act to amend Chapter 50, Private Laws of 1931 relating to the election of the school trustees for Canton Graded School District, and to create a Board of Elections of said District and to provide for the holding of elections in said District.

H. B. 644. An Act to regulate the opening and closing hours of barber shops in the city of Asheville, North Carolina, and to provide for the observance of certain holidays by the barbers and the employees of barber shops in the city of Asheville, North Carolina.

H. B. 645. An Act to amend Chapter 189 of the Public-Local Laws of 1933, pertaining to the Board of Financial Control of Buncombe County and the city of Asheville.

H. B. 646. An Act relating to the hours of work of the officials and employees of Buncombe County.

On motion of Dr. Douglass the House takes a recess until eight o'clock tonight.

NIGHT SESSION

HOUSE OF REPRESENTATIVES,
WEDNESDAY NIGHT, March 27, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

On motion of Mr. Harris, Jerry Hobbs and Ben Kendrick, granddaughter and grandson of Representative Kendrick of Gaston County, are made honorary pages of the House.

On motion of Mr. Cherry, George Dale and Sam Jones, are made honorary pages of the House.

The courtesies of the floor are extended to Hon. Lindsey C. Warren, Congressman from the First Congressional District.

The following resolution is offered by Mr. Harris:

RESOLUTION AUTHORIZING THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO APPOINT A CALENDAR COMMITTEE TO CONSIDER BILLS REFERRED TO SAID COMMITTEE.

Be it resolved by the House of Representatives:

Section 1. That the Speaker of the House of Representatives be and he is hereby authorized to appoint a Calendar Committee, composed of five members of the House, to consider and report on any and all bills which may be referred to said Committee.

Section 2. That this resolution shall be in force from and after its adoption.

On motion of Mr. Harris the resolution is adopted.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Scholl: H. B. 878, a bill to be entitled An act to regulate judgments taken on evidence of debt secured by deed of trust and mortgage and other purposes.

Referred to the Committee on Judiciary No. 2.

By Mr. Cherry: H. B. 879, a bill to be entitled An act to amend Section 7059 of the Consolidated Statutes, relating to the annual tax levy for the support of the State Laboratory of Hygiene and to provide for the collection of said tax.

Referred to the Committee on Finance.

By Mr. Klutz: H. B. 880, a bill to be entitled An act to authorize and empower the Board of Commissioners of Catawba County to convey to the State of North Carolina the Catawba County Tubercular Hospital under certain conditions.

Referred to the Committee on Judiciary No. 1.

By Mr. Ragan: H. B. 881, a bill to be entitled An act to make it unlawful to operate a filling station in the town of Ramseur, Randolph County, on Sunday between the hours of ten-thirty a.m., and twelve-thirty p.m.

Referred to the Committee on Propositions and Grievances.

And

H. B. 882, a bill to be entitled An act to require the State Highway and Public Works Commission to assume a part of the cost of Park Street in Asheboro, North Carolina.

Referred to the Committee on Roads.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Committee Substitute for H. B. 33, a bill to be entitled An act to make appropriations for the maintenance of the State's departments, bureaus, institutions, agencies and for other purposes.

On motion of Mr. Bryant the House goes into the Committee of the Whole for the purpose of further considering the Substitute Bill, heretofore adopted, section by section with Mr. Rouse presiding.

After consideration by the Committee of the Whole, on motion of Mr. Barnes, the Committee of the Whole rises and the House is called to order by Mr. Speaker Johnson.

Mr. Rouse makes the following report for the Committee:

Mr. Speaker:

Your Committee having under consideration H. B. 33, the same being a Substitute therefor, heretofore adopted, the Appropriations Act, reports progress as follows:

The Committee recommends the adoption of the following sections to wit:

In Section 1, the Committee recommends the adoption of Article 6 as amended.

Mr. Barbee offered an amendment to increase the appropriations for vocational education to two hundred thousand dollars, and the Committee recommends its adoption by the following roll call vote.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Bean, Brock, Brown, Carr, Crabtree, Davis, Day, Douglass, Eagles, Ervin, Farrell, Funderburk, Garrett, Gibson, Hauser, Henry, Hoyle, Hutchins, Klutz, Lumpkin, Meekins, Mitchell, McCall, McDonald, Norwood, O'Berry, Pickens, Ragan, Rasberry, Ray, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stone, Sullivan, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Woodall—50.

Those voting in the negative are: Mr. Speaker, Messrs. Barker, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Cherry, Cloud, Dees, Dowtin, Falkner, Harris, Hatcher, Head, Hobbs, Howard, Johnston, Jonas, Jones, Kendrick, McEachern, Palmer, Paylor, Rouse, Sparger, Stevens, Tatem, Thomas of Harnett, Uzzell, Wade, Ward, Warden, Williams of Hyde, Wilson—37.

STATEMENT BY MEMBER

Mr. Chairman:

Knowing that this General Assembly has the power to raise all the money they want to raise, it is with pleasure that I vote "aye" on the Barbee amendment.

S. E. DOUGLASS.

The Committee recommends the adoption of Article 7 and Article 8.

Respectfully,

MR. ROUSE, *Chairman.*

On motion of Mr. Rouse the report is adopted and the Substitute Bill remains on the Calendar for its further consideration.

On motion of Dr. Carr, H. B. 866, a bill to be entitled An act appointing the members of the Board of Health of Madison County, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Bryant the House adjourns and will meet tomorrow at eleven o'clock, a.m.

SIXTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, March 28, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend A. S. Parker of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Dr. Carr, for the Committee on Health.

S. B. 230, a bill to be entitled An act to improve the sanitary conditions of the manufacture of bedding.

And

H. B. 804, a bill to be entitled An act to provide for the sale of milk in Harnett County.

With favorable report.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 657, a bill to be entitled An act to prohibit soliciting sales of or taking orders in the State offices, during working hours, by solicitors, agents, peddlers, or other persons, for firms or corporations located outside of the State of North Carolina.

And

H. B. 785, a bill to be entitled An act to amend Section 3208 of the Consolidated Statutes relating to the removal of unfit officers.

And

H. B. 848, a bill to be entitled An act relating to certain privilege tax for laundries in the several counties of the State.

With unfavorable reports.

And

S. B. 304, a bill to be entitled An act to provide for the preservation of Indian antiquities in North Carolina.

And

H. B. 19, a bill to be entitled An act to amend Chapter 163 of the Public Laws of 1933 amending Section 1659 Subsection 4 of the Consolidated Statutes so as to limit the right to obtain divorce on the ground of two years separation to the injured party.

With unfavorable reports as to bills, favorable as to Committee Substitutes.

And

H. B. 550, a bill to be entitled An act to amend Section 60, Chapter 120 Public Laws of North Carolina of 1929 entitled "An Act to provide a system of Workmen's Compensation in the State of North Carolina and to further provide for securing the payment of such compensation."

With an unfavorable report as to bill and Substitute with a minority report attached to the Substitute.

And

H. B. 860, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Henderson County.

And

H. B. 745, a bill to be entitled An act to punish falsehood and protect character.

With favorable reports, as amended.

And

H. B. 628, a bill to be entitled An act to amend Section 4233 of the Consolidated Statutes relating to punishment for burglary.

With an unfavorable report.

On motion of Dr. McDonald the bill is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 1.

And

H. B. 629, a bill to be entitled An act to amend Section 4238 of the Consolidated Statutes relating to punishment for arson.

With an unfavorable report.

On motion of Dr. McDonald the bill is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 1.

And

H. B. 746, a bill to be entitled An act to amend Chapter 111 of the Public Laws of 1933 relating to the salary of the Commissioner of Paroles.

And

H. B. 847, a bill to be entitled An act to amend Chapter 66 of the Public-Local and Private Laws, Session 1931, to restrict and limit the powers of the Board of Commissioners of the town of East Flat Rock in Henderson County.

And

H. B. 799, a bill to be entitled An act to amend Chapter 241 Public-Local Laws, 1927, as amended being An act to define, regulate and license real estate brokers and real estate salesmen; to create a State Real Estate Commission and to provide a penalty for a violation of the provisions hereof.

And

H. B. 696, a bill to be entitled An act to amend Section 1508 of the Consolidated Statutes relating to constable or other lawful officer, fees for summoning jurors.

And

H. B. 836, a bill to be entitled An act to amend Chapter 84 of the Private Laws of 1933, relating to the criminal division of the Municipal Court of the city of Greensboro.

And

H. B. 868, a bill to be entitled An act relating to foreclosure proceedings in Catawba County and municipalities situated therein.

And

H. B. 880, a bill to be entitled An act to authorize and empower the Board of Commissioners of Catawba County to convey to the State of North Carolina the Catawba County Tubercular Hospital under certain conditions.

And

H. B. 861, a bill to be entitled An act to validate acts of City Council of the city of Lexington in special assessments for improvements heretofore made and to lengthen time of running of Statute of Limitations.

And

H. B. 863, a bill to be entitled An act to eliminate contradictions in Section 8037 of Consolidated Statutes of North Carolina and to make definite the time within which suits may be brought for the foreclosure of tax certificates.

With favorable reports.

By Mr. Harris, for the Committee on Education.

H. B. 397, a bill to be entitled An act to provide for the safety of school children in transportation.

With an unfavorable report.

And

H. B. 791, a bill to be entitled An act to increase the number of school committeemen from three to five in Bethany School District in Rockingham County.

And

H. B. 864, a bill to be entitled An act to amend Chapter 356 of the Public-Local Laws of 1933, relating to the election of school teachers in Clay County.

And

S. B. 170, a bill to be entitled An act to provide compensation for school children killed and/or injured while riding on a school bus to and from the public schools of the State; and to authorize the State School Commission to set aside certain funds for that purpose out of which medical and hospital expenses and death claims shall be paid.

With favorable reports.

By Mr. Tatem, for the Committee on Roads.

H. B. 406, a bill to be entitled An act to amend Chapter 375, Public Laws of 1933 relating to motor vehicles, so as to exempt from the provisions of said Act certain vehicles used in the transportation of farm products.

And

H. B. 428, a bill to be entitled An act to reduce the tax on gasoline.

With unfavorable reports.

And

H. B. 827, a bill to be entitled An act to amend Chapter 375, Section 29 of the Public Laws of 1933, relative to motor vehicle license fees.

And

S. B. 255, a bill to be entitled An act to amend the State Highway Law with respect to light traffic roads.

With favorable reports.

And

H. B. 770, a bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927 and acts amendatory thereof relating to traffic laws, so as to make this law conform more nearly with the uniform traffic code.

With a favorable report, as amended.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 168, a bill to be entitled An act to amend Section 4, Chapter 422, Public Laws of 1933, relating to open season for hunting opossum and raccoon in Durham, Orange, Chatham, Alamance, Person, Granville and Wake counties. (Applicable also to Union County.)

H. B. 772, a bill to be entitled An act increasing the membership of the Board of Commissioners of Columbus County from three to five members.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Head: H. B. 883, a bill to be entitled An act to repeal Sections 5960 through Section 5968, inclusive, of the Consolidated Statutes of North Carolina of North Carolina relating to election of county officials and members of the Legislature in Rutherford County.

Referred to the Committee on Elections and Election Laws.

By Mr. Bailey: H. B. 884, a bill to be entitled An act to authorize the town of Waynesville to establish and maintain a public library.

Referred to the Committee on Libraries.

And

H. B. 885, a bill to be entitled An act to authorize the town of Waynesville to make appropriations to the Waynesville Library Association.

Referred to the Committee on Libraries.

And

H. B. 886, a bill to be entitled An act to authorize the Board of County Commissioners of Haywood County to release from taxation the property of the Lake Junaluska Methodist Assembly, Incorporated.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Tatem: H. B. 887, a bill to be entitled An act to amend Chapter 172 of the Public Laws of 1933 creating the department of State Highway and Public Works Commission in certain particulars.

Referred to the Committee on Roads.

By Mrs. Hutchins: H. B. 888, a bill to be entitled An act to prohibit stag parties in the city of Raleigh during the present session of the General Assembly.

Referred to the Committee on Public Welfare.

By Mr. Funderburk: H. B. 889, a bill to be entitled An act to amend Chapter 313, Private Laws of 1913 relating to the number of aldermen of the town of Marshville in Union County.

On motion of Mr. Funderburk the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Gardner: H. B. 890, a bill to be entitled An act to permit the Mayor and Commissioners for the town of Kings Mountain, North Carolina, to sell the city hall and lot on which same is located.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 891, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes providing an extra term of Court for Cleveland County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Thompson of Robeson: H. B. 892, a bill to be entitled An act to provide for the appointment of rural policemen in Robeson County.

Referred to the Committee on Counties, Cities and Towns.

By Dr. Peterson: H. B. 893, a bill to be entitled An act to provide for a special tax collector for the collection of insolvent taxes in the town of Spruce Pine in Mitchell County.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 894, a bill to be entitled An act to amend Section 2649 and 50 of the Consolidated Statutes of North Carolina relating to holding municipal elections in order to promote economy in bookkeeping and auditing the accounts of the town of Spruce Pine, Mitchell County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. McCall: H. B. 895, a bill to be entitled An act to permit the removal and reinterment of certain persons from a private burial ground in Lumberton Township, Robeson County, to the old County Home Cemetery.

On motion of Mr. McCall the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Barnes: H. B. 896, a bill to be entitled An act to amend Section 507 of Chapter 204 of the Public Laws of 1933 relating to date for the listing of taxes.

Referred to the Committee on Finance.

And

H. B. 897, a bill to be entitled An act to amend Section 28 of Article 2 of the Constitution of North Carolina relating to pay of members and officers of the General Assembly.

Referred to the Committee on Constitutional Amendments.

By Messrs. Andrews and O'Berry: H. B. 898, a bill to be entitled An act to provide for a kennel tax in Wayne County.

On motion of Mr. O'Berry the bill is placed on the Calendar.

By Mr. McQueen: H. B. 899, a bill to be entitled An act to provide that the Solicitor of the Superior Court shall fix a calendar for criminal terms of court in Cumberland County.

Placed on the Calendar.

And

H. B. 900, a bill to be entitled An act to transfer certain assets to the general fund of Cumberland County.

Placed on the Calendar.

And

H. B. 901, a bill to be entitled An act to authorize the Board of County Commissioners of Cumberland County to adjust all unpaid taxes prior to the year of 1933.

Placed on the Calendar.

By Dr. Zickler: H. B. 902, a bill to be entitled An act to amend Chapter 163, Public-Local Laws of 1933, relating to the salaries and fees of the officers of Alexander County.

On motion of Dr. Zickler the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Horton: H. B. 903, a bill to be entitled An act to provide for a new registration of the qualified voters in the town of Jamesville, Martin County, and to provide for the holding of municipal elections.

On motion of Mr. Horton the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams of Pasquotank: H. B. 904, a bill to be entitled An act relating to compensation of Sheriff of Pasquotank County for collection of back taxes.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Douglass, Mitchell, and Thompson of Wake: H. B. 905, a bill to be entitled An act to compensate public school teachers of Raleigh Township, Wake County, after reaching the age of sixty-five years.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 364, a bill to be entitled An act to provide for the city of Southport and the county of Brunswick to own and operate a hospital to be known as "Brunswick County Hospital," and validate purchase of land, erection of said Brunswick County Hospital, and its operation prior to this time.

Referred to the Committee on Health.

S. B. 370, a bill to be entitled An act to fix the voting powers of the members of the Board of County Commissioners of Mecklenburg County, North Carolina, and the members of the City Council for the city of Charlotte, North Carolina, in all matters where the two Boards act jointly under existing laws.

On motion of Mr. Ervin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 391, a bill to be entitled An act to amend Chapter 40 of the Public Laws of North Carolina enacted at the 1933 Session of the General Assembly of North Carolina and applying only to the county of Guilford.

Referred to the Committee on Judiciary No. 2.

S. B. 264, a bill to be entitled An act to amend Chapter 355 of the Public-Local Laws of the Session, 1927, relating to the salary of the Clerk of the Superior Court of Buncombe County, and to amend Chapter 563 of the Public-Local Laws of 1921 relating to the salary of the Chairman of the Board of County Commissioners of Buncombe County.

Referred to the Committee on Judiciary No. 2.

S. B. 319, a bill to be entitled An act to amend the charter of the town of Davidson as contained in Chapter 281 of the Private Laws of 1891, relative to the jurisdiction of the Mayor's Court.

On motion of Mr. Ervin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 353, a bill to be entitled An act to preserve and make more secure the charter rights of Davidson College in relation to the sale of beer, spirits frumenti or other intoxicants.

On motion of Mr. Ervin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 362, a bill to be entitled An act to provide for the investment and management of property given, devised or bequeathed to or for the benefit of Mecklenburg County Tuberculosis Hospital.

On motion of Mr. Ervin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGE

SENATE CHAMBER,
March 28, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 866, title, "Appointing the members of the Board of Health of Madison County," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate, on motion of Dr. Carr the vote by which the bill passed its second and third readings is reconsidered.

On motion of Dr. Carr the bill is recommitted to the Committee on Health.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 684, a bill to be entitled An act validating certain acts of the Chairman of the Board of County Commissioners of Caswell County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 685, a bill to be entitled An act to authorize the Clerk of the Board of County Commissioners of Caswell County to administer oaths on accounts filed against said county.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 686, a bill to be entitled An act to amend Section 181 of the Public Laws of 1933, relating to refund of tax sales certificates applying only to Caswell County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 687, a bill to be entitled An act to amend Chapter 516 of the Public-Local Laws of 1933 relating to Caswell County relating to office of Register of Deeds.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 388, a bill to be entitled An act validating notes taken by Caswell County under Chapter 181 of Public Laws of 1933.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 690, a bill to be entitled An act to authorize and empower the Board of County Commissioners of Caswell County to publish a monthly statement of its disbursements.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 691, a bill to be entitled An act authorizing and empowering the Board of County Commissioners of Caswell County to purchase land for said County at tax foreclosure sales.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 692, a bill to be entitled An act relating to the listing of unlisted real property in Caswell County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 693, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to the payment of damages done by dogs in Caswell County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 756, a bill to be entitled An act to authorize the Board of Commissioners of the town of Selma, after notice and public hearing, to relieve church properties of special assessments.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 239, a bill to be entitled An act to provide for primary municipal elections in the town of Asheboro.

Passes its second and third readings and is ordered enrolled.

H. B. 767, a bill to be entitled An act to validate tax sale certificates and foreclosure suits of tax sale certificates in Cherokee County, and to provide for the collection of taxes and foreclosure of tax sale certificates in said county.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 502, a bill to be entitled An act to promote the development of local and district health departments.

For concurrence in the Senate amendment.

On motion of Dr. Carr the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 125, a bill to be entitled An act to amend Chapter 46 of the Public Laws of 1927, relating to the location of State highways.

Passes its second and third readings and is ordered enrolled.

H. B. 830, a bill to be entitled An act to authorize and empower the Board of County Commissioners of Madison County to levy a special tax to provide funds with which to make necessary repairs to the common jail of said county.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cloud, Cook, Crabtree, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Kendrick, Klutz, Lee, Lumpkin, Mitchell, Morphew, McCall, McDonald, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 849, a bill to be entitled An act to authorize the Board of County Commissioners with the approval of the Budget Commission of Madison County to levy a special tax for the years 1935, 1936, and 1937 for the purpose of paying off a deficit in Madison County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cloud, Cook, Crabtree, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris,

Hatcher, Hauser, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Kendrick, Klutz, Lee, Lumpkin, Mitchell, Morphew, McCall, McDonald, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 689, a bill to be entitled An act to authorize the Commissioners of Caswell County to levy a special tax for the support of the poor, the maintenance of county health work, and for running the courts of said county.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cloud, Cook, Crabtree, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Kendrick, Klutz, Lee, Lumpkin, Mitchell, Morphew, McCall, McDonald, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—91.

Those voting in the negative are: None.

S. B. 333, a bill to be entitled An act to amend the charter of Lewiston, Bertie County, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cloud, Cook, Crabtree, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Kendrick, Klutz, Lee, Lumpkin, Mitchell, Morphew, McCall, McDonald, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—91.

Those voting in the negative are: None.

S. B. 346, a bill to be entitled An act to validate certain waterworks bonds by the town of Hillsboro, Orange County, North Carolina.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cloud, Cook, Crabtree, Cross, Day, Dees, Dobson, Douglass, Dowtin,

Eagles, Falkner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Kendrick, Klutz, Lee, Lumpkin, Mitchell, Morphew, McCall, McDonald, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 856, a bill to be entitled An act to validate certain bonds of the town of Louisburg and authorizing the issuance of refunding bonds of said town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cloud, Cook, Crabtree, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Kendrick, Klutz, Lee, Lumpkin, Mitchell, Morphew, McCall, McDonald, O'Berry, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 683, a bill to be entitled An act to provide for an excise tax on all oleomargarine not containing certain ingredients; providing for the placing of stamps evidencing payment of said tax and providing offenses, fines and punishment.

On motion of Mr. Eagles the bill is recommitted to the Committee on Appropriations.

Committee Substitute for H. B. 462, a bill to be entitled An act to license dealers in scrap tobacco.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cloud, Cone, Cook, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Funderburk, Garrell, Garrett, Gibson, Gray, Harris, Hauser, Head, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, White, Williams of Pasquotank, Wilson, Woodall, Zickler—95.

Those voting in the negative are: None.

The original bill is laid on the table.

Committee Substitute for H. B. 33, a bill to be entitled An act to make appropriations for the maintenance of the State's departments, bureaus, institutions, and agencies and for other purposes.

On motion of Mr. Bryant the House goes into the Committee of the Whole for the purpose of further considering the Substitute Bill, heretofore adopted, section by section, with Mr. Rouse presiding.

After consideration by the Committee of the Whole, on motion of Mr. Bryant the Committee rises, and the House is called to order by Mr. Speaker Johnson.

Mr. Rouse makes the following report for the Committee:

Mr. Speaker:

Your Committee, having under consideration H. B. 33, the same being a Substitute therefor, heretofore adopted, the Appropriations Act, reports progress as follows:

The Committee recommends the adoption of an amendment to Section 5 offered by Mr. Bryant out of order.

In Section 1, the Committee recommends the adoption of Article 9 as as amended.

Mrs. Hutchins and Messrs. Thompson of Wake and Gibson offer an amendment to increase the appropriation for the public schools to twenty-two million dollars. The Committee fails to recommend its adoption by the following roll call vote.

Those voting in the affirmative are: Messrs. Abernathy, Barbee, Barnes, Bowers, Brock, Brown, Bryan, Carr, Cloud, Cook, Crabtree, Craig, Cross, Davis, Douglass, Ervin, Farrell, Garrell, Garrett, Gibson, Hatcher, Hauser, Head, Hutchins, Hyde, Jonas, Klutz, Lee, Lumpkin, Mitchell, McDonald, McQueen, Norwood, Ragan, Rouse, Royster, Scholl, Sentelle, Sink, Sprinkle, Stell, Stone, Sullivan, Thompson of Robeson, Thompson of Wake, Thorne, Woodall—47.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cone, Day, Dobson, Dowtin, Eagles, Falkner, Gardner, Gray, Harris, Henry, Hobbs, Horton, Howard, Hoyle, Johnston, Jones, Kendrick, Lindsey, Morphew, McCall, McEachern, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Sherard, Sparger, Spruill, Stevens, Tatem, Thomas of Anson, Thomas of Harnett, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Pasquotank, Wilson, Zickler—56.

The following pairs are announced:

Mr. Funderburk with Mr. Barker. Were Mr. Barker present he would vote "aye." Mr. Funderburk would vote "no."

Mr. White with Mr. Dees. Were Mr. Dees present he would vote "aye." Mr. White would vote "no."

Messrs. Lumpkin, Zickler, Cook, and Sink offer an amendment to increase the salaries of teachers to twenty-five per cent if there be sufficient surplus in General Fund to justify it. The Committee recommends its adoption by the following roll call vote.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Barbee, Barnes, Bowers, Brock, Brown, Bryan, Carr, Cherry, Cloud, Cook, Crabtree, Craig, Cross, Davis, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Garrell,

Garrett, Gibson, Gray, Hatcher, Hauser, Head, Hoyle, Hutchins, Hyde, Jonas, Jones, Klutz, Lee, Lumpkin, Mitchell, McDonald, McQueen, Norwood, O'Berry, Pickens, Ragan, Ray, Rouse, Scholl, Sentelle, Sink, Sprinkle, Spruill, Stell, Sullivan, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Vann, Zickler—59.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cone, Falkner, Gardner, Harris, Henry, Hobbs, Horton, Howard, Johnston, Kendrick, Lindsey, Morphew, McCall, McEachern, Palmer, Paylor, Peterson, Rasberry, Royster, Sherard, Sparger, Stone, Tatem, Thomas of Anson, Tonissen, Uzzell, Wade, Ward, Williams of Hyde, Williams of Pasquotank, Wilson—41.

The following pairs are announced:

Mr. Funderburk with Mr. Barker. Were Mr. Barker present he would vote "aye." Mr. Funderburk would vote "no."

Mr. White with Mr. Dees. Were Mr. Dees present he would vote "aye." Mr. White would vote "no."

Respectfully,

MR. ROUSE, *Chairman.*

On motion of Mr. Rouse, the report is adopted and the Substitute Bill remains on the Calendar for its further consideration.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 90. An Act to repeal Chapter 42 Public Laws of 1933, prohibiting the taking of shad fish from the Atlantic Ocean along the border of Brunswick, New Hanover, Pender and Onslow counties.

S. B. 195. An Act to amend Section 2 and 3, Chapter 127 of the Public-Local and Private Laws of 1933 relating to compensation for election officials and County Commissioners of Alleghany County.

S. B. 214. An Act to create and establish the Kannapolis Administrative Unit and providing for the administration and control thereof.

S. B. 331. An Act to amend the charter of the town of Rutherfordton, Rutherford County, North Carolina.

S. B. 340. An Act to amend House Bill 136, ratified March 13, 1935, and Chapter 964, Public Laws of 1907 and Chapter 40, Public Laws, Extra Session 1913, as amended by Section 12, Chapter 306, Public Laws of 1925, placing the control and management of the North Carolina Sanatorium for the Treatment of Tuberculosis and the Western North Carolina Sanatorium for the Treatment of Tuberculosis under the same Board of Directors.

H. B. 396. An Act to appoint a County Accountant for Yancey County.

H. B. 711. An Act to amend Section 220 (r) Consolidated Statutes as amended, and to provide banking facilities in small communities now without such service.

H. B. 750. An Act to incorporate the Walnut Hill Cemetery in Ashe County.

H. B. 797. An Act to ratify and confirm a deed for a portion of Janaval Alley executed by the town of Valdese to M. C. Bernard.

H. B. 782. An Act to amend the charter of the city of Burlington, North Carolina, with respect to limitation of time to give notice of claims arising in tort.

H. B. 803. An Act fixing the salaries of the Sheriff and of the Recorder, Solicitor and Clerk of the Recorder's Court of Chowan County.

H. B. 821. An Act authorizing the Board of County Commissioners of Alamance County to name the County Treasurer, and other employees and to fix their several salaries.

On motion of Mr. Bryant the House takes a recess until four o'clock, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
THURSDAY, March 28, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Warren: H. B. 906, a bill to be entitled An act to extend the time for the sale of lands for taxes in Caswell County.

Placed on the Calendar.

By Mr. Harris: H. B. 907, a bill to be entitled An act to amend Chapter 62 Public Laws of 1925 and acts amendatory thereof, so as to permit investment of sinking funds in obligations of any quasi public corporation in which the State of North Carolina owns not less than fifty-one per cent.

On motion of Mr. Harris the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Cherry and Harris: H. R. 908, a joint resolution requesting Congress to enact legislation to further regulate the importation of foreign textile fabrics.

On motion of Mr. Cherry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Cherry and Thompson of Robeson: H. R. 909, a joint resolution to authorize and empower the Governor of North Carolina to name and appoint some outstanding and distinguished man of letters as Poet Laureate for North Carolina.

On motion of Mr. Cherry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bowers: H. B. 910, a bill to be entitled An act relating to listing of property for taxation in Avery County.

Placed on the Calendar.

By Mr. Cross: H. B. 911, a bill to be entitled An act to validate certain sales of land for taxes and certificates in persuance thereof in the town of Gatesville and Gates County.

On motion of Mr. Cross the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Kendrick: H. B. 912, a bill to be entitled An act to require the Department of Highways and Public Works to construct drains and necessary crossings where side roads enter the highway, and to construct and restore necessary connections with roads entering the highway where such connection has been destroyed by construction or repair of said highway.

Referred to the Committee on Counties, Cities and Towns.

By Messrs. Mitchell, Douglass, and Thompson of Wake: H. B. 913, a bill to be entitled An act to amend Section 6786 of Volume III of the Consolidated Statutes relating to the disposition of the bodies of prisoners dying while in the Central Hospital or road camps in Wake County either from electrocution or from natural causes.

Referred to the Committee on Penal Institutions.

By Messrs. Barnes and Uzzell: H. B. 914, a bill to be entitled An act to provide minimum wages for prison guards and truck drivers employed by the State Highway and Public Works Commission.

Referred to the Committee on Salaries and Fees.

By Mr. Spruill: H. B. 915, a bill to be entitled An act to provide for the annulment of certain marriages.

Referred to the Committee on Judiciary No. 1.

By Mr. Thomas of Harnett: H. B. 916, a bill to be entitled An act to amend Chapter 579, Public-Local Laws of 1933, relating to game laws for Harnett County.

Placed on the Calendar.

By Mr. Hyde: H. B. 917, a bill to be entitled An act for the relief of N. W. Abernathy, Ex-sheriff and Tax Collector of Cherokee County, North Carolina.

On motion of Mr. Hyde the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

Committee Substitute for H. B. 33, a bill to be entitled An act to make appropriations for the maintenance of the State's departments, bureaus, institutions and agencies and for other purposes.

On motion of Mr. Bryant the House goes into the Committee of the Whole, for the purpose of further considering the Substitute Bill, heretofore adopted, section by section, with Mr. Rouse presiding.

After consideration by the Committee of the Whole on motion of Mr. Bryant the Committee rises and the House is called to order by Mr. Speaker Johnson.

Mr. Rouse makes the following report for the Committee:

Mr. Speaker:

Your Committee having under consideration H. B. 33, the same being a Substitute therefor, heretofore adopted, the Appropriations Act, reports progress as follows:

In section 1, the Committee recommends the adoption of Article 10 and section 1 as a whole as amended.

In section 2, the Committee recommends the adoption of Article 11, and the section as a whole as written.

In section 3, the Committee recommends the adoption of Articles 12 and 13 and the section as a whole as written.

In section 4, the Committee recommends the adoption of the section as written.

In section 5, the Committee recommends the adoption of the section as previously amended at a former sitting of the Committee.

In section 6, the Committee recommends the adoption of the section as written.

In sections 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 19, the Committee recommends their adoption as written.

The Committee recommends the adoption of the Substitute Bill as a whole as amended. Respectfully,

MR. ROUSE, *Chairman.*

On motion of Mr. Rouse the report is adopted, and the Substitute Bill remains on the Calendar for its second reading.

The question now recurs upon the passage of the Substitute Bill as amended on its second reading.

As amended, the Substitute Bill passes its second reading.

An amendment is offered by Mr. Pickens and upon the question of its adoption Mr. Pickens calls for the "ayes" and "noes." The call is sustained and the amendment is adopted by the following roll call vote.

Those voting in the affirmative are: Messrs. Abernathy, Barbee, Barnes, Bowers, Brock, Bryan, Carr, Crabtree, Douglass, Gibson, Gray, Hauser, Head, Hyde, Jonas, Jones, Klutz, Lee, Lumpkin, Mitchell, McCall, McDonald, Norwood, O'Berry, Palmer, Pickens, Ragan, Rasberry, Ray, Rouse, Scholl, Sentelle, Sink, Sprinkle, Spruill, Stell, Sullivan, Thompson of Robeson, Thompson of Wake, Thorne, Ward—41.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cross, Davis, Dobson, Dowtin, Eagles, Falkner, Harris, Hatcher, Henry, Hobbs, Horton, Howard, Hoyle, Johnston, Kendrick, Paylor, Sherard, Stone, Tatem, Thomas of Anson, Uzzell, Vann, Wade, Warden, Williams of Pasquotank, Wilson—38.

The following pair is announced.

Mr. Sparger with Mr. Thomas of Harnett. Were Mr. Sparger present he would vote "no." Mr. Thomas would vote "aye."

An amendment is offered by Mr. Thompson of Wake which fails of adoption.

The question now recurs upon the passage of the Substitute Bill as amended, on its third reading.

As amended, the Substitute Bill passes its third reading and is ordered engrossed and sent to the Senate.

The original bill is laid on the table.

On motion of Mr. Harris the House adjourns and will meet tomorrow at eleven o'clock, a.m.

SIXTY-NINTH DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, March 29, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Representative John Hill Paylor, Representative from Pitt County.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

CONFERENCE COMMITTEE REPORT

We, the undersigned, appointed as conferees on Senate Bill, No. 132, title "To provide for the filing, indexing and recordation of a blank or master form of mortgage, deed of trust or other instrument conveying an interest in and/or creating a lien on real and personal property; etc.," respectfully report as follows:

We recommend that the Senate accept the House amendment as passed by that Body and sent to the Senate, except the exclusion of the following Counties from the original bill, and that said Counties be retained as in the original bill: Bladen County, Columbus County, Guilford County, Sampson County, Stanly County and Transylvania County.

We recommend that this report be adopted by the Senate and the House, and that it be placed on its required reading.

Respectfully,

RIVERS D. JOHNSON,
S. F. TEAGUE,
Conferees of the Senate.
W. W. EAGLES,
R. B. MORPHEW,
T. C. BOWIE,
Conferees of the House.

On motion of Mr. Eagles the House adopts the report and the Senate is so notified to the end that if they adopt a similar report they may order the bill enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar as follows:

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 761, a bill to be entitled An act to give the County Commissioners of Davie County power to pay the actual expenses of C. V. Miller of Davie County incurred as a result of having his skull cracked while on duty.

And

H. B. 748, a bill to be entitled An act for the relief of Biltmore College.

And

H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929 with reference to the tax collector for Rutherford County.

And

S. B. 391, a bill to be entitled An act to amend Chapter 40 of the Public Laws of North Carolina enacted at the 1933 Session of the General Assembly of North Carolina and applying only to the county of Guilford.

With favorable reports.

And

H. B. 730, a bill to be entitled An act for certain tax relief in Haywood County.

And

H. B. 738, a bill to be entitled An act to repeal Chapter 187 of the Public Laws of 1931, relating to Avery County.

With unfavorable reports.

And

H. B. 813, a bill to be entitled An act to amend Chapter 319, Public Laws of 1933, relative to the manufacture, transportation and sale of certain beverages.

With an unfavorable report with a minority report attached.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 892, a bill to be entitled An act to provide for the appointment of rural policemen in Robeson County.

And

H. B. 893, a bill to be entitled An act to provide for a special tax collector for the collection of insolvent taxes in the town of Spruce Pine in Mitchell County.

And

H. B. 894, a bill to be entitled An act to amend Section 2649 and 50 of the Consolidated Statutes of North Carolina relating to holding municipal elections in order to promote economy in bookkeeping and auditing the accounts of the town of Spruce Pine, Mitchell County.

And

S. B. 271, a bill to be entitled An act to amend the Charter of the city of Statesville, Iredell County, North Carolina.

And

H. B. 857, a bill to be entitled An act to fix the term of office of the Commissioners for Polk County at two years instead of six years as now provided by law.

And

H. B. 886, a bill to be entitled An act to authorize the Board of County Commissioners of Haywood County to release from taxation the property of the Lake Junaluska Methodist Assembly, Incorporated.

And

H. B. 890, a bill to be entitled An act to permit the Mayor and Commissioners for the town of Kings Mountain, North Carolina, to sell the city hall and lot on which same is located.

With favorable reports.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 767, a bill to be entitled An act to validate tax sale certificates and foreclosure suits of tax sale certificates in Cherokee County, and to provide for the collection of taxes and foreclosure of tax sale certificates in said county. (Applicable also to Avery County.)

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Bailey: H. B. 918, a bill to be entitled An act to amend Chapter 410, Public Laws of 1933, relating to the extension of special assessments.

Referred to the Committee on Finance.

And

H. B. 919, a bill to be entitled An act to provide for a closed season for two years for hunting quail or partridge in Crabtree Township, Haywood County.

Referred to the Committee on Game.

By Messrs. Howard and Crabtree: H. B. 920, a bill to be entitled An act providing for a State Institution for delinquent colored girls at Efland, Orange County.

Referred to the Committee on Judiciary No. 1.

By Mr. Bryant: H. R. 921, joint resolution to pay expenses of the Senate and House Committee visiting East Carolina Teachers' College at Greenville, North Carolina.

On motion of Mr. Lindsey the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ward: H. B. 922, a bill to be entitled An act to reduce the cost of guardians' bonds where the securities belonging to the estate are deposited under the control of the Clerk of the Court of Craven County.

On motion of Mr. Ward the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Dr. Douglass: H. B. 923, a bill to be entitled An act to validate the official acts performed between April 10, 1933, and June 19, 1934, inclusive, of R. F. Collins, Justice of the Peace of Holly Springs Township, Wake County.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sherard: H. B. 924, a bill to be entitled An act relating to the appointment of a rural policeman or peace officer in Henderson County.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Garrell: H. B. 925, a bill to be entitled An act to appoint G. G. Carmichael as Tax Supervisor for Columbus County.

Placed on the Calendar.

And

H. B. 926, a bill to be entitled An act authorizing the County Commissioners of Columbus County to make adjustments with delinquent taxpayers as to penalties, interest, and cost.

Placed on the Calendar.

By Messrs. Douglass, Mitchell, and Thompson of Wake: H. B. 927, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the city of Raleigh, North Carolina, and to provide for the observance of certain holidays by the barbers and the employees of barber shops in the city of Raleigh, North Carolina.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sink: H. B. 928, a bill to be entitled An act to amend Chapter 70 of the Private Laws of 1933, relative to the Charter of the city of Lexington.

On motion of Mr. Sink the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Blount of Beaufort: H. B. 929, a bill to be entitled An act to regulate the terms of the Superior Court of Beaufort County.

On motion of Mr. Blount the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams of Pasquotank: H. B. 930, a bill to be entitled An act relating to the sale of meats, game and fresh seafoods in Elizabeth City and fixing the license tax for same.

Placed on the Calendar.

By Mr. Barnes: H. B. 931, a bill to be entitled An act to amend the Charter of the town of Wilson.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 383, a bill to be entitled An act fixing the salaries of certain officers of Columbus County.

Placed on the Calendar.

S. B. 384, a bill to be entitled An act to appoint an auditor for Columbus County.

Placed on the Calendar.

S. B. 385, a bill to be entitled An act to appoint a Tax Collector for Columbus County.

Placed on the Calendar.

S. B. 409, a bill to be entitled A bill supplemental and amendatory to Senate Bill 157, the same being An Act to amend Chapter 121, Private Laws of 1931, entitled An Act to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes, the same being ratified on the 21st day of February, 1935.

On motion of Mr. Sullivan the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 206, a bill to be entitled An act to amend Section 6658 of the Consolidated Statutes, Volume II, relating to the prerequisites for pharmacists.

Referred to the Committee on Health.

S. B. 299, a bill to be entitled An act to amend the Constitution to permit classification of property for taxation, encouragement of home ownership, to increase the limit for income taxation and to limit the power of State and local government to borrow money without a vote of the people.

Referred to the Committee on Constitutional Amendments.

S. B. 300, a bill to be entitled An act to amend Article 4 of the Constitution of North Carolina relative to the Judicial Department.

Referred to the Committee on Constitutional Amendments.

S. B. 316, a bill to be entitled An act relating to the extension of time for payment of special assessments levied by the city of Charlotte and validating assessments not now in litigation.

S. B. 338, a bill to be entitled An act to amend Section 1864 of the Consolidated Statutes, relative to depredations of domestic fowls in certain counties.

Referred to the Committee on Counties, Cities and Towns.

S. B. 366, a bill to be entitled An act to provide for the conduct of all primaries and elections in the city of Raleigh by the Wake County Board of Elections.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 368, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes, relating to the punishment for public drunkenness in Swain County.

Referred to the Committee on Judiciary No. 2.

S. B. 377, a bill to be entitled An act to amend Charter of the city of Statesville so as to extend the jurisdiction of policemen over the territory one mile in every direction from the corporate limits of said town.

Referred to the Committee on Counties, Cities and Towns.

S. B. 240, a bill to be entitled An act to amend Section 3303 Consolidated Statutes, to make invalid the acknowledgment of an instrument or probate of an instrument by the oath and examination of a subscribing witness, who is also the Grantee in said instrument.

Referred to the Committee on Judiciary No. 1.

S. B. 322, a bill to be entitled An act to amend Section 76 of the Consolidated Statutes relating to the sale of real property by heirs or devisees.

Referred to the Committee on Judiciary No. 1.

S. B. 356, a bill to be entitled An act to allow Judges of the Superior Courts, in their discretion, to sentence persons convicted of murder in the first degree, burglary in the first degree, arson or rape to life imprisonment when the trial jury recommends mercy.

Referred to the Committee on Judiciary No. 1.

S. B. 357, a bill to be entitled An act regulating acceptance of assignment of wages.

Referred to the Committee on Judiciary No. 1.

S. B. 372, a bill to be entitled An act to repeal Chapter 647, Public Laws 1905, incorporating the town of Moncure, Chatham County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 376, a bill to be entitled An act to amend Chapter 395, Private Laws of North Carolina, Session 1911; Chapter 449, Private Laws of North Carolina, Session 1913; Chapter 19, Private Laws of North Carolina, Session 1919; and Chapter 344, Private Laws of North Carolina, Session 1907, relating to the Charter of the city of Concord.

On motion of Mr. Palmer the bill is placed on the Calendar.

S. B. 381, a bill to be entitled An act to amend Chapter 110, Private Laws of North Carolina, Session 1925 relative to the Charter of the town of Rowland.

On motion of Mr. Thompson the bill is placed on the Calendar.

H. B. 265, a bill to be entitled An act to validate sales of real estate for taxes for the years 1931 to 1933 inclusive, in Greene County and municipalities therein and to extend the time for action to foreclose certificates of sale.

For concurrence in the Senate amendment.

On motion of Mr. Rasberry the House concurs in the Senate amendment and the bill is ordered enrolled.

SPECIAL MESSAGE

SENATE CHAMBER,
March 29, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the report of the conferees appointed to adjust the differences arising in S. B. 132,.title, "To provide for the filing, indexing and recordation of the blank or master form of mortgage, deed of trust, or other instrument conveying an interest in and/or creating a lien on, real and personal property; etc.," to the end that when similar action is taken by your Body we may order the bill enrolled.

Respectfully,

LEROY MARTIN,
Clerk of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 633, a bill to be entitled An act to amend Section 7581 of the Consolidated Statutes providing for the retention by the State of such lands as may be claimed for entry suitable for national or state forests or parks.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 791, a bill to be entitled An act to increase the number of school committeemen from three to five in Bethany School District in Rockingham County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 804, a bill to be entitled An act to provide for the sale of milk in Harnett County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 847, a bill to be entitled An act to amend Chapter 66 of the Public-Local and Private Laws, Session 1931, to restrict and limit the powers of the Board of Commissioners of the town of East Flat Rock in Henderson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 868, a bill to be entitled An act relating to foreclosure proceedings in Catawba County and municipalities situated therein.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 880, a bill to be entitled An act to authorize and empower the Board of Commissioners of Catawba County to convey to the State of North Carolina the Catawba County Tubercular Hospital under certain conditions.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 899, a bill to be entitled An act to provide that the Solicitor of the Superior Court shall fix a calendar for criminal terms of Court in Cumberland County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 900, a bill to be entitled An act to transfer certain assets to the General Fund of Cumberland County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 901, a bill to be entitled An act to authorize the Board of County Commissioners of Cumberland County to adjust all unpaid taxes prior to the year of 1933.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 905, a bill to be entitled An act to compensate public school teachers of Raleigh Township, Wake County, after reaching the age of sixty-five years.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 906, a bill to be entitled An act to extend the time for the sale of lands for taxes in Caswell County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 910, a bill to be entitled An act relating to listing of property for taxation in Avery County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 916, a bill to be entitled An act to amend Chapter 579 Public-Local Laws 1933, relating to game laws for Harnett County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 860, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Henderson County.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 861, a bill to be entitled An act to validate acts of city council of the city of Lexington in special assessments for improvements heretofore made and to lengthen time of running of statute of limitations.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 864, a bill to be entitled An act to amend Chapter 356 of the Public-Local Laws of 1933, relating to the election of school teachers in Clay County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 19, a bill to be entitled An act to amend Chapter 163 of the Public Laws of 1933 amending Section 1659, Subsection 4 of the Consolidated Statutes so as to limit the right to obtain a divorce on the ground of two years separation to the injured party.

The Committee Substitute is adopted.

An amendment offered by Mr. Bryant is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

The original bill is laid on the table.

H. B. 251, a bill to be entitled An act to provide for the erection of markers at points of historic interest along the public highways.

The Committee Substitute is adopted.

An amendment offered by Mr. Lindsey is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

The original bill is laid on the table.

H. B. 262, a bill to be entitled An act to amend Chapter 87 Public Laws of 1921, as amended by Chapter 350, Public Laws of 1933, relating to co-operative organizations and extending the provisions thereof to associations engaged in producing and to permit associations to hold stock in financing corporations.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 316, a bill to be entitled An act relating to records required to be kept by persons or firms conducting stock yards.

On motion of Mr. Alspaugh the bill is recommitted to the Committee on Agriculture.

H. B. 586, a bill to be entitled An act to prohibit the use of indecent and profane language and misleading and false calls over telephones, and to protect telephone subscribers.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 784, a bill to be entitled An act to amend Chapter 40, Public Laws, 1933, being an amendment to Section 3893 of the Consolidated Statutes.

On motion of Mr. Hobbs the bill is recommitted to the Committee on Salaries and Fees.

H. B. 403, a bill to be entitled An act to fix the salaries of certain elective State officials.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 669, a bill to be entitled An act to create a lien in favor of a co-tenant or joint owner paying special assessments against real property.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. R. 681, a joint resolution providing for an unpaid commission on interstate coöperation.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 696, a bill to be entitled An act to amend Section 1508 of the Consolidated Statutes relating to constable or other lawful officer, fees for summoning jurors.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 705, a bill to be entitled An act to repeal Sections 5960, 5962, 5962(A), 5963, 5964, 5965, 5966, 5967, 5968, and 5968(A) of the Consolidated Statutes relating to absentee voting applying to Mecklenburg County.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 706, a bill to be entitled An act to amend Chapter 145, Public Laws of 1931, and Chapter 211, Public Laws of 1933, relating to the refund of gasoline taxes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 707, a bill to be entitled An act prohibiting dredging or catching oysters during closed season.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 779, a bill to be entitled An act requiring all cities, and towns having fire departments to equip such departments with gas masks suitable for fighting fires.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 689, a bill to be entitled An act to authorize the Commissioners of Caswell County to levy a special tax for the support of the poor, the maintenance of county health work, and for running the Courts of said County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Crabtree, Craig, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Funderburk, Garrett, Gray, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson—80.

Those voting in the negative are: None.

S. B. 333, a bill to be entitled An act to amend the Charter of Lewiston, Bertie County, North Carolina.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Crabtree, Craig, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Funderburk, Garrett, Gray, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson—80.

Those voting in the negative are: None.

H. B. 898, a bill to be entitled An act to provide for a kennel tax in Wayne County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Crabtree, Craig, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Funderburk, Garrett, Gray, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson—80.

Those voting in the negative are: None.

On motion of Mr. Horton, H. B. 888, a bill to be entitled An act to prohibit stag parties in the city of Raleigh during the present Session of the General Assembly, is taken from the Committee on Public Welfare, and recommitted to the Committee on Propositions and Grievances.

On motion of Mr. Ervin, H. B. 663, a bill to be entitled An act to amend Section 220(b) of the Consolidated Statutes of 1919, as amended, so as to remove the limitations on investments by banks in interest bearing obligations of other States, is taken from the Committee on Banks and Banking and placed on the Calendar.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 125. An Act to amend Chapter 46 of the Public Laws of 1927 relating to the location of State highways.

S. B. 319. An Act to amend the Charter of the town of Davidson as contained in Chapter 281 of the Private Laws of 1891, relative to the jurisdiction of the Mayor's Court.

S. B. 346. An Act to validate certain waterworks bonds by the town of Hillsboro, Orange County, North Carolina.

S. B. 353. An Act to preserve and make more secure the charter rights of Davidson College in relation to the sale of beer, spirits frumenti or other intoxicants.

S. B. 362. An Act to provide for the investment and management of property given, devised or bequested to or for the benefit of Mecklenburg County Tuberculosis Hospital.

S. B. 370. An Act to fix the voting powers of the members of the Board of County Commissioners of Mecklenburg County, North Carolina and the members of the City Council for the city of Charlotte, North Carolina in all matters where the two Boards act jointly under existing laws.

H. B. 303. An Act to repeal Chapter 327 of the Public Laws of 1933, relating to primary law for candidates for county officers for Avery County.

H. B. 502. An Act to promote the development of local and district health departments.

H. B. 554. An Act to appoint certain Justices of the Peace for Perquimans County.

H. B. 608. An Act to appoint J. E. Patterson a Justice of the Peace for Leaksville Township, Rockingham County.

H. B. 807. An Act creating three districts in Hyde County for the nomination and election of the County Commissioners of said County.

H. B. 808. An Act to prohibit the sale and shooting of fireworks in certain communities in Carteret County.

H. B. 816. An Act to validate the official acts of W. U. Ballance, a Justice of the Peace for Crawford Township, Currituck County, from November 1, 1934, until March 18, 1935.

H. B. 820. An Act to prohibit the sale or shooting of fireworks within one mile of the limits of the city of Washington, Beaufort County.

S. B. 239. An Act to provide for primary municipal elections in the town of Asheboro.

On motion of Mr. Bryant the House takes a recess until two-thirty o'clock, p.m.

AFTERNOON SESSION

FRIDAY AFTERNOON,
March 29, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 925, a bill to be entitled An act to appoint G. G. Carmichael as tax supervisor for Columbus County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 926, a bill to be entitled An act authorizing the County Commissioners of Columbus County to make adjustments with delinquent taxpayers, as to penalties, interest and cost.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 376, a bill to be entitled An act to amend Chapter 395, Private Laws of North Carolina, Session 1911, Chapter 449, Private Laws of North Carolina Session 1913, Chapter 19, Private Laws of North Carolina Session 1919, and Chapter 344, Private Laws of North Carolina Session 1907, relating to the Charter of the city of Concord.

Passes its second and third readings and is ordered enrolled for ratification.

H. B. 892, a bill to be entitled An act to provide for the appointment of rural policemen in Robeson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 893, a bill to be entitled An act to provide for a special tax collector for the collection of insolvent taxes in the town of Spruce Pine in Mitchell County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 894, a bill to be entitled An act to amend Section 2649 and 50 of the Consolidated Statutes of North Carolina relating to holding municipal elections in order to promote economy in bookkeeping and auditing the accounts of the town of Spruce Pine, Mitchell County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 857, a bill to be entitled An act to fix the term of office of the commissioners of Polk County at two years instead of six as now provided by law.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 886, a bill to be entitled An act to authorize the Board of County Commissioners of Haywood County to release from taxation the property of the Lake Junaluska Methodist Assembly, Incorporated.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 890, a bill to be entitled An act to permit the Mayor and Commissioners for the town of Kings Mountain, North Carolina, to sell the city hall and lot on which same is located.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929 with reference to the Tax Collector for Rutherford County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 748, a bill to be entitled An act for the relief of Biltmore College.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 761, a bill to be entitled An act to give the County Commissioners of Davie County power to pay the actual expenses of C. V. Miller of Davie County incurred as the result of having his skull cracked while on duty.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

On motion of Dr. Douglass the House adjourns and will meet tomorrow at ten o'clock, a.m.

SEVENTIETH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, March 30, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend R. K. Davenport of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Dr. Douglass, Julia Frances Scholl, daughter of Representative Scholl and Betty Jean Culbreth are made honorary pages of the House.

On motion of Mr. Johnson, Armecia Eure, daughter of Principal Clerk, Thad Eure, is made an honorary page of the House.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Alspaugh: H. B. 932, a bill to be entitled An act to amend Section 3893 of the Consolidated Statutes.

Placed on the Calendar.

By Mr. Bryan: H. B. 933, a bill to be entitled An act to amend Chapter 108, Public Laws of 1931, relative to primary for the town of Wilkesboro, North Carolina.

On motion of Mr. Bryan the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Head: H. B. 934, a bill to be entitled An act to perfect tax titles and regulating tax foreclosure suits in Rutherford County and municipalities therein.

On motion of Mr. Head the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 387, a bill to be entitled An act to amend Section 1608(n) of the Consolidated Statutes, as appears in Volume III by conferring jurisdiction on General County Courts of actions for divorce and alimony, or either.

Referred to the Committee on Judiciary No. 1.

S. B. 405, a bill to be entitled An act to provide for the organization, incorporation and operation of a cash depository in the town of Zebulon, in the county of Wake.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 415, a bill to be entitled An act to allow the Sheriff and Rural Policemen of Robeson County an allowance for traveling expenses incurred in line of duty.

Referred to the Committee on Counties, Cities, and Towns.

H. B. 459, a bill to be entitled An act to increase the jurisdiction of General County Courts.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 249, a bill to be entitled An act to provide for the election of the Trustees of the Asheboro Graded School District by the voters thereof.

Referred to the Committee on Education.

S. B. 334, a bill to be entitled An act to amend Section 18, Chapter 100, Public Laws of 1927, relative to revenue anticipation loans for sanitary districts.

Referred to the Committee on Health.

S. B. 348, a bill to be entitled An act to amend Chapter 282, Public Laws of 1933, pertaining to the State Board of Agriculture.

Referred to the Committee on Agriculture.

S. B. 350, a bill to be entitled An act relating to standard weight of packages of grits, meal and flour.

Referred to the Committee on Agriculture.

S. B. 382, a bill to be entitled An act to validate certain bonds of the town of Hamlet and authorizing the issuance of refunding bonds of said town.

Referred to the Committee on Finance.

S. B. 81, a bill to be entitled An act prohibiting County Chairmen of political parties from becoming candidates in party primaries.

Referred to the Committee on Elections and Election Laws.

S. B. 145, a bill to be entitled An act to amend Section 8081(A) of the Consolidated Statutes of North Carolina relating to standard weight packages of corn meal.

Referred to the Committee on Agriculture.

S. B. 216, a bill to be entitled An act to amend Section 1114-1 of the Consolidated Statutes of North Carolina relative to the name of domestic corporations.

Referred to the Committee on Judiciary No. 1.

S. B. 227, a bill to be entitled An act to provide for the maintenance and improvement of highways in cities and towns.

Referred to the Committee on Roads.

H. B. 574, a bill to be entitled An act granting new Charter to the town of Spindale, Rutherford County, North Carolina.

Placed on the Calendar for concurrence in the Senate amendment.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 779, a bill to be entitled An act requiring all cities and towns having fire departments to equip such departments with gas masks suitable for fighting fire. (Applicable only to Wake County.)

H. B. 586, a bill to be entitled An act to prohibit the use of indecent and profane language and misleading and false calls over telephones, and to protect telephone subscribers. (Applicable only to Cabarrus, Stanly and Moore counties.)

H. B. 860, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Henderson County. (Applicable also to Richmond County.)

H. B. 669, a bill to be entitled An act to create a lien in favor of a cotenant or joint owner paying special assessments against real property.

H. R. 681, joint resolution providing for an unpaid commission on Interstate Coöperation.

H. B. 696, a bill to be entitled An act to amend Section 1508 of the Consolidated Statutes, relating to constable or other lawful officer, fees for summoning jurors.

H. B. 705, a bill to be entitled An act to repeal Section 5960, 5962, 5962(a), 5963, 5964, 5965, 5966, 5967, 5968 and 5968(a) of the Consolidated Statutes relating to absentee voting applying to Mecklenburg County. (Applicable also to Wake County.)

Committee Substitute for H. B. 19, a bill to be entitled An act to amend Chapter 163 of the Public Laws of 1933 amending Section 1659, Subsection 4, of the Consolidated Statutes so as to limit the right to obtain a divorce on the ground of two years separation to the injured party.

Committee Substitute for H. B. 251, a bill to be entitled An act to provide for the erection of markers at points of historic interest along the public highways.

H. B. 403, a bill to be entitled An act to fix the salaries of certain elective officials.

Committee Substitute for H. B. 33, a bill to be entitled An act to make appropriations for the maintenance of the State's department, bureaus, institutions and agencies and for other purposes.

On motion of Mr. Vann, H. B. 912, a bill to be entitled An act to require the Department of Highways and Public Works to construct drains and necessary crossings where side roads enter the highway, and to construct and restore necessary connections with roads entering the highway where such connection has been destroyed by construction or repair of said highway, is taken from the Committee on Counties, Cities and Towns and recommitted to the Committee on Roads.

On motion of Mr. Alspaugh, H. B. 605, a bill to be entitled An act to amend the Charter of the city of Winston-Salem, with respect to the remission, reduction and adjustment of special assessments, the establishment of a special Court for traffic violation and authorizing the Board of Aldermen to prescribe the powers and duties of certain officers, is taken from the Committee on Finance and placed on the Calendar.

ENROLLED BILLS

Dr. Douglass, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 908. A Joint Resolution requesting Congress to enact legislation to further regulate the importation of foreign made textile fabrics.

S. B. 333. An Act to amend the Charter of Lewiston, Bertie County, North Carolina.

S. B. 366. An Act to provide for the conduct of all primaries and elections in the city of Raleigh by the Wake County Board of Elections.

S. B. 376. An Act to amend Chapter 395, Private Laws of North Carolina. Session 1911; Chapter 449, Private Laws of North Carolina, Session 1913; Chapter 19, Private Laws of North Carolina, Session 1919; and Chapter 344, Private Laws of North Carolina, Session 1907, relating to the Charter of the city of Concord.

S. B. 409. An Act to amend Chapter 121, Private Laws of 1931, entitled An Act to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes, the same being ratified on the 21st day of February, 1935.

H. B. 265. An Act to validate sales of real estate for taxes for the years 1930 to 1933, inclusive, in Greene County and municipalities therein and to extend the time for action to foreclose certificates of sale.

H. B. 447. An Act to authorize the Asheville School Board to rent during vacation period musical instruments to students of the high schools of the Asheville local school district.

H. B. 562. An Act to ratify and affirm the purchase of the Mountain View School property by the Board of Education of Wilkes County.

H. B. 587. An Act requiring the Solicitor of the Fifteenth Judicial District to make a calendar for the criminal terms of the Superior Court of Cabarrus County and regulating the practice in said Court.

H. B. 592. An Act to change the date of the meeting of presidential electors to conform to the provisions of An Act of Congress of the United States approved June 5, 1934, Public No. 286, Seventy-third Congress.

H. B. 806. An Act to amend Chapter 202, Public Laws of 1933, relating to the appointment and election of county superintendents of public instruction and district school committeemen, and to reënact the said law.

H. B. 818. An Act to amend Section 3956 of the Consolidated Statutes relating to being armed off one's premises on Sunday as pertaining to Perquimans County.

H. B. 838. An Act relative to the salary of the Register of Deeds of Granville County.

H. B. 853. An Act providing for the appointment of a cotton weigher for the town of Clinton, Sampson County.

H. B. 903. An Act to provide for a new registration of the qualified voters in the town of Jamesville, Martin County, and to provide for the holding of municipal elections.

H. B. 907. An Act to amend Chapter 62, Public Laws of 1925 and acts mandatory thereof, so as to permit investment of sinking funds in obligations of any quasi public corporation in which the State of North Carolina owns not less than fifty-one per cent.

H. B. 922. An Act to reduce the cost of guardians' bonds where the securities belonging to the estate are deposited under the control of the Clerk of the Court of Craven County.

H. B. 924. An Act relating to the appointment of a rural policeman or peace officer in Henderson County.

On motion of Mr. Thompson of Wake the House adjourns and will meet Monday night at eight o'clock, p.m.

SEVENTY-FIRST DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, April 1, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Clarence Norman of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

The Speaker announces the appointment of the Calendar Committee: Mr. Uzzell, Chairman, Messrs. Bender, Palmer, Jones and Horton.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 811, a bill to be entitled An act to enlarge the term of office of the several Registers of Deeds of this State.

With a favorable report.

And

S. B. 288, a bill to be entitled An act to amend Section 4410 of the North Carolina Code or Section 4410 of the Consolidated Statutes of North Carolina, relating to punishment for carrying concealed weapons.

With an unfavorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Pickens: H. R. 935, joint resolution relating to the so called Mecklenburg Declaration of Independence and to strike from the North Carolina State

Flag and Coat of Arms the date "May 20, 1775" and to substitute in lieu thereof the date "May 31, 1775."

The resolution passes its first reading.

On motion of Mr. Cherry the resolution is laid on the table.

By Mr. Palmer: H. B. 936, a bill to be entitled An act to amend Section 3921 of the Consolidated Statutes of North Carolina relating to fees of surveyors and chain carriers.

Placed on the Calendar.

And

H. B. 937, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes relating to the Courts of Cabarrus County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. Ward: H. B. 938, a bill to be entitled An act to amend Section 504 of the Consolidated Statutes of North Carolina to the end that persons causing lis pendens notice to be filed may be required to establish bona fide claim to the land in controversy before they can avail themselves of the benefit of the lis pendens notice beyond thirty days after issue joined.

Referred to the Committee on Judiciary No. 2.

By Messrs. Sullivan and Sparger: H. B. 939, a bill to be entitled An act to impose a state license tax of one hundred dollars upon persons buying and hauling peanuts for private profit.

Referred to the Committee on Judiciary No. 2.

By Mr. Sullivan: H. B. 940, a bill to be entitled An act to prohibit seining and trapping of fish in Swannanoa River, French Broad River, Sandy Mush Creek, Turkey Creek and Reems Creek.

Placed on the Calendar.

And

H. B. 941, a bill to be entitled A bill supplemental and amendatory to H. B. 159 the same being An act to amend Chapter 422, Public Laws of 1933, relative to open season on certain game in Swain, Jackson, Clay, Cherokee, Graham, Buncombe, Haywood, Henderson and Transylvania counties, ratified on March 19, 1935.

Placed on the Calendar.

By Mr. Sherard: H. B. 942, a bill to be entitled An act to aid the collection of back taxes in the town of Laurel Park in Henderson County.

Referred to the Committee on Finance.

And

H. B. 943, a bill to be entitled An act to authorize the Commissioners of the city of Hendersonville and the Board of Water Commissioners of the city of Hendersonville to refund the Immaculate Conception Catholic Church of Hendersonville for street and/or sewer assessments paid by it.

Referred to the Committee on Finance.

By Mr. Gray: H. B. 944, a bill to be entitled An act to authorize use of certain school funds to carry out school transportation contracts in Clay County.

Placed on the Calendar.

And

H. B. 945, a bill to be entitled An act to prohibit the sale of beer or other alcoholic beverages within certain distances of churches and public schools in the town of Hayesville, Clay County and Clay County.

Placed on the Calendar.

By Mr. Barnes: H. B. 946, a bill to be entitled An act to amend the charter of the town of Wilson and to provide for special election.

Placed on the Calendar.

By Mr. Bailey: H. B. 947, a bill to be entitled An act to repeal the absentee ballot law for Haywood County.

Referred to the Committee on Elections and Election Laws.

And

H. B. 948, a bill to be entitled An act to place the collection of dog taxes in Haywood County under direct and immediate supervision of the Game Warden of Haywood County.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Sprinkle: H. B. 949, a bill to be entitled An act to repeal Chapter 183 of the Public-Local Laws of 1931, relating to the sinking fund and other commissions in Madison County.

Referred to the Committee on Judiciary No. 2.

And

H. B. 950, a bill to be entitled An act authorizing and empowering the Board of Commissioners of Madison County to employ someone to make the tax books.

Referred to the Committee on Judiciary No. 2.

And

H. B. 951, a bill to be entitled An act to allow the County Commissioners of Madison County to employ a county accountant.

Referred to the Committee on Judiciary No. 2.

And

H. B. 952, a bill to be entitled An act to repeal Chapter 181 of the Public-Local Laws of 1931 relating to the election of a county attorney of Madison County.

Referred to the Committee on Elections and Election Laws.

By Messrs. Alspaugh, Hauser and McDonald: H. B. 953, a bill to be entitled An act to fix the salary of the Clerk of the Superior Court of Forsyth County.

On motion of Mr. Alspaugh the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cone: H. B. 954, a bill to be entitled An act to amend Chapter 207 of the Public Laws of 1933, relating to adoption of minors.

Referred to the Committee on Judiciary No. 2.

By Messrs. Lumpkin and O'Berry: H. B. 955, a bill to be entitled An act to place installment paper dealers under the supervision of the Commissioner of Banks.

Referred to the Committee on Banks and Banking.

By Mr. Eagles: H. B. 956, a bill to be entitled An act to provide for licensing threshers in North Carolina and securing reports on the amounts threshed.

Referred to the Committee on Agriculture.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 402, a bill to be entitled An act to amend Chapter 113, Private Laws of 1903 by extending the police jurisdiction of the town of Brevard one mile beyond its corporate limits.

Referred to the Committee on Counties, Cities and Towns.

S. B. 418, a bill to be entitled An act to authorize the Board of Aldermen of Brevard to dispose of certain real estate conveyed to said town in lieu of dividend from the Brevard Banking Company.

Referred to the Committee on Banks and Banking.

H. B. 874, a bill to be entitled An act to permit the town of Hamilton Lakes to hold its meetings outside of its corporate limits and to permit the offices of said town and/or its officers to be located outside of its corporate limits and to permit certain of its offices to be held by persons other than residents.

For concurrence in the Senate amendment.

On motion of Mr. Cone, the House concurs in the Senate amendment, and the bill is ordered enrolled.

S. B. 341, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes relating to the terms of Court for Guilford County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 347, a bill to be entitled An act to regulate the terms of Forsyth County Court.

Referred to the Committee on Courts and Judicial Districts.

S. B. 352, a bill to be entitled An act to amend Chapter 365 of the Public-Local Laws of 1919 relating to fees of officers in Iredell County.

Referred to the Committee on Salaries and Fees.

S. B. 401, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes, relating to the punishment for public drunkenness in Iredell County.

Referred to the Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 574, a bill to be entitled An act granting new charter to the town of Spindale, Rutherford County, North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Head the House concurs in the Senate amendment, and the bill remains on the Calendar for its second reading roll call, the Senate amendment being a material one.

S. B. 271, a bill to be entitled An act to amend the charter of the city of Statesville, Iredell County, North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 381, a bill to be entitled An act to amend Chapter 110, Private Laws of North Carolina, Session of 1925, relative to the charter of the town of Rowland.

Passes its second and third readings and is ordered enrolled.

S. B. 383, a bill to be entitled An act fixing the salaries of certain officers of Columbus County.

Passes its second and third readings and is ordered enrolled.

S. B. 384, a bill to be entitled An act to appoint an auditor for Columbus County.

Passes its second and third readings and is ordered enrolled.

S. B. 385, a bill to be entitled An act to appoint a tax collector for Columbus County.

Passes its second and third readings and is ordered enrolled.

H. B. 459, a bill to be entitled An act to increase the jurisdiction of General County Courts.

For concurrence in the Senate amendment.

On motion of Mr. Garrell, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 550, a bill to be entitled An act to amend Section 60, Chapter 120, Public Laws of North Carolina of 1929, entitled "An act to provide a system of workmen's compensation in the State of North Carolina, and to further provide for securing the payment of such compensation."

There being a minority report attached to the Substitute Bill, the question now recurs upon the adoption of said report.

The minority report fails of adoption, the Substitute and Bill thereby going on the unfavorable Calendar.

H. B. 713, a bill to be entitled An act to amend Chapter 122 of the Public Laws of 1925, relating to the State Department of Conservation and Development.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 714, a bill to be entitled An act authorizing the refunding of taxes erroneously or illegally collected by any county or municipality.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 745, a bill to be entitled An act to punish falsehood and protect character.

On motion of Mr. Royster the bill is laid on the table.

H. B. 898, a bill to be entitled An act to provide for a kennel tax in Wayne County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Cooper, Crabtree, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall, Zickler—85.

Those voting in the negative are: None.

H. B. 930, a bill to be entitled An act relating to the sale of meats, game and fresh sea foods in Elizabeth City and fixing the license tax for same.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Cooper, Crabtree, Cross, Davis,

Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall, Zickler—85.

Those voting in the negative are: None.

H. B. 931, a bill to be entitled An act to amend the charter of the town of Wilson.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Cooper, Crabtree, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall, Zickler—85.

Those voting in the negative are: None.

On motion of Mr. Bean, H. B. 643, a bill to be entitled An act for the payment of salaries of State employees which were withheld during the months of April, May and June 1933, is taken from the Committee on Salaries and Fees and recommitted to the Committee on Appropriations.

On motion of Mr. Bowie, H. B. 316, a bill to be entitled An act relating to records required to be kept by persons or firms conducting stock yards, is taken from the Committee on Agriculture and placed on the Calendar.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 405. An Act to provide for the organization, incorporation and operation of a cash depository in the town of Zebulon, in the county of Wake.

H. B. 603. An Act requiring the County Accountant for Haywood County to be approved by the Local Government Commission of North Carolina.

H. B. 737. An Act to amend the charter of the town of Canton, Haywood County by repealing Section 17 thereof, the same being Section 17, Chapter 90, Private Laws of 1907.

H. B. 739. An Act to abolish the September and December terms of Court in Northampton County.

H. B. 810. An Act to place Constable of Wilmington Township, New Hanover County, on salary basis.

H. B. 823. An Act relating to turnkey fees for the Sheriff of Henderson County.

H. B. 826. An Act to fix the salaries of officers of Clay County.

H. B. 854. An Act relating to the Grand Jury of Nash County.

H. B. 876. An Act to amend Chapter 61, Public Laws of Session 1931, being An Act amending Chapter 216 of the Public Laws of 1923, relating to the General County Court in Wilson County.

H. B. 923. An Act to validate the official acts performed between April 10, 1933 and June 19, 1934, inclusive, of R. F. Collins, Justice of the Peace of Holly Springs Township, Wake County.

On motion of Mr. Gardner the House adjourns and will meet tomorrow at eleven o'clock, a.m.

SEVENTY-SECOND DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, April 2, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend N. E. Gresham of the city of Pine Tops, North Carolina.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Mr. R. O. Everett, former member of the House of Representatives from Durham County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Morphew, for the Committee on Judiciary No. 1.

S. B. 356, a bill to be entitled An act to allow Judges of the Superior Courts, in their discretion, to sentence persons convicted of murder in the first degree, burglary in the first degree, arson, or rape to life imprisonment when the trial jury recommends mercy.

And

S. B. 401, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes relating to the punishment for public drunkenness in Iredell County.

With favorable reports.

And

H. B. 649, a bill to be entitled An act to amend Chapter 387, Private Laws of the Session of 1911 relating to the corporate limits of the town of Murphy in Cherokee County.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 618, a bill to be entitled An act to amend Chapter 448 of the Public Laws of 1931 relating to cartways.

And

H. B. 915, a bill to be entitled An act to provide for the annulment of certain marriages.

With unfavorable reports.

And

S. B. 62, a bill to be entitled An act giving authority to all sheriffs and/or bonded deputies to serve criminal processes, under certain conditions, anywhere in the State.

With a favorable report, as amended.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 570, a bill to be entitled An act to amend Section 1799 of the Consolidated Statutes relating to failure of defendant in criminal actions to take the stand.

And

S. B. 265, a bill to be entitled An act to amend Section 2502 of the Consolidated Statutes of 1919, relating to the form of marriage license.

And

H. B. 939, a bill to be entitled An act to impose a State license tax of one hundred dollars upon persons buying and hauling peanuts for private profit.

And

H. B. 523, a bill to be entitled An act to amend Section 4634 of the Consolidated Statutes relating to peremptory challenges by the State.

And

H. B. 514, a bill to be entitled An act to amend Chapter 307, Public Laws of 1933, relative to requiring telephone companies to keep financial and inventory records at exchanges having one thousand or more subscribers.

With unfavorable reports.

And

S. B. 74, a bill to be entitled An act to amend Chapter 53, Public Laws of 1933 relating to free privilege license for the blind.

With a favorable report.

And

H. B. 383, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes of North Carolina relating to public drunkenness.

With a favorable report, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Uzzell and Barker: H. R. 957, joint resolution inviting the Honorable Homer S. Cummings, Attorney General of the United States to address a Joint Session of the General Assembly of North Carolina.

Referred to the Committee on Public Utilities.

By Mr. Wade: H. B. 958, a bill to be entitled An act to prohibit the sale and shooting of fireworks in Cedar Island, Carteret County.

On motion of Mr. Wade the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sullivan: H. B. 959, a bill to be entitled An act to require the police of the city of Asheville and the Sheriff of Buncombe County to provide the Solicitor of the Nineteenth Judicial District with investigators.

Placed on the Calendar.

And

H. B. 960, a bill to be entitled An act to amend Chapter 308 Public-Local Laws of 1933, the same being An act regulating fishing in the French Broad River.

Placed on the Calendar.

And

H. B. 961, a bill to be entitled An act regulating the fees collected by the Clerk of the Superior Court of Buncombe County.

Placed on the Calendar.

And

H. B. 962, a bill to be entitled An act to create a Firemen's Pension Board for the city of Asheville.

Placed on the Calendar.

And

H. B. 963, a bill to be entitled An act to exempt the Crawley Museum of Art and Archaeology, in the city of Asheville, from taxation.

Placed on the Calendar.

And

H. B. 964, a bill to be entitled An act to authorize the desk sergeant in the office of the Sheriff of Buncombe County to execute warrants for the General County Court.

Placed on the Calendar.

By Messrs. Ervin, Scholl, and Tonissen: H. B. 965, a bill to be entitled An act to authorize the city of Charlotte to establish building lines within the city limits of the city of Charlotte.

Placed on the Calendar.

And

H. B. 966, a bill to be entitled An act to authorize the city of Charlotte to construct certain street improvements and to issue bonds under the Municipal Finance Act, as amended, and the Local Government Act, as amended, to pay the cost of such improvements.

Placed on the Calendar.

And

H. B. 967, a bill to be entitled An act to fix the compensation of the members of the Board of County Commissioners of Mecklenburg County other than its Chairman.

Placed on the Calendar.

By Mr. Hyde: H. B. 968, a bill to be entitled An act to allow the County of Cherokee to assume the bonded indebtedness of the various townships of said county and a road district therein, and to provide for the refunding of the existing bonded indebtedness of said county.

Placed on the Calendar.

By Mr. Kelly: H. B. 969, a bill to be entitled An act to make the provisions of Section 1864 of Volume III of the Consolidated Statutes relating to depredations of domestic fowls, applicable to Sampson County.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Warden: H. B. 970, a bill to be entitled An act to regulate fishing and killing of squirrels in Alleghany County.

Placed on the Calendar.

By Mr. Sherard: H. B. 971, a bill to be entitled An act to amend Chapter 441 Public Laws of North Carolina Session of 1931, relating to special levies in certain counties.

Referred to the Committee on Finance.

And

H. B. 972, a bill to be entitled An act to exempt residents of Henderson County over sixty-five years of age from the payment of hunting and fishing license.

Referred to the Committee on Game.

And

H. B. 973, a bill to be entitled An act relating to the revaluation of real property in Henderson County.

Referred to the Committee on Finance.

And

H. B. 974, a bill to be entitled An act to amend Chapter 364 of Public Laws of 1933, relating to elections.

Referred to the Committee on Elections and Election Laws.

By Mr. Morphew: H. B. 975, a bill to be entitled An act extending the time for final settlement by executors and administrators where the funds of the estate of their intestate are in banks or trust companies in course of liquidation.

Referred to the Committee on Judiciary No. 1.

By Mr. Funderburk: H. B. 976, a bill to be entitled An act to restore concurrent jurisdiction to the Superior Courts of Union County in certain cases.

Placed on the Calendar.

By Messrs. Spruill, Lindsey, Peterson, Jonas, Horton and Sparger: H. B. 977, a bill to be entitled An act to amend Chapter 95, Public Laws of 1933, relating to State Barbers' License Law.

Referred to the Committee on Health.

By Mr. Lindsey: H. B. 978, a bill to be entitled An act extending the time of payment of delinquent paving and other assessments.

Referred to the Committee on Finance.

By Mr. Davis: H. B. 979, a bill to be entitled An act to place certain portions of Dare County under the State-wide stock law.

Placed on the Calendar.

And

H. B. 980, a bill to be entitled An act to withdraw from sale certain swamp lands now belonging to the Board of Education, upon certain conditions.

Referred to the Committee on Conservation and Development.

By Mr. McQueen: H. B. 981, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof in Cumberland County.

Placed on the Calendar.

By Mr. Royster: H. B. 982, a bill to be entitled An act to amend Chapter 66 and to repeal Chapter 132 of the Public Laws of the Session of 1927 relating to the service of summons by publication.

Referred to the Committee on Judiciary No. 2.

By Mr. Ward: H. B. 983, a bill to be entitled An act to amend Section 1107 Consolidated Statutes with reference to discriminating between connection lines.

Placed on the Calendar.

By Mr. Cherry: H. B. 984, a bill to be entitled An act to amend Chapter 136, Public Laws of 1917 relating to municipal corporations.

Placed on the Calendar.

By Messrs. Williams of Hyde and Carr: H. B. 985, a bill to be entitled An act to amend Chapter 375 of the Public Laws of 1933, relating to motor vehicle license taxes, so as to provide for partial payment of said taxes.

Referred to the Committee on Roads.

By Mr. Palmer: H. R. 986, a joint resolution to pay the expenses of the Committee from the House of Representatives and Senate visiting the State School for the Deaf at Morganton.

Referred to the Committee on Appropriations.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 414, a bill to be entitled An act to validate certain bonds of the county of Bladen, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

S. B. 424, a bill to be entitled An act to amend Chapter 149 of the Private Laws of 1931, as amended by Chapter 149 of the Private Laws of 1933, being An act providing for the appointment of a school board for the Asheville Local Tax School District and defining its powers and duties.

On motion of Mr. Sullivan the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. R. 429, joint resolution inviting the Honorable Homer S. Cummings, Attorney General of the United States, to address a Joint Session of the General Assembly of North Carolina.

On motion of Mr. Uzzell the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

H. B. 37, a bill to be entitled An act to increase the jurisdiction of the Mayor of West Jefferson, North Carolina, and regulate the fines and forfeitures imposed by the Mayor of said town.

For concurrence in the Senate amendment.

On motion of Mr. Bowie the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 296, a bill to be entitled An act providing for the creation of a commission to investigate and determine the amounts if any, those counties which made donations for the construction of State highways should be refunded in order to place them on an equitable parity with other counties which made loans or donations for like purposes, and to authorize the State Highway and

Public Works Commission to enter into contracts with said counties for a fair reimbursement of said funds.

Referred to the Committee on Appropriations.

S. B. 65, a bill to be entitled An act to require the Commissioner of Revenue to furnish the sheriff of each county the license number and name of owner of each motor vehicle licensed.

Referred to the Committee on Finance.

S. B. 82, a bill to be entitled An act to amend Chapter 375, Public Laws, 1933, reducing license fees for private passenger motor vehicles.

Referred to the Committee on Roads.

S. B. 277, a bill to be entitled An act to provide for a study of jail conditions in North Carolina and the laws relating to the management of jails.

Referred to the Committee on Health.

S. B. 291, a bill to be entitled An act prohibiting the placing of trash, refuse, or garbage within five hundred yards of the hard surfaced highways.

Referred to the Committee on Roads.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 940, a bill to be entitled An act to prohibit seining and trapping of fish in Swannanoa River, French Broad River, Sandy Mush Creek, Turkey Creek and Reems Creek.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 944, a bill to be entitled An act to authorize use of certain school funds to carry out school transportation contracts in Clay County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 945, a bill to be entitled An act to prohibit the sale of beer and other alcoholic beverages within certain distances of churches and public schools in the town of Hayesville, Clay County, and Clay County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 316, a bill to be entitled An act relating to records required to be kept by persons or firms conducting stock yards.

A Substitute Bill offered by Mr. Bowie is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 667, a bill to be entitled An act to amend and reënact Section 1437 of the Consolidated Statutes, relating to the jurisdiction of the Superior Court.

On motion of Mr. Ward the bill is laid on the table.

H. B. 663, a bill to be entitled An act to amend Section 220 (b) Consolidated Statutes of 1919, as amended, so as to remove the limitations on investments by banks in interest-bearing obligations of other states.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 433, a bill to be entitled An act relating to the liability of owners and operators of motor vehicles to guests.

On motion of Mr. Bowie the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 599, a bill to be entitled An act to amend Section 3884 (a) of the Consolidated Statutes so as to change the authorized age for the retirement of Judges from seventy years to sixty-five years.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration H. B. 435, a bill to be entitled An act to amend Sections 4657 and 4658 of the Consolidated Statutes substituting death by administration of lethal gas for death by electrocution in North Carolina.

The question now recurs upon the passage of the bill on its several readings.

Mr. Page offers an amendment which fails of adoption.

Mr. Ray offers an amendment which is adopted.

The question now recurs upon the passage of the bill as amended, on its second reading.

As amended, the bill passes its second reading and remains on the Calendar.

H. B. 574, a bill to be entitled An act granting new charter to the town of Spindale, Rutherford County, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryson, Cherry, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Dowtin, Eagles, Ervin, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Woodall, Zickler—92.

Those voting in the negative are: None.

H. B. 946, a bill to be entitled An act to amend the charter of the town of Wilson and to provide for special election.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryson, Cherry, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Dowtin, Eagles, Ervin, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of

Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Woodall, Zickler—92.

Those voting in the negative are: None.

H. B. 931, a bill to be entitled An act to amend the charter of the town of Wilson.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryson, Cherry, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Dowtin, Eagles, Ervin, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Woodall, Zickler—92.

Those voting in the negative are: None.

H. B. 930, a bill to be entitled An act relating to the sale of meats and game and fresh seafoods in Elizabeth City and fixing the license tax for same.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryson, Cherry, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Dowtin, Eagles, Ervin, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Woodall, Zickler—92.

Those voting in the negative are: None.

H. B. 605, a bill to be entitled An act to amend the charter of the city of Winston-Salem with respect to the remission, reduction and adjustment of special assessments, and establishment of a special court for traffic violations and authorizing the Board of Aldermen to prescribe the powers and duties of certain officers.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryson, Cherry, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Dowtin, Eagles, Ervin, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly,

Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Woodall, Zickler—92.

Those voting in the negative are: None.

On motion of Dr. Douglass H. B. 927, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the city of Raleigh, North Carolina, and to provide for the observance of certain holidays by the barbers, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Barnes H. B. 896, a bill to be entitled An act to amend Section 507 of Chapter 204 of the Public Laws of 1933 relating to date for the listing of taxes, is taken from the Committee on Finance and recommitted to the Committee on Counties, Cities and Towns.

On motion of Mr. Morphew H. B. 640, a bill to be entitled An act in regard to the foreclosure of tax sale certificates in Graham County, is takeu from the Committee on Finance and placed on the Calendar.

On motion of Mr. Ward H. B. 512, a bill to be entitled An act to expedite the settlement of the affairs of insolvent banks in liquidation and in actions by such banks allow obligations of such banks as a set off aud debtors to pay off judgments, assessments and executions in favor of such banks by obligations of such banks, is taken from the Committee ou Banks and Banking and recommitted to the Committee on Judiciary No. 2.

On motion of Mr. Harris the House adjourns and will meet tomorrow at eleven o'clock, a.m.

SEVENTY-THIRD DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, April 3, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend C. W. Robbins of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Dr. Carr, for the Committee on Health.

H. B. 829, a bill to be entitled An act to amend Consolidated Statutes 6609, relating to the practice of medicine.

And

S. B. 364, a bill to be entitled An act to provide for the city of Southport and the county of Brunswick to own and operate a hospital to be known as "Bruns-

wick County Hospital," and to validate purchase of land, erection of said Brunswick County Hospital, and its operation prior to this time.

And

S. B. 205, a bill to be entitled An act to repeal Chapter 116, Public Laws, Extra Session 1924, relating to sale of certain drugs.

And

S. B. 204, a bill to be entitled An act to amend Chapter 28 of the Public Laws of 1927, relating to the registration of drug stores and pharmacies.

And

S. B. 302, a bill to be entitled An act to amend Section 1, Chapter 186, Public Laws 1921, relating to hotels and restaurants.

With favorable reports.

And

S. B. 188, a bill to be entitled An act to protect the health of mothers and infants and to regulate the practice of midwifery.

With a favorable report, as amended.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 951, a bill to be entitled An act to allow the County Commissioners of Madison County to employ a county accountant.

And

H. B. 950, a bill to be entitled An act authorizing and empowering the Board of Commissioners of Madison County to employ someone to make the tax books.

And

H. B. 498, a bill to be entitled An act to authorize and empower the Board of Commissioners of Madison County to appoint the tax listers and assessors.

And

H. B. 871, a bill to be entitled An act to prohibit the sale of beer and other alcoholic beverages within one mile of any church or school in the town of Bethel in Pitt County.

And

H. B. 499, a bill to be entitled An act to provide for the election of a tax collector for Madison County, and to fix his salary.

And

H. B. 949, a bill to be entitled An act to repeal Chapter 183 of the Public-Local Laws of 1931 relating to the sinking fund and other commissions in Madison County.

With unfavorable reports.

And

H. B. 524, a bill to be entitled An act to validate all and every the acts of J. B. Martin of Newland, Avery County.

With a favorable report.

And

H. B. 790, a bill to be entitled An act to amend Rule 10, Section 1654 of the Consolidated Statutes relating to heirs of illegitimates.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Bryant, for the Committee on Appropriations.

H. B. 683, a bill to be entitled An act to provide for an excise tax on all oleomargarine not containing certain ingredients; providing for the placing of

stamps evidencing payment of said tax and providing offenses, fines and punishment.

With a favorable report, as amended.

On motion of Mr. Bryant the bill is recommitted to the Committee on Finance.

And

H. B. 674, a bill to be entitled An act to pay the salary of Robert H. Wright, former President of East Carolina Teachers' College for the unexpired portion of his term of office.

And

H. R. 986, a joint resolution to pay the expenses of the Committee from the House of Representatives and Senate visiting the State School for the Deaf at Morganton.

With favorable reports.

And

H. B. 213, a bill to be entitled An act to provide for an emergency appropriation for public roads and bridges.

The Committee recommends that consideration of the bill be postponed indefinitely.

It is so ordered.

And

S. B. 296, a bill to be entitled An act providing for the creation of a commission to investigate and determine the amounts, if any, those counties which made donations for the construction of State highways should be refunded in order to place them on an equitable parity with other counties which made loans or donations for like purposes, and to authorize the State Highway and Public Works Commission to enter into contracts with said counties for a fair reimbursement of said funds.

With a favorable report, as amended.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 677, a bill to be entitled An act to amend Section 3343, of the Consolidated Statutes of North Carolina.

And

H. B. 975, a bill to be entitled An act extending the time for final settlement by executors and administrators where the funds of the estate of their intestate are in banks or trust companies in course of liquidation.

And

S. B. 241, a bill to be entitled An act to amend Section 494 of the Consolidated Statutes of North Carolina, relating to bringing suits as a pauper.

With favorable reports, as amended.

And

S. B. 216, a bill to be entitled An act to amend Section 1114-1 of the Consolidated Statutes of North Carolina relative to the name of domestic corporations.

And

S. B. 387, a bill to be entitled An act to amend Section 1608 (n) Consolidated Statutes, as appears in Volume III, by conferring jurisdiction on General County Courts of actions for divorce and alimony, or either.

And

S. B. 240, a bill to be entitled An act to amend Section 3303 Consolidated Statutes, to make invalid the acknowledgment of an instrument or probate

of an instrument by the oath and examination of a subscribing witness, who is also the grantee in said instrument.

With favorable reports.

And

S. B. 268, a bill to be entitled An act to amend Section 3189 of the Consolidated Statutes relating to administering of oaths.

And

H. B. 365, a bill to be entitled An act to promote safety on the public highways of the State of North Carolina by providing for the financial responsibility of owners and operators of motor vehicles for damages caused by motor vehicles on the public highways in the State of North Carolina, to prescribe penalties for the violation of the provisions of this act, and for other purposes.

And

H. B. 414, a bill to be entitled An act to amend Section 465 of the Consolidated Statutes of 1919, relating to the venue of action upon official bonds and against executors and administrators.

And

H. B. 612, a bill to be entitled An act to amend Section 2591 of the Consolidated Statutes relating to the reopening of judicial and other sales on advance bid.

With unfavorable reports.

By Mr. Sentelle, for the Committee on Penal Institutions.

S. B. 168, a bill to be entitled An act to authorize the State Highway and Public Works Commission to establish at the Central Prison at Raleigh a shoe factory to manufacture shoes for the inmates of the various State institutions.

With a favorable report.

By Mr. Bowie, for the Committee on Constitutional Amendments.

H. B. 118, a bill to be entitled An act to submit a proposed amendment to Section 3 of Article 5 of the Constitution of North Carolina raising the rate of tax on income.

And

H. B. 356, a bill to be entitled An act to amend Section 3, of Article 5 and Section 2 of Article 10 of the Constitution and to repeal Section 9, Article 7 thereof so as to permit taxing property by a rule that is uniform as to each class of property, to tax incomes not in excess of ten per cent, and to exempt homesteads from taxation.

And

H. B. 558, a bill to be entitled An act to submit to the qualified voters of the State an amendment to the Constitution providing for the exemption from taxation of a homestead.

With unfavorable reports.

And

H. B. 4, a bill to be entitled An act to submit a proposed amendment to Section 3 of Article 5 of the Constitution of North Carolina raising the rate of tax on incomes.

And

H. B. 107, a bill to be entitled An act to submit a proposed amendment to Section 2 of Article 10 of the Constitution of North Carolina exempting homesteads from taxation.

With unfavorable reports as to bills, favorable as to Committee Substitutes.

And

H. B. 897, a bill to be entitled An act to amend Section 28 of Article 2 of the Constitution of North Carolina relating to pay of members and officers of the General Assembly.

With a favorable report.

By Mr. Bean, for the Committee on Salaries and Fees.

H. B. 792, a bill to be entitled An act to increase the pay of jurors in Duplin County.

And

H. B. 757, a bill to be entitled An act to increase the pay of jurors in Johnston County from two dollars a day to two dollars and fifty cents a day.

And

H. B. 800, a bill to be entitled An act to amend Section 3893 of the Consolidated Statutes in North Carolina as amended by Chapter 40 of the Public Laws of North Carolina of the Session of 1933, relating to the fees of witnesses.

And

H. B. 784, a bill to be entitled An act to amend Chapter 40, Public Laws of 1933, being an amendment to Section 3893 of the Consolidated Statutes.

And

S. B. 335, a bill to be entitled An act relating to the Sheriff's fees for making arrests in Halifax County.

With favorable reports.

And

S. B. 324, a bill to be entitled An act to authorize the County Commissioners of Alleghany County in their discretion, to fix the Sheriff's salary.

With a favorable report, as amended.

And

H. B. 193, a bill to be entitled An act to create and establish a uniform schedule of fees to be charged by Justices of the Peace.

With an unfavorable report.

By Mr. Uzzell, for the Committee on Public Utilities.

H. B. 780, a bill to be entitled An act to promote the safety of employees and travelers upon railroads, to provide for the number of men that must be employed on locomotives and trains in the State of North Carolina.

With an unfavorable report with a minority report attached.

By Mr. Rouse, for the Committee on Courts and Judicial Districts.

H. B. 891, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes providing an extra term of Court for Cleveland County.

And

H. B. 937, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes, relating to the Courts of Cabarrus County.

And

S. B. 341, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes relating to the terms of Court for Guilford County.

And

S. B. 347, a bill to be entitled An act to regulate the terms of Forsyth County Court.

And

S. B. 349, a bill to be entitled An act to amend Chapter 234 Public Laws 1933 relating to the terms of Superior Courts in Duplin County.

With favorable reports.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Dr. Zickler: H. B. 987, a bill to be entitled An act to authorize the Board of Commissioners of Alexander County to issue refunding bonds to refund principal or interest or principal and interest of certain outstanding bonds and to issue funding bonds or notes to fund outstanding notes and to levy tax for the payment of principal and interest of same and setting aside certain tax levies for debt service to be applied to interest payments.

Referred to the Committee on Calendar.

By Mr. Cone, by request: H. B. 988, a bill to be entitled An act to amend Chapter 94 of the Public Laws of 1927 relating to arbitration and award.

Referred to the Committee on Judiciary No. 1.

By Mr. Johnston: H. B. 989, a bill to be entitled An act to authorize the Board of County Commissioners of Iredell County to adjust all unpaid taxes prior to the year 1934.

Referred to the Committee on Calendar.

And

H. B. 990, a bill to be entitled An act to authorize the Board of Education of Iredell County to appoint five district school committeemen for the Iredell County School District.

Referred to the Committee on Calendar.

By Mr. Cook: H. B. 991, a bill to be entitled An act to amend Chapter 234 of the Public Laws of 1921 fixing the salary of the Clerk of Superior Court of Alamance County.

Referred to the Committee on Calendar.

By Mr. Kelly: H. B. 992, a bill to be entitled An act incorporating the town of Newton Grove in Sampson County.

Referred to the Committee on Calendar.

By Mr. Sherard: H. B. 993, a bill to be entitled An act to authorize the Commissioners of the city of Hendersonville and the Board of Water Commissioners of the city of Hendersonville to refund the Seventh Day Adventist Church of Hendersonville for street and water and/or sewer assessments paid by it.

Referred to the Committee on Calendar.

By Mr. Fenner: H. B. 994, a bill to be entitled An act supplemental to an act being a bill entitled "An Act to prevent rabies in the State of North Carolina" and being H. B. 174, and ratified March 26, 1935, to correct an error therein.

On motion of Mr. Fenner the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ward: H. B. 995, a bill to be entitled An act to amend Chapter 40, Public Laws of 1933, relating to witness fees of officers of Craven County.

On motion of Mr. Ward the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Palmer: H. B. 966, a bill to be entitled An act to enable Cabarrus County to establish and maintain a public hospital, to levy a tax and issue bonds therefor, appoint hospital trustees, maintain a training school for nurses, etc.

Referred to the Committee on Calendar.

By Mr. Kelly: H. B. 997, a bill to be entitled An act to amend Chapter 250, Public-Local Laws of 1925 relating to the salaries of certain officers of Sampson County.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Lumpkin: H. B. 998, a bill to be entitled An act relating to officers' fees for capture of stills and distillers in Franklin County.

On motion of Mr. Lumpkin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 999, a bill to be entitled An act to provide for payment of bills of cost in the Recorder's Court of Franklin County.

On motion of Mr. Lumpkin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Harris: H. B. 1000, a bill to be entitled An act permitting the North Carolina Rural Rehabilitation Corporation to accept and receive loans, gifts, and other assistance from the United States Government and other agencies.

Referred to the Committee on Conservation and Development.

By Dr. Douglass: H. B. 1001, a bill to be entitled An act requiring the State of North Carolina to pay to the city of Raleigh fifty per cent of the

cost of all sidewalk and street paving abutting State-owned property in the city of Raleigh.

Referred to the Committee on Appropriations.

By Mr. Gray: H. B. 1002, a bill to be entitled An act to create a Jury Commission for the county of Clay.

On motion of Mr. Gray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bowie: H. B. 1003, a bill to be entitled An act to increase the pay of the election officials of Ashe County, and to amend Chapter 557 of the Public Laws of 1933, relative to elections in Ashe County.

Referred to the Committee on Elections and Election Laws.

By Mr. Craig: H. B. 1004, a bill to be entitled An act to amend Chapter 34, Private Laws of 1909, relative to the development of the city of Asheville.

Placed on the Calendar.

By Messrs. Sullivan and Craig: H. B. 1005, a bill to be entitled An act a bill supplemental and amendatory to H. B. 86, being entitled "An Act to create a civil service board for the city of Asheville" ratified January 23, 1935.

Referred to the Committee on Calendar.

By Mr. Ward: H. B. 1006, a bill to be entitled An act to facilitate the collection of delinquent taxes in Craven County, North Carolina.

On motion of Mr. Ward the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Meekins: H. B. 1007, a bill to be entitled An act to amend Chapter 323 of the Private Laws of 1889 as amended, relative to the Charter of the town of Granite Falls.

On motion of Mr. Meekins the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Gardner: H. B. 1008, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes providing an additional term of Court for Cleveland County.

Referred to the Committee on Courts and Judicial Districts.

By Messrs. Thompson of Wake and Mitchell: H. B. 1009, a bill to be entitled An act to amend Chapter 360 of the Public Laws of 1931 and to provide for an increase in the number of members of the Board of Agriculture.

Referred to the Committee on Agriculture.

By Messrs. Thompson of Wake, Douglass, and Mitchell: H. B. 1010, a bill to be entitled An act to provide a four year term of office for the

Register of Deeds, the Treasurer, the Auditor, and the County Surveyor of Wake County.

Referred to the Committee on Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 318, a bill to be entitled An act to amend Chapter 97, Public Laws, Extra Session of 1921 and Chapter 122, Public Laws Session 1927, relative to the better enforcement of the automobile laws.

Referred to the Committee on Calendar.

S. B. 389, a bill to be entitled An act to validate certain street assessments in the town of Siler City.

Referred to the Committee on Finance.

H. B. 243, a bill to be entitled An act to regulate and control the practice of photography.

For concurrence in the Senate amendment.

On motion of Mr. O'Berry the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 436, a bill to be entitled An act to amend S. B. 200, ratified March 13, 1935, being An Act to amend Subsection 6 of Section 3924 (d) of the Consolidated Statutes of North Carolina with reference to transactions exempted from the operation of the capital issues law.

Referred to the Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 959, a bill to be entitled An act to require the police of the city of Asheville and the Sheriff of Buncombe County to provide the Solicitor of the Nineteenth Judicial District with investigators.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 960, a bill to be entitled An act to amend Chapter 308 Public-Local Laws of 1933, the same being An Act regulating fishing in the French Broad River.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 961, a bill to be entitled An act regulating the fees collected by the Clerk of the Superior Court of Buncombe County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 962, a bill to be entitled An act to create a Firemen's Pension Board for the city of Asheville.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 963, a bill to be entitled An act to exempt the Crawley Museum of Art and Archaeology, in the city of Asheville, from taxation.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 964, a bill to be entitled An act to authorize the desk sergeant in the office of the Sheriff of Buncombe County to execute warrants for the General County Court.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 970, a bill to be entitled An act to regulate fishing and killing of squirrels in Alleghany County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 976, a bill to be entitled An act to restore concurrent jurisdiction to the Superior Courts of Union County in certain cases.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 979, a bill to be entitled An act to place certain portions of Dare County under the Statewide stock law.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 981, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof in Cumberland County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 965, a bill to be entitled An act to authorize the city of Charlotte to establish building lines within the city limits of the city of Charlotte.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 966, a bill to be entitled An act to authorize the city of Charlotte to construct certain street improvements and to issue bonds under the Municipal Finance Act, as amended, and the Local Government Act, as amended, to pay the cost of such improvements.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 967, a bill to be entitled An act to fix the compensation of the members of the Board of County Commissioners of Mecklenburg County other than its Chairman.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 746, a bill to be entitled An act to amend Chapter 111 of the Public Laws of 1933 relating to the salary of the Commissioner of Paroles.

On motion of Mr. Bowie the bill is recommitted to the Committee on Appropriations.

H. B. 383, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes of North Carolina relating to public drunkenness.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 732, a bill to be entitled An act exempting F. H. Coble of Randolph County from paying a peddler's license.

On motion of Mr. Sullivan consideration of the bill is postponed indefinitely.

H. B. 436, a bill to be entitled An act to amend S. B. 200 ratified March 13, 1935, being An Act to amend Subsection 6 of Section 3924 (d) of the Consolidated Statutes of North Carolina with reference to transactions exempted from the operation of the capital issues law.

On motion of Mr. Cherry the bill is recalled from the Committee on Judiciary No. 2 and placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled for ratification.

H. B. 435, a bill to be entitled An act to amend Sections 4657 and 4658 of the Consolidated Statutes substituting death by administration of lethal gas for death by electrocution in North Carolina.

An amendment offered by Mr. Page fails of adoption.

As amended, the bill passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 770, a bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927 and acts amendatory thereof relating to traffic laws, so as to make this law conform more nearly with the uniform traffic code.

On motion of Mr. Tatem the bill is made a special order for Thursday, April 4.

H. B. 799, a bill to be entitled An act to amend Chapter 241, Public-Local Laws 1927, as amended, being An Act to define, regulate and license real estate brokers and real estate salesmen; to create a State Real Estate Commission and to provide a penalty for a violation of the provisions hereof.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 811, a bill to be entitled An act to enlarge the term of office of the several Registers of Deeds of this State.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 827, a bill to be entitled An act to amend Chapter 375, Section 29 of the Public Laws of 1933, relative to motor vehicle license fees.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 813, a bill to be entitled An act to amend Chapter 319, Public Laws of 1933, relative to the manufacture, transportation and sale of certain beverages.

On motion of Mr. Sullivan the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 817, a bill to be entitled An act to amend Chapter 324, Public Laws 1933, relating to labeling of fertilizer.

On motion of Mr. Eagles the bill is recommitted to the Committee on Agriculture.

UNFINISHED BUSINESS

The Speaker lays before the House for its further consideration H. B. 718, a bill to be entitled An act relating to the salary of the Commissioner of Public Utilities.

The question now recurs upon the passage of the bill on its several readings.

On motion of Mr. Bowie the bill is recommitted to the Committee on Appropriations.

H. B. 574, a bill to be entitled An act granting a new Charter to the town of Spindale, Rutherford County, North Carolina.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Meekins, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—95.

Those voting in the negative are: None.

H. B. 605, a bill to be entitled An act to amend the Charter of the city of Winston-Salem with respect to the remission, reduction and adjustment of special assessments, the establishment of a special Court for traffic violations and authorizing the Board of Aldermen to prescribe the powers and duties of certain officers.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Meekins, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—95.

Those voting in the negative are: None.

H. B. 946, a bill to be entitled An act to amend the Charter of the town of Wilson and to provide for special election.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Fenner, Funderburk, Gardner, Garrell, Gibson, Gray, Harris, Hatcher,

Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Meekins, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Woodall, Zickler—95.

Those voting in the negative are: None.

H. B. 649, a bill to be entitled An act to amend Chapter 387 Private Laws of the Session of 1911, relating to the corporate limits of the town of Murphy in Cherokee County.

The Committee Substitute is adopted and remains on the Calendar.

H. B. 968, a bill to be entitled An act to allow the county of Cherokee to assume the bonded indebtedness of the various townships of said county and a road district therein and to provide for the refunding of the existing bonded indebtedness of said county.

An amendment offered by Mr. Hyde is adopted.

As amended, the bill remains on the Calendar for its second reading roll call.

Pursuant to S. R. 429, joint resolution inviting the Honorable Homer S. Cummings, Attorney General of the United States, to address a Joint Session of the General Assembly of North Carolina, heretofore passed, the Speaker appoints as a Committee on the part of the House to extend the invitation, Messrs. Bryant, Bowie, and Blount of Beaufort.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 459. An Act to increase the jurisdiction of General County Courts.

H. B. 796. An Act to amend Chapter 98 of the Private Laws of 1921 relating to the limits of the incorporated town of Rich Square.

H. B. 825. An Act to regulate the fees of the various Justices of the Peace of Forsyth County.

H. B. 844. An Act relating to the jurisdiction of constables in Greene County, North Carolina.

H. B. 874. An Act to permit the town of Hamilton Lakes to hold its meetings outside of its corporate limits and to permit the offices of said town and/or the offices of its officers to be located outside of its corporate limits and to permit certain of its offices to be held by persons other than its residents.

S. B. 271. An Act to amend the charter of the city of Statesville, Iredell County, North Carolina.

S. B. 381. An Act to amend Chapter 110 Private Laws of North Carolina, Session of 1925 relative to the charter of the town of Rowland.

S. B. 384. An Act to appoint an auditor for Columbus County.

An Act to appoint a tax collector for Columbus County.

S. R. 429. Joint Resolution inviting the Honorable Homer S. Cummings, Attorney General of the United States, to address a Joint Session of the General Assembly of North Carolina.

H. B. 37. An Act to increase the jurisdiction of the Mayor of the town of West Jefferson, North Carolina, and regulate the fines and forfeitures imposed by the Mayor of said town.

H. B. 166. An Act to amend Chapter 120, Section 14, Subsection (B) of the Public Laws of 1929, relating to the Workmen's Compensation Act.

H. B. 183. An Act to amend Section 1893 of Volume III of the Consolidated Statutes as amended by Chapter 106 of the Public Laws of 1933, relating to tax on the fishing industry of the State.

H. B. 296. An Act to amend Section 6394 of the Consolidated Statutes of 1919 to eliminate that part of the Section which exempts certain classes of insurance companies from filing rates.

S. B. 132. An Act to provide for the filing, indexing and recordation of a blank or master form of mortgage, deed of trust, or other instrument conveying an interest in, or creating a lien on, real and/or personal property; to provide for reference to the provisions, terms, covenants, conditions, obligations, powers, and other contents set forth in such recorded blank or master form; to fix the fee for filing, recording, and indexing the same, and to provide for the effect of such reference.

S. B. 383. An Act fixing the salaries of certain officers of Columbus County.

S. B. 424. An Act to amend Chapter 149, of the Private Laws of 1931, as amended by Chapter 149, of the Private Laws of 1933, being An Act providing for the appointment of a school board for the Asheville Local Tax School District and defining its powers and duties.

On motion of Mr. Sullivan the House adjourns and will meet tomorrow at ten o'clock, a.m.

SEVENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, April 4, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Marion Dick of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

MESSAGE FROM THE GOVERNOR

The following message is received from His Excellency, Governor J. C. B. Ehringhaus, which message and bills accompanying same are referred to the Committee on Finance:

To the President of the Senate and Speaker of the House of Representatives of the General Assembly of North Carolina:

Some time ago there was forwarded to me by the Honorable the Secretary of the Interior of the United States several proposed Legislative enactments along with the suggestion that they first be submitted to the Office of the Attorney General of North Carolina for study and suggestion as to such amendments as might be appropriate and proper to make them conform to our North Carolina Constitution and law and then be submitted for the con-

sideration of the General Assembly. These measures have been carefully studied by the Attorney General's Office and slight amendments made in conformance with this suggestion. I beg now to transmit to you herewith the following bills for your careful consideration:

First. A bill to be entitled an Act to authorize cities and towns to issue bonds for municipal improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

Second. A bill to be entitled an Act to authorize counties to issue bonds for improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

Third. A bill to be entitled an Act providing for the acquisition, purchase, construction, reconstruction, improvement, betterment, extension, operation and maintenance of revenue-producing undertakings by any city, town or incorporated village; authorizing and regulating the issuance of revenue bonds for financing such undertakings; and providing for the payment of such bonds and the rights of holders thereof.

Fourth. A bill to be entitled an Act to validate certain bonds heretofore issued and authorizing the issuance of bonds pursuant to certain proceedings heretofore taken by municipalities for the purpose of financing or aiding in the financing of any work, undertaking or project to finance or aid in the financing of which any loan or grant has heretofore been or may hereafter be made by the United States of America through the Federal Emergency Administrator of Public Works.

The first three measures above submitted are, as you will readily observe, submitted as necessary prerequisites to the participation by counties and municipalities in North Carolina in the proposed Federal Emergency of Public Works spending. The fourth measure above is submitted not only for this purpose but also in compliance with the agreement heretofore entered into by various counties and municipalities in North Carolina in connection with borrowings heretofore made from Public Works or other Federal departments. In my judgment, each of these four measures should be promptly enacted by the General Assembly substantially as presented.

Number Five, Six, and Seven, respectively, "Housing Authorities Law," "Housing Corporation Law," and "Eminent Domain Law for Certain Corporations" have been, after careful study and consideration, amended by the addition of a section attached thereto in order to bring them into conformity with State procedure and practice and further safeguard the citizens of the State against possible abuses. With these amendments incorporated I recommend also the passage of these three measures.

Attached herewith also are bills numbered Eight, Nine, and Ten, entitled respectively: "State Electrification Authority," "Power District Law," and

"Membership Corporations." I am submitting these three measures to you without comment or recommendation for your study and consideration.

Some time ago, at the request of the State Grange, I designated a Committee for the study of the rural electrification problem in North Carolina, and solicited and obtained, through the Emergency Relief Administration, approval of a project providing for the financing of a survey of the State in this connection. That survey has been made and has met with widespread approval. The Committee has also, as a result of their studies, had prepared two measures looking towards the promotion of a rural electrification activity in the State, and bills embodying their views and recommendations on this subject have been prepared and presented to the General Assembly through their introduction in the Senate. I have reference, of course, to Senate Bills No. 426 and 427. These two measures, already presented in the Senate, have been unanimously endorsed and recommended by the Committee as peculiarly suited to the needs of North Carolina and as entirely responsive to the necessities of legislation as a predicate for the Federal assistance contemplated. They have also my unqualified endorsement and approval, and I hope that they will be promptly enacted and that the rural citizenship of our State may thus be afforded an opportunity for the development of a real rural electrification program.

Eleventh. Lastly, I am presenting herewith a measure, designated as a bill to be entitled an Act authorizing the State of North Carolina and its several departments, agencies and commissions to issue revenue bonds for the purpose of financing such undertakings as the Governor, with the approval of the Council of State, may deem for the best interest of the State, and authorizing the State of North Carolina and its several departments, agencies and commissions to accept and receive loans, gifts, and other assistance from the United States Government and other agencies. This, you will observe, is designed to provide an opportunity for the State Government, in certain instances, to participate in the proposed program of Federal spending authorized on the basis of revenue bonds payable only out of the receipts of the particular project financed and involving no liability beyond these receipts. The desirability of such legislation will immediately suggest itself to you in connection with the anticipation of this program of Federal spending, and I recommend the prompt passage of this measure.

Respectfully,

J. C. B. EHRINGHAUS, *Governor.*

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cherry, for the Committee on Finance.

H. B. 404, a bill to be entitled An act to allow the county of Macon and municipalities therein to refund tax sales certificates.

And

H. B. 978, a bill to be entitled An act extending the time of payment of delinquent paving and other assessments.

And

H. B. 683, a bill to be entitled An act to provide for an excise tax on all oleomargarine not containing certain ingredients; providing for the placing of stamps evidencing payment of said tax and providing offenses, fines and punishment.

With favorable reports, as amended.

And

S. B. 310, a bill to be entitled An act to authorize issuance of State and county bonds to take the place of lost or stolen bonds, provided indemnity is furnished to secure the State of North Carolina and the county of Martin against loss in connection therewith.

And

S. B. 389, a bill to be entitled An act to validate certain street assessments in the town of Siler City.

And

H. B. 879, a bill to be entitled An act to amend Section 7059 of the Consolidated Statutes relating to the annual tax levy for the support of the State Laboratory of Hygiene and to provide for the collection of said tax.

And

H. B. 859, a bill to be entitled An act to validate bonds issued for the town of East Flat Rock.

And

S. B. 382, a bill to be entitled An act to validate certain bonds of the town of Hamlet and authorizing the issuance of refunding bonds of said town.

And

H. B. 943, a bill to be entitled An act to authorize the Commissioners of the city of Hendersonville and the Board of Water Commissioners of the city of Hendersonville to refund the Immaculate Conception Catholic Church of Hendersonville for street and/or sewer assessments paid by it.

And

H. B. 942, a bill to be entitled An act to aid the collection of back taxes in the town of Laurel Park in Henderson County.

And

H. B. 971, a bill to be entitled An act to amend Chapter 441, Public Laws of North Carolina, Session of 1931, relating to special levies in certain counties.

And

H. B. 973, a bill to be entitled An act relating to the revaluation of real property in Henderson County.

And

H. B. 632, a bill to be entitled An act to repeal Chapter 221, Public-Local Laws of 1933 entitled An act to appoint a Board of Revaluation and Review in Yancey County and Chapter 340, Public-Local Laws of 1933 amendatory thereto and all other amendatory acts thereto.

And

H. B. 872, a bill to be entitled An act to validate certain bonds of the town of Maxton and authorizing the issuance of refunding and funding bonds of said town.

And

H. B. 870, a bill to be entitled An act to empower the governing body of the town of Farmville, Pitt County, to relieve churches of paving assessments.

With favorable reports.

And

H. B. 552, a bill to be entitled An act to authorize the treasurer to refund to Cos Paxton, former Sheriff of Transylvania County, four hundred eighty-three dollars and eight cents paid into the treasury through error.

And

H. B. 165, a bill to be entitled An act to release, discharge and remit tax penalties heretofore imposed by the county of Iredell and all municipalities in said county.

And

H. B. 694, a bill to be entitled An act setting up and establishing the methods, processes and proceedings by which a lien may be acquired upon real and personal property, and the same sold and the title thereon conveyed for failure to pay taxes for Caswell County.

And

S. B. 65, a bill to be entitled An act to require the Commissioner of Revenue to furnish the sheriff of each county the license number and name of owner of each motor vehicle licensed.

With unfavorable reports.

By Mr. Harris, for the Committee on Education.

H. B. 569, a bill to be entitled An act to require any person, partnership, association of persons, or corporation that may hereafter be organized as business schools in North Carolina to comply with their contracts with the students who matriculate with them for the purpose of taking commercial courses in accounting, bookkeeping, stenography, telegraphy, typing and other branches generally included in the curriculum of such schools; to require such institutions before collecting fees, tuition, and other expenses from students who desire to take such courses in such institutions to enter into a bond executed by standard and solvent guaranty companies, guaranteeing the refund of such fees, tuition and other expenses as are paid in case the promoters, officers and agents of such institutions fail to comply with their contract; to provide penalties for failure to refund to any student the amounts whenever the promoters, officers and agents of such institutions fail to comply with their contract to give and furnish training in commercial courses according to the contract entered into.

With unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 167, a bill to be entitled An act to compensate the members of the Board of Education of Iredell County.

With a favorable report as amended.

And

S. B. 190, a bill to be entitled An act to appoint members and fix their terms and reduce membership of County Board of Education of McDowell County.

With a favorable report.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

S. B. 377, a bill to be entitled An act to amend the charter of the city of Statesville so as to extend the jurisdiction of policemen over the territory one mile in every direction from the corporate limits of said town.

And

S. B. 402, a bill to be entitled An act to amend Chapter 113, Private Laws of 1903 by extending the police jurisdiction of the town of Brevard one mile beyond its corporate limits.

And

S. B. 415, a bill to be entitled An act to allow the Sheriff and Rural Policemen of Robeson County an allowance for traveling expenses incurred in line of duty.

And

H. B. 948, a bill to be entitled An act to place the collection of dog taxes in Haywood County under the direct and immediate supervision of the Game Warden of Haywood County.

And

S. B. 338, a bill to be entitled An act to amend Section 1864 of the Consolidated Statutes, relative to depredations of domestic fowls in certain counties.

And

S. B. 372, a bill to be entitled An act to repeal Chapter 647, Public Laws of 1905, incorporating the town of Moncure, Chatham County.

With favorable reports.

And

H. B. 896, a bill to be entitled An act to amend Section 507 of Chapter 204 of the Public Laws of 1933, relating to date for listing of taxes.

Bill reported without prejudice.

And

H. B. 831, a bill to be entitled An act to amend the charter of the town of Granite Falls.

And

H. B. 832, a bill to be entitled An act to amend the charter of Granite Falls.

With unfavorable reports.

By Mr. Sparger, for the Committee on Elections and Election Laws.

S. B. 81, a bill to be entitled An act prohibiting county chairmen of political parties from becoming candidates in party primaries.

With a favorable report as amended.

And

S. B. 286, a bill to be entitled An act to amend Section 6054 of Volume III of the Consolidated Statutes exempting Montgomery County from the operation of the State-wide primary law as to county officers.

And

H. B. 952, a bill to be entitled An act to repeal Chapter 181 of the Public-Local Laws of 1931 relating to the election of a County Attorney of Madison County.

With unfavorable reports.

And

S. B. 336, a bill to be entitled An act to amend Sections 5960 to 5968 inclusive, of the Consolidated Statutes exempting the town of Brevard in Transylvania County from the absentee voters law.

With a favorable report.

On motion of Mr. Henry the bill is recommitted to the Committee on Elections and Election Laws.

And

H. B. 731, a bill to be entitled An act to regulate the method of becoming a candidate for office on a citizen or independent ticket.

And

H. B. 776, a bill to be entitled An act to amend Sections 5960 to 5968, inclusive, of the Consolidated Statutes exempting Sampson County from the absentee voters law.

And

H. B. 837, a bill to be entitled An act to exempt Catawba County from the absentee ballot law in primaries and general elections.

And

H. B. 846, a bill to be entitled An act to limit and regulate absentee voting in Lincoln County.

H. B. 851, a bill to be entitled An act to amend Chapter 25 of the Private Laws of 1887 applying to elections in the town of Maxton.

And

H. B. 947, a bill to be entitled An act to repeal the absentee ballot law for Haywood County.

And

H. B. 974, a bill to be entitled An act to amend Chapter 364 of the Public Laws of 1933, relating to elections.

With favorable reports.

And

H. B. 511, a bill to be entitled An act to amend Chapter 165 of the Public Laws of North Carolina, Session of 1933, relating to elections.

And

H. B. 680, a bill to be entitled An act to repeal the absentee ballot law for Alleghany County in certain cases, and to require a new registration of voters.

With unfavorable reports as to bills, favorable as to Committee Substitutes.

And

H. B. 1003, a bill to be entitled An act to increase the pay of the election officials of Ashe County, and to amend Chapter 557 of the Public Laws of 1933, relative to elections in Ashe County.

With a favorable report.

On motion of Mr. Bowie the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Dr. Carr, for the Committee on Health.

H. B. 866, a bill to be entitled An act appointing the members of the Board of Health of Madison County.

With an unfavorable report.

By Mr. Craig, for the Committee on Judiciary No. 2.

H. B. 752, a bill to be entitled An act to amend Chapter 58 of the Consolidated Statutes of North Carolina concerning the liability of parties to negotiable instruments.

And

S. B. 264, a bill to be entitled An act to amend Chapter 355 of the Public-Local Laws of the Session 1927, relating to the salary of the Clerk of Superior

Court of Buncombe County, and to amend Chapter 563 of the Public-Local Laws of 1921, relating to the salary of the Chairman of the Board of County Commissioners of Buncombe County.

And

H. B. 753, a bill to be entitled An act to amend Sections 3015 and 3021 of the Consolidated Statutes relating to the indorsements of negotiable instruments.

With favorable reports.

And

H. B. 813, a bill to be entitled An act to amend Chapter 319, Public Laws of 1933, relative to the manufacture, transportation and sale of certain beverages.

With an unfavorable report, with a minority report attached.

By Mr. Uzzell, for the Committee on the Calendar.

H. B. 996, a bill to be entitled An act to enable Cabarrus County to establish and maintain a public hospital, to levy a tax and issue bonds therefor, appoint hospital trustees, maintain a training school for nurses, etc.

And

S. B. 318, a bill to be entitled An act to amend Chapter 97, Public Laws, Extra Session of 1921, and Chapter 122, Public Laws, Session 1927, relative to the better enforcement of the automobile laws.

And

H. B. 989, a bill to be entitled An act to authorize the Board of County Commissioners of Iredell County to adjust all unpaid taxes prior to the year 1934.

And

H. B. 990, a bill to be entitled An act to authorize the Board of Education of Iredell County to appoint five district school committeemen for the Iredell County School District.

And

H. B. 993, a bill to be entitled An act to authorize the Commissioners of the city of Hendersonville and the Board of Water Commissioners of the city of Hendersonville to refund the Seventh Day Adventist Church of Hendersonville for street and water and/or sewer assessments paid by it.

And

H. B. 987, a bill to be entitled An act to authorize the Board of Commissioners of Alexander County to issue refunding bonds to refund principal or interest or principal and interest of certain outstanding bonds and to issue funding bonds or notes to fund outstanding notes and to levy a tax for the payment of principal and interest of same and setting aside certain tax levies for debt service to be applied to interest payments.

And

H. B. 992, a bill to be entitled An act incorporating the town of Newton Grove in Sampson County.

With favorable reports.

And

H. B. 1005, a bill supplemental and amendatory to H. B. 86, being entitled "An Act to create a civil service board for the city of Asheville, ratified January 23, 1935."

With a favorable report as amended.

And

H. B. 1010, a bill to be entitled An act to provide a four year term of office for the Register of Deeds, the Treasurer, the Auditor and the County Surveyor of Wake County.

With an unfavorable report, as to bill favorable as to Committee Substitute.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 383, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes of North Carolina relating to public drunkenness.

H. B. 435, a bill to be entitled An act to amend Section 4657 and 4658 of the Consolidated Statutes substituting death by administration of lethal gas for death by electrocution in North Carolina.

H. B. 811, a bill to be entitled An act to enlarge the term of office of the several Registers of Deeds of this State.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Horton: H. B. 1011, a bill to be entitled An act to divide Martin County into five districts, from each of which shall be elected a member of the Board of County Commissioners.

Referred to the Committee on Calendar.

And

H. B. 1012, a bill to be entitled An act authorizing the Board of Commissioners of Martin County to grant a moratorium for two years in foreclosing deeds of trust and mortgages held in the sinking fund of the County.

Referred to the Committee on Finance.

And

H. B. 1013, a bill to be entitled An act to provide for the appointment of a fiscal agent for the Clerk of Superior Court for Martin County and to require the Clerk of Superior Court for Martin County to pay over funds in his hands to such fiscal agent.

Referred to the Committee on Calendar.

By Mr. Williams of Hyde: H. R. 1014, a joint resolution authorizing the appointment of a Committee of the House of Representatives and the Senate to draft a uniform bill regulating the collection of taxes and the procedure for the foreclosure of tax sales certificates and/or tax liens.

On motion of Mr. Williams the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1015, a bill to be entitled An act to relieve the taxpayers of Hyde County.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bowers, by request: H. B. 1016, a bill to be entitled An act amending the charter of the town of Elk Park in Avery County, North Carolina.

Placed on the Calendar.

By Mr. Cross: H. B. 1017, a bill to be entitled An act relating to mutual burial associations doing business in Gates County.

Referred to the Committee on Judiciary No. 2.

By Dr. McDonald: H. B. 1018, a bill to be entitled An act to amend Chapter 120, Public Laws of 1929, known as the North Carolina Workmen's Compensation Act, and to provide for increasing the amount of compensation payable to minors who sustain permanent injuries which are compensable under this act.

Referred to the Committee on Insurance.

By Mr. Cherry: H. B. 1019, a bill to be entitled An act to amend Chapter 750, Public Laws of 1901, Section 21, so as to provide for the holding of elections in the town of Belmont, Gaston County.

On motion of Mr. Cherry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bailey: H. B. 1020, a bill to be entitled An act for the protection of fox in Haywood County.

Referred to the Committee on Game.

And

H. B. 1021, a bill to be entitled An act requiring a new registration of voters in Haywood County.

Referred to the Committee on Elections and Election Laws.

By Mr. Harris: H. R. 1022, joint resolution to invite His Excellency, the Governor of North Carolina, to the Joint Session of the General Assembly at noon, on Thursday, April 4, 1935.

On motion of Mr. O'Berry the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Cook, Cone and Royster: H. B. 1023, a bill to be entitled An act to amend Section 5 of Chapter 319 of the Public Laws of 1933 permitting the manufacture of five per cent beer.

Referred to the Committee on Judiciary No. 2.

By Messrs. McDonald, Gibson, Scholl, Thompson of Wake, Peterson and Barnes: H. B. 1024, a bill to be entitled An act to prevent dismissal of classroom teachers without cause.

Referred to the Committee on Education.

By Mr. McDonald: H. B. 1025, a bill to be entitled An act to amend Chapter 232, Private Laws of 1927, relative to the charter of the city of Winston-Salem.

On motion of Mr. McDonald the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sentelle: H. B. 1026, a bill to be entitled An act providing for the creation of small loan agencies, and for the business of making small loans and creating the "Bureau of Small Loan Agencies."

Referred to the Committee on Public Welfare.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 447, a joint resolution of the General Assembly of North Carolina requesting and petitioning the Congress to make no change in the long and short haul clause of Section 4 of the Interstate Commerce Act, allowing the present provisions of law to remain in effect without change.

Placed on the Calendar.

S. B. 446, a bill to be entitled An act fixing the time for a meeting of the Joint Assembly to hear Honorable Homer S. Cummings.

On motion of Mr. Bowie the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

Pursuant to the above resolution the Speaker appoints as a Committee on the part of the House, Messrs. Bryant, Bowie and Blount of Beaufort.

S. B. 448, a bill to be entitled An act creating a trial Justice Court in the town of Tarboro.

On motion of Mr. Eagles the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 344, a bill to be entitled An act to amend Section 509 of the Consolidated Statutes extending the Sections to apply to inferior Courts of record below Superior Court where it is outside the county.

Referred to the Committee on Judiciary No. 1.

S. B. 441, a bill to be entitled An act to amend Chapter 429 of the Public-Local Laws of 1933 relating to the office of Tax Collector and Sheriff of Montgomery County.

Referred to the Committee on Counties, Cities and Towns.

H. B. 748, a bill to be entitled An act for the relief of Biltmore College.

Placed on the Calendar for concurrence in the Senate amendment.

JOINT SESSION

Pursuant to resolution, heretofore adopted, the Sergeant-at-Arms announces the approach of the Senate, and that Body preceded by its officers comes into the House and are assigned seats, Lieutenant Governor Graham, at the right of

Mr. Speaker Johnson, the purpose of the Joint Assembly being to hear a personal message from Honorable Homer S. Cummings, Attorney General of the United States.

The Joint Assembly is called to order by Lieutenant Governor Graham, and the approach of Mr. Cummings is announced.

The Joint Committee of the House and Senate comes into the Hall of the House, acting as escort to Mr. Cummings, who makes his address to the Joint Assembly.

After the address, on motion of Senator Webb, the Joint Assembly dissolves.

The Senate repairs to its Chamber, and the House resumes consideration of its business.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 349, a bill to be entitled An act to amend Chapter 234, Public-Local Laws of 1933, relating to the terms of Superior Courts in Duplin County.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 364, a bill to be entitled An act to provide for the city of Southport and the county of Brunswick to own and operate a hospital to be known as "Brunswick County Hospital" and to validate purchase of land, erection of said Brunswick County Hospital, and its operation prior to this time.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 401, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes, relating to the punishment for public drunkenness in Iredell County.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 324, a bill to be entitled An act to authorize the County Commissioners of Alleghany County in their discretion, to fix the Sheriff's salary.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 335, a bill to be entitled An act relating to the Sheriff's fees for making arrests in Halifax County.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 347, a bill to be entitled An act to regulate the terms of Forsyth County Court.

Passes its second and third readings and is ordered enrolled for ratification.

H. B. 792, a bill to be entitled An act to increase the pay of jurors in Duplin County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 891, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes, providing an extra term of Court for Cleveland County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 937, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes relating to the Courts of Cabarrus County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 524, a bill to be entitled An act to validate all and every the acts of J. B. Martin of Newland, Avery County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 640, a bill to be entitled An act in regard to the foreclosure of tax sale certificates in Graham County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 757, a bill to be entitled An act to increase the pay of jurors in Johnston County from two dollars a day to two dollars and fifty cents a day.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 270, a bill to be entitled An act to enable a guardian, or other fiduciary, to purchase real estate for his ward or estate in foreclosure sales of deeds of trust and mortgages held by a guardian or fiduciary.

Passes its second and third readings and is ordered enrolled for ratification.

H. B. 674, a bill to be entitled An act to pay the salary of Robert H. Wright, former President of East Carolina Teachers' College for the unexpired portion of his term of office.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 677, a bill to be entitled An act to amend Section 3343 of the Consolidated Statutes of North Carolina.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 762, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof and to validate foreclosure proceedings instituted upon certificates of sale and to authorize extension of foreclosure proceedings.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 784, a bill to be entitled An act to amend Chapter 40, Public Laws of 1933, being an amendment to Section 3893 of the Consolidated Statutes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 790, a bill to be entitled An act to amend Rule 10, Section 1654 of the Consolidated Statutes relating to heirs of illegitimates.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 4, a bill to be entitled An act to submit a proposed amendment to Section 3 of Article 5 of the Consolidated Statutes of North Carolina raising the rate of tax on incomes.

On motion of Dr. Douglass, the bill is made a special order for Monday night, April 8, 1935.

H. B. 107, a bill to be entitled An act to submit a proposed amendment to Section 2 of Article 10 of the Constitution of North Carolina exempting homesteads from taxation.

The Committee Substitute is adopted, and the bill remains on the Calendar.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration H. B. 770, a bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927, and acts amendatory thereof relating to traffic laws so as to make this law conform more nearly with the uniform traffic code.

The question now recurs upon the adoption of the Committee amendment.

On motion of Mr. Funderburk, the bill is recommitted to the Committee on Roads.

Committee Substitute for H. B. 649, a bill to be entitled An act to amend Chapter 387 of the Private Laws of the Session of 1911, relating to the corporate limits of the town of Murphy in Cherokee County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Craig, Cross, Davis, Dees, Dobson, Douglass, Eagles, Falkner, Funderburk, Gardner, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Hyde, Jonas, Klutz, Lindsey, Meekins, Mitchell, McDonald, McQueen, Norwood, O'Berry, Page, Palmer, Rasberry, Ray, Royster, Sherard, Sink, Sparger, Stell, Stevens, Stone, Tatem, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—68.

Those voting in the negative are: None.

S. B. 316, a bill to be entitled An act relating to the extension of time for payment of special assessments levied by the city of Charlotte and validating assessments not now in litigation.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Craig, Cross, Davis, Dees, Dobson, Douglass, Eagles, Falkner, Funderburk, Gardner, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Hyde, Jonas, Klutz, Lindsey, Meekins, Mitchell, McDonald, McQueen, Norwood, O'Berry, Page, Palmer, Rasberry, Ray, Royster, Sherard, Sink, Sparger, Stell, Stevens, Stone, Tatem, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—68.

Those voting in the negative are: None.

H. B. 968, a bill to be entitled An act to allow the county of Cherokee to assume the bonded indebtedness of the various townships of said county and a road district therein, and to provide for the refunding of the existing bonded indebtedness of said county.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Craig, Cross, Davis, Dees, Dobson, Douglass, Eagles, Falkner, Funderburk, Gardner, Harris,

Hatcher, Hauser, Hobbs, Horton, Howard, Hyde, Jonas, Klutz, Lindsey, Meekins, Mitchell, McDonald, McQueen, Norwood, O'Berry, Page, Palmer, Rasberry, Ray, Royster, Sherard, Sink, Sparger, Stell, Stevens, Stone, Tatem, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—68.

Those voting in the negative are: None.

H. B. 1004, a bill to be entitled An act to amend Chapter 34, Private Laws of 1909, relative to the development of the city of Asheville.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Craig, Cross, Davis, Dees, Dobson, Douglass, Eagles, Falkner, Funderburk, Gardner, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Hyde, Jonas, Klutz, Lindsey, Meekins, Mitchell, McDonald, McQueen, Norwood, O'Berry, Page, Palmer, Rasberry, Ray, Royster, Sherard, Sink, Sparger, Stell, Stevens, Stone, Tatem, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—68.

Those voting in the negative are: None.

On motion of Mr. McEachern, H. B. 65, a bill to be entitled An act to submit to the voters of North Carolina the question of controlling the sale of whiskey in North Carolina, is taken from the Committee on Propositions and Grievances, and recommitted to the Committee on Finance.

On motion of Mr. Funderburk, S. B. 227, a bill to be entitled An act to provide for the maintenance and improvement of highways in cities and towns, is taken from the Committee on Roads, and recommitted to the Committee on Appropriations.

On motion of Mr. Horton, S. B. 264, a bill to be entitled An act to amend Chapter 355 of the Public-Local Laws of the Session 1927, relating to the salary of the Clerk of the Superior Court of Buncombe County and to amend Chapter 563 of the Public-Local Laws of 1921, relating to the salary of the Chairman of the Board of County Commissioners of Buncombe County, is taken from the Calendar, and recommitted to the Committee on Judiciary No. 2.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 436. An Act to amend S. B. 200, ratified March 13, 1935, being An Act to amend Subsection 6 of Section 3924(d) of the Consolidated Statutes of North Carolina with reference to transactions exempted from the operation of the capital issues law.

H. B. 243. An Act to regulate and control the practice of photography.

H. B. 668. An Act to regulate the salary of the Sheriff of Watauga County.

H. B. 911. An Act to validate certain sales of land for taxes and certificates issued in pursuance thereof in the town of Gatesville and Gates County.

H. B. 917. An Act for the relief of N. W. Abernathy, Ex-sheriff and Tax Collector, of Cherokee County, North Carolina.

H. B. 1006. An Act to facilitate the collection of delinquent taxes in Craven County, North Carolina.

H. B. 1007. An Act to amend Chapter 323 of the Private Laws of 1899, as amended, relative to the charter of the town of Granite Falls.

On motion of Mr. Cherry the House adjourns and will meet tomorrow at eleven o'clock, a.m.

SEVENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, April 5, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend A. Corey of the city of Williamston.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Cherry, Thad Eure, Principal Clerk of the House, is granted a leave of absence until Monday in order that he may visit his father who is celebrating his sixtieth birthday today.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Dr. Carr, for the Committee on Health.

S. B. 206, a bill to be entitled An act to amend Section 6658 of the Consolidated Statutes, Volume II, relating to prerequisites for pharmacists.

With a favorable report.

By Mr. Tatem, for the Committee on Roads.

S. B. 291, a bill to be entitled An act prohibiting the placing of trash, refuse or garbage within five hundred yards of the hard surfaced highways.

With an unfavorable report.

And

S. B. 82, a bill to be entitled An act to amend Chapter 375, Public Laws of 1933, reducing license fees for private passenger motor vehicles.

And

H. B. 887, a bill to be entitled An act to amend Chapter 172 of the Public Laws of 1933 creating the department of State Highway and Public Works Commission in certain particulars.

With favorable reports.

ENGROSSED BILLS

Mr. Jones, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 677, a bill to be entitled An act to amend Section 3343 of the Consolidated Statutes of North Carolina.

H. B. 762, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof and to validate foreclosure proceedings instituted upon certificates of sale and to authorize extension of foreclosure proceedings.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. McCall: H. B. 1027, a bill to be entitled An act to provide for the organization, incorporation and operation of a cash depository in the town of St. Pauls, in the county of Robeson.

Referred to the Committee on Calendar.

And

H. B. 1028, a bill to be entitled An act to require the Solicitor of the Red Springs Recorder District in Robeson County to keep all records and moneys belonging to said Court.

Referred to the Committee on Calendar.

By Mr. Craig: H. B. 1029, a bill to be entitled An act to amend S. B. 157, enacted at this Session of the General Assembly entitled "An Act to amend Chapter 121, Private Laws of 1931, entitled An act to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes."

On motion of Mr. Craig the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bryant: H. B. 1030, a bill to be entitled An act to confer and provide authority for the regulation of taxicabs and jitney buses by the municipal authorities of certain cities and towns in North Carolina.

Referred to the Committee on Judiciary No. 1.

By Mr. Day: H. B. 1031, a bill to be entitled An act to provide for a tax collector in Onslow County.

Placed on the Calendar.

And

H. B. 1032, a bill to be entitled An act to amend Chapter 2 of the Public Laws of North Carolina, Session 1931, relating to rights-of-way for inland waterways.

Referred to the Committee on Judiciary No. 2.

By Mr. Cherry: H. B. 1033, a bill to be entitled An act to provide for the listing and valuing of all property, real, personal, and mixed, at its true value in money.

Referred to the Committee on Finance.

By Mr. Howard: H. B. 1034, a bill to be entitled An act to permit Phillip Cohen of Chapel Hill to engage in the business of peddling without paying State tax thereon, on account of physical infirmities.

Referred to the Committee on Calendar.

By Mr. Hyde: H. B. 1035, a bill to be entitled An act for the relief of the taxpayers of Cherokee County.

Referred to the Committee on Finance.

By Mr. Pickens: H. B. 1036, a bill to be entitled An act to amend Chapter 171 of the Private Laws of 1931, entitled "An Act to amend An Act entitled 'An Act to amend Chapter 395 of the Public-Local Laws of 1909, and all Acts amendatory thereof, relating to the city Charter of the city of High Point,' ratified the 21st day of March, 1931."

On motion of Mr. Pickens the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams of Hyde: H. B. 1037, a bill to be entitled An act to provide an additional term of the Superior Court for Hyde County.

Placed on the Calendar.

By Mr. Craig: H. B. 1038, a bill to be entitled An act to fix the salaries of the Clerk of the Superior Court of Buncombe County and the Chairman of the Board of County Commissioners.

On motion of Mr. Craig the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 736, a bill to be entitled An act to create a board of municipal elections for the town of Canton.

For concurrence in the Senate amendment.

On motion of Mr. Bailey the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 328, a bill to be entitled An act to amend Chapter 301, Private Laws of 1913, relating to the Charter of the "Switzerland Company."

Referred to the Committee on Judiciary No. 1.

S. B. 371, a bill to be entitled An act to prohibit fishing in the Cape Fear River and its tributaries in Chatham County on Sunday.

Referred to the Committee on Commercial Fisheries.

S. B. 449, a bill to be entitled An act to amend Chapter 528, Public-Local Laws of 1933 relating to the salary of the deputy sheriff of Columbus County.

Referred to the Committee on Salaries and Fees.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 983, a bill to be entitled An act to amend Section 1107, Consolidated Statutes with reference to discriminating between connection lines.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 984, a bill to be entitled An act to amend Chapter 136, Public Laws of 1917, relating to municipal corporations.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. R. 986, a joint resolution to pay the expenses of the Committee from the House of Representatives and Senate visiting the State School for the Deaf at Morganton.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 846, a bill to be entitled An act to limit and regulate absentee voting in Lincoln County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 989, a bill to be entitled An act to authorize the Board of County Commissioners of Iredell County to adjust all unpaid taxes prior to the year 1934.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 990, a bill to be entitled An act to authorize the Board of Education of Iredell County to appoint five district school committeemen for the Iredell County School Districts.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 993, a bill to be entitled An act to authorize the Commissioners of the city of Hendersonville and the Board of Water Commissioners of the city of Hendersonville to refund the Seventh Day Adventist Church of Hendersonville for street and water and/or sewer assessments paid by it.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 947, a bill to be entitled An act to repeal the absentee ballot law for Haywood County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 948, a bill to be entitled An act to place the collection of dog taxes in Haywood County under direct and immediate supervision of the Game Warden of Haywood County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 973, a bill to be entitled An act relating to the revaluation of real property in Henderson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 936, a bill to be entitled An act to amend Section 3921 of the Consolidated Statutes of North Carolina relating to fees of surveyors and chain carriers.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 941, a bill to be entitled a bill supplemental and amendatory to H. B. 159, the same being An Act to amend Chapter 422, Public Laws of 1933, relative to open season on certain game in Swain, Jackson, Clay, Cherokee, Graham, Buncombe, Haywood, Henderson, and Transylvania counties, ratified on March 19, 1935.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 975, a bill to be entitled An act extending the time for final settlement by executors and administrators where the funds of the estate of their intestate are in banks or trust companies in course of liquidation.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 932, a bill to be entitled An act to amend Section 3893 of the Consolidated Statutes.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 870, a bill to be entitled An act to empower the governing body of the town of Farmville, Pitt County, to relieve churches of paving assessments.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 942, a bill to be entitled An act to aid the collection of back taxes in the town of Laurel Park in Henderson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 943, a bill to be entitled An act to authorize the commissioners of the city of Hendersonville and the board of water commissioners of the city of Hendersonville to refund the Immaculate Conception Catholic Church of Hendersonville for street and/or sewer assessments paid by it.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 167, a bill to be entitled An act to compensate the members of the Board of Education of Iredell County.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 632, a bill to be entitled An act to repeal Chapter 221, Public-Local Laws, 1933, entitled "An Act to appoint a Board of Revaluation and Review in Yancey County" and Chapter 340, Public-Local Laws, 1933, amendatory thereto, and all other amendatory acts thereto.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 404, a bill to be entitled An act to allow the county of Macon and municipalities therein to refund tax sales certificates.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 190, a bill to be entitled An act to appoint members and fix their terms and reduce membership of County Board of Education of McDowell County.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 338, a bill to be entitled An act to amend Section 1864 of the Consolidated Statutes relative to depredations of domestic fowls in certain counties.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 377, a bill to be entitled An act to amend the Charter of the city of Statesville so as to extend the jurisdiction of policemen over the territory one mile in every direction from the corporate limits of said town.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 402, a bill to be entitled An act to amend Chapter 113, Private Laws of 1903, by extending the police jurisdiction of the town of Brevard one mile beyond its corporate limits.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 216, a bill to be entitled An act to amend Section 1114-1 of the Consolidated Statutes of North Carolina relative to the names of domestic corporations.

Passes its second and third readings and is ordered enrolled for ratification.

Mr. Clegg of Moore raises a point of no quorum, whereupon the Chair orders the doors closed, and a call of the membership of the House and the absentees noted, after which the names of the absentees were verified.

On the call of the House, members were present and absent according to the following roll call:

Members answering present are: Mr. Speaker, Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bender, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Crabtree, Craig, Cross, Davis, Day, Douglass, Dowtin, Fenner, Gardner, Hatcher, Hauser, Henry, Howard, Hyde, Jonas, Jones, Kendrick, Klutz, Lee, Lindsey, Mitchell, McCall, McEachern, McQueen, Paylor, Pickens, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stone, Tatem, Thomas of Anson, Thompson of Wake, Thorne, Tonissen, Vann, Ward, Warden, Wade, Williams of Hyde, Wilson—61.

Members not answering are: Messrs. Andrews, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Bryan, Cloud, Cone, Cook, Cooper, Craver, Dees, Dobson, Eagles, Ervin, Falkner, Farrell, Funderburk, Garrell, Garrett, Gibson, Gray, Harris, Head, Hobbs, Horton, Hoyle, Hutchins, Johnston, Kelly, Leggett, Lumpkin, Meekins, Moody, Morphew, McDonald, Norwood, O'Berry, Page, Palmer, Peterson, Ragan, Rasberry, Royster, Sprinkle, Stell, Stevens, Sullivan, Swift, Taylor, Thomas of Harnett, Thompson of Robeson, Uzzell, Warren, White, Williams of Pasquotank, Woodall, Zickler—59.

The Chair declares a quorum present.

S. B. 387, a bill to be entitled An act to amend Section 1608 (n) Consolidated Statutes, as appears in Volume III, by conferring jurisdiction on general county Courts of actions for divorce and alimony, or either.

Passes its second and third readings and is ordered enrolled for ratification.

H. B. 680, a bill to be entitled An act to repeal the absentee ballot laws for Alleghany County in certain cases, and to require a new registration of voters.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 851, a bill to be entitled An act to amend Chapter 25 of the Private Laws of 1887 applying to elections in the town of Maxton.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 859, a bill to be entitled An act to validate bonds issued by the town of East Flat Rock.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 316, a bill to be entitled An act relating to the extension of time for payment of special assessments levied by the city of Charlotte and validating assessments not now in litigation.

On motion of Mr. Tonissen the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 837, a bill to be entitled An act to exempt Catawba County from the absentee ballot law in primaries and general elections.

On motion of Mr. Sparger the bill is recommitted to the Committee on Elections and Election Laws.

S. B. 296, a bill to be entitled An act providing for the creation of a commission to investigate and determine the amounts, if any, those counties which made donations for the construction of State Highways should be refunded in order to place them on an equitable parity with other counties which made loans or donations for like purposes, and to authorize the State Highway and Public Works Commission to enter into contracts with said counties for a fair reimbursement of said funds.

On motion of Mr. Horton the bill is made a special order for Tuesday, April 9.

H. B. 511, a bill to be entitled An act to amend Chapter 165 of the Public Laws of North Carolina, Session of 1933, relating to elections.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 1031, a bill to be entitled An act to provide for a tax collector in Onslow County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 879, a bill to be entitled An act to amend Section 7059 of the Consolidated Statutes relating to the annual tax levy for the support of the State Laboratory of Hygiene and to provide for the collection of said tax.

Passes its second reading and remains on the Calendar.

H. B. 1005, a bill to be entitled An act a bill supplemental and amendatory to H. B. 86, being entitled "An Act to create a civil service board for the city of Asheville, ratified January 23, 1935.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1010, a bill to be entitled An act to provide a four year term of office for the Register of Deeds, the Treasurer, the Auditor and the County Surveyor of Wake County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 1016, a bill to be entitled An act amending the Charter of the town of Elk Park in Avery County, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 302, a bill to be entitled An act to amend Section 1, Chapter 186, Public Laws of 1921, relating to hotels and restaurants.

Passes its second and third readings and is ordered enrolled for ratification.

House Committee Substitute for S. B. 304, a bill to be entitled An act to provide for the preservation of Indian antiquities in North Carolina.

The House Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate for concurrence in the House Substitute.

S. R. 317, joint resolution to pay expenses of the Senate and House Committee visiting the State Hospital at Morganton, North Carolina.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 230, a bill to be entitled An act to improve the sanitary conditions of the manufacture of bedding.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 240, a bill to be entitled An act to amend Section 3303, Consolidated Statutes, to make invalid the acknowledgment of an instrument or probate of an instrument by the oath and examination of a subscribing witness, who is also the grantee in said instrument.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 241, a bill to be entitled An act to amend Section 494 of the Consolidated Statutes of North Carolina, relating to bring suits as a pauper.

As amended the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 163, a bill to be entitled An act to authorize banks, insurance companies, persons acting in a fiduciary capacity, other persons, firms, corporations, instrumentalities and officers to invest in bonds issued by Federal Land Banks, or in bonds which are fully and unconditionally guaranteed as to principal and interest by the United States; to provide that no reserve shall be required against deposits secured by such bonds and that the same shall be security for loans and deposits; to provide that such bonds shall be eligible for deposit with the Insurance Commissioner; and to provide that such bonds shall be deemed cash in settlements by persons acting in a fiduciary capacity.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 168, a bill to be entitled An act to authorize the State Highway and Public Works Commission to establish at the Central Prison at Raleigh a shoe factory to manufacture shoes for the inmates of the various State institutions.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 170, a bill to be entitled An act to provide compensation for school children killed and/or injured while riding on a school bus to and from the public schools of the State; and to authorize the State School Commission

to set aside certain funds for that purpose out of which medical and hospital expenses and death claims shall be paid.

On motion of Mr. Bryant the bill is recommitted to the Committee on Appropriations.

S. B. 131, a bill to be entitled An act to amend Section 3318 of Volume III of the Consolidated Statutes, relating to the recordation of plats and subdivisions by striking out all of said section and submitting in lieu thereof a new section providing for the recording and indexing of a plat; providing for the manner of recording same; providing for reference to the record of such plat; and validating the recordation of certain plats heretofore recorded.

On motion of Mr. Pickens the bill is recommitted to the Committee on Judiciary No. 1.

S. B. 138, a bill to be entitled An act to amend Section 2480 of the Consolidated Statutes, as amended by Chapter 22, Public Laws 1927, relating to registration of lien on crops for advances.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 162, a bill to be entitled An act to empower executors and administrators to continue the farming operations of a deceased person until the end of the calendar year; and to any crops which may be harvested after the end of the year.

Passes its second and third readings and is ordered enrolled for ratification.

H. B. 974, a bill to be entitled An act to amend Chapter 264 of the Public Laws of 1933, relating to elections.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 569, a bill to be entitled An act to require any person, partnership, association of persons, or corporation that may hereafter be organized as business schools in North Carolina to comply with their contracts with the students who matriculate with them for the purpose of taking commercial courses in accounting, bookkeeping, stenography, telegraphy, typing, and other branches generally included in the curriculum of schools; to require such institutions, before collecting fees, tuition, and other expenses from students who desire to take such courses in such institutions to enter into a bond executed by standard and solvent guaranty companies guaranteeing the refund of such fees, tuition, and other expenses as are paid in case the promoters, officers and agents of such institutions fail to comply with their contract; to provide penalties for failure to refund to any student the amounts whenever the promoters, officers and agents of such institutions fail to comply with their contract to give and furnish training in commercial courses according to the contract entered into.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

S. B. 62, a bill to be entitled An act giving authority to all sheriffs and/or bonded deputies to serve criminal processes, under certain conditions, anywhere in the State.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 74, a bill to be entitled An act to amend Chapter 53, Public Laws, 1933, relating to free privilege license for the blind.

Passes its second and third readings and is ordered enrolled for ratification.

H. B. 752, a bill to be entitled An act to amend Chapter 58, of the Consolidated Statutes of North Carolina, concerning the liability of parties to negotiable instruments.

On motion of Mr. Bowie the bill is laid on the table.

H. B. 731, a bill to be entitled An act to regulate the method of becoming a candidate for office on a citizen or independent ticket.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 753, a bill to be entitled An act to amend Section 3015 and 3021 of the Consolidated Statutes relating to the indorsements of negotiable instruments.

On motion of Mr. Bowie the bill is laid on the table.

S. B. 81, a bill to be entitled An act prohibiting county chairmen of political parties from becoming candidates in party primaries.

On motion of Mr. Cherry the bill is laid on the table.

S. R. 447, joint resolution of the General Assembly of North Carolina requesting and petitioning the Congress to make no change in long-and-short haul clause of Section 4 of the Interstate Commerce Act, allowing the present provisions of law to remain in effect without change.

The bill fails to pass its second reading.

On motion of Mr. Vann, S. B. 441, a bill to be entitled An act to amend Chapter 429 of the Public-Local Laws of 1933 relating to the office of tax collector and sheriff of Montgomery County is taken from the Committee on Counties, Cities and Towns, and placed on the Calendar.

On motion of Mr. Cherry, S. B. 65, a bill to be entitled An act to require the Commissioner of Revenue to furnish the sheriff of each county the license number and name of owner of each motor vehicle licensed, is taken from the unfavorable Calendar and recommitted to the Committee on Roads.

On motion of Mr. Cherry, H. B. 683, a bill to be entitled An act to provide for an excise tax on all oleomargarine not containing certain ingredients; providing for the placing of stamps evidencing payment of said tax and providing offenses, fines and punishment, is taken from the Calendar and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Williams of Hyde, S. B. 356, a bill to be entitled An act to allow Judges of the Superior Courts, in their discretion, to sentence persons convicted of murder in the first degree, burglary in the first degree, arson, or rape to life imprisonment when the trial jury recommends mercy, is made a special order for next Thursday, April 11.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

H. R. 1022. A Joint Resolution to invite His Excellency, the Governor of North Carolina, to the Joint Session of the General Assembly at noon, on Thursday, April 4, 1935.

S. R. 446. A Joint Resolution fixing the time for a meeting of the Joint Assembly to hear Honorable Homer S. Cummings.

S. B. 270. An Act to enable a guardian, or other fiduciary, to purchase real estate for his ward or estate in foreclosure sales of deeds of trust and mortgages held by a guardian or fiduciary.

S. B. 335. An Act relating to the sheriff's fees for making arrests in Halifax County.

S. B. 347. An Act to regulate the terms of Forsyth County Court.

S. B. 349. An Act to amend Chapter 234, Public Laws, 1933 relating to the terms of the Superior Courts in Duplin County.

S. B. 364. An Act to provide for the city of Southport and the county of Brunswick to own and operate a hospital to be known as "Brunswick County Hospital," and to validate purchase of land, erection of said Brunswick County Hospital, and its operation prior to this time.

S. B. 401. An Act to amend Section 4458 of the Consolidated Statutes, relating to the punishment for public drunkenness in Iredell County.

S. B. 448. An Act creating a trial justice Court in the town of Tarboro.

H. B. 399. An Act to amend Chapter 131, Private Laws of 1933, relating to the harbor of Morehead City.

H. B. 574. An Act granting new Charter to the town of Spindale, Rutherford County, North Carolina.

H. B. 650. An Act for the better protection of trout streams in certain sections of Jackson County from ruthless fishing by willful and destructive trespassers.

H. B. 758. An Act to amend H. B. 318 entitled "An Act to ratify the postponement of sales of land for taxes, to authorize the issuing of alias summons, to perfect foreclosure proceedings and publication of pending suits, and the adjustment and payment of delinquent taxes in Swain County and the town of Bryson City, ratified March 1, 1935.

H. B. 763. An Act to amend Section 7064 of the Consolidated Statutes of North Carolina, relative to the board of health of Cumberland County.

H. B. 767. An Act to validate tax sale certificates and foreclosure suits of tax sale certificates in Cherokee County, and to provide for the collection of taxes and foreclosure of tax sale certificates in said county. (Applicable also to Avery County.)

H. B. 822. An Act relating to a code of fair competition for the barbers of Alamance County.

H. B. 867. An Act for the better protection of migratory wild fowl in Currituck Sound, to enable the county of Currituck to coöperate with the State Board of Conservation and Development of North Carolina.

H. B. 898. An Act to provide for a kennel tax in Wayne County.

H. B. 1019. An Act to amend Chapter 750, Public Laws of 1901, Section 21, so as to provide for the holding of elections in the town of Belmont, Gaston County.

On motion of Mr. Cherry the House adjourns and will meet tomorrow at ten o'clock, a.m.

SEVENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, April 6, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Representative Sentelle of Brunswick County.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Garrett: H. B. 1039, a bill to be entitled An act to make it mandatory on the part of the Board of County Commissioners of Richmond County to assume in behalf of said County, all the debts and obligations of school districts, special school districts and municipalities located in said County, incurred for purposes of building school buildings and purchase of equipment.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 457, a bill to be entitled An act to authorize the Department of Agriculture, with the approval of the Budget Bureau, to make certain expenditures.

Referred to the Committee on Calendar.

H. B. 675, a bill to be entitled An act to amend Chapter 216 of the Public Laws of 1923, relating to the General County Court of Bertie County.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 442, a bill to be entitled An act to regulate the foreclosure of tax liens in Duplin County and the municipalities thereof.

Referred to the Committee on Judiciary No. 1.

S. B. 444, a bill to be entitled An act to amend Chapter 201 of the Private Laws of the State of North Carolina of the 1905 Session of the General Assembly relating to the town of Mount Olive in Wayne County and State of North Carolina.

Referred to the Committee on Counties, Cities and Towns.

S. B. 445, a bill to be entitled An act to provide for rural police in Brunswick County in discretion of County Commissioners.

Placed on the Calendar.

S. B. 458, a bill to be entitled An act to regulate the fees of the various Justices of the Peace of Nash and Edgecombe counties.

Referred to the Committee on Salaries and Fees.

S. B. 395, a bill to be entitled An act to ratify the acts of the Boards of Directors of the State Hospitals for the Insane and other charitable institutions of the State with respect to the fixing of the cost of the maintenance

and treatment of non-indigent inmates thereof as is provided for by Chapter 120 of the 1925 Public Laws.

Placed on the Calendar.

S. B. 419, a bill to be entitled An act to amend Chapter 398 of the Public Laws of North Carolina Session 1909, relative to the jurisdiction of Recorder's Court of New Hanover County.

Referred to the Committee on Courts and Judicial Districts.

S. B. 434, a bill to be entitled An act to amend Chapter 78 of the Public Laws of 1931, relating to the appointment of trustees in deeds of trust.

Referred to the Committee on Judiciary No. 1.

S. R. 437, joint resolution providing for a memorial for the Honorable Frank Page.

Referred to the Committee on Roads.

On motion of Dr. Douglass the House adjourns and will meet Monday night at eight o'clock, p.m.

SEVENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, April 8, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend J. O. Ervin father of Representative Ervin of the city of Charlotte.

Mr. Cooper for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

On motion of Dr. Douglass, Clarence E. Mitchell, Jr., and Clarence Mitchell Godwin, son and grandson of Representative Clarence E. Mitchell of Wake County were made honorary pages of the House.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 932, a bill to be entitled An act to amend Section 3893 of the Consolidated Statutes.

H. B. 975, a bill to be entitled An act extending the time for final settlement by executors and administrators where the funds of the estate of their intestate are in banks or trust companies in course of liquidation.

H. B. 1005, a bill supplemental and amendatory to H. B. 86, being entitled "An Act to create a Civil Service Board for the city of Asheville, ratified January 23, 1935."

H. B. 167, a bill to be entitled An act to compensate the members of the Board of Education of Iredell County.

H. B. 404, a bill to be entitled An act to allow the county of Macon and municipalities therein to refund tax sales certificates.

H. B. 859, a bill to be entitled An act to validate bonds issued by the town of East Flat Rock.

H. B. 870, a bill to be entitled An act to empower the governing body of the town of Farmville, Pitt County, to relieve churches of paving assessments. (Applicable also to the towns of Ashoskie, Hertford County, and Columbia, Tyrrell County.)

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Cherry and Harris: H. R. 1040, a joint resolution memoralizing Congress to eliminate the cotton processing tax.

On motion of Mr. Cherry the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Morphew: H. B. 1041, a bill to be entitled An act to authorize and empower the Board of Commissioners of Graham County to purchase certain Volumes of North Carolina Reports for the use of the Clerk of the Superior Court and to provide for the preservation thereof.

Referred to the Committee on Judiciary No. 1.

By Mr. Thompson of Robeson: H. B. 1042, a bill to be entitled An act to amend Chapter 490 of the Public Laws of 1933, relating to delinquent children of the Indian Race.

Referred to the Committee on Appropriations.

By Mr. Garrett: H. B. 1043, a bill to be entitled An act to protect from injury land under option by the Federal Government.

Referred to the Committee on Judiciary No. 1.

By Mr. McQueen: H. B. 1044, a bill to be entitled An act authorizing the Boards of Commissioners of Drainage Districts to adjust delinquent assessments made in said Districts.

Referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 113, a bill to be entitled An act to provide distinctive automobile license plates for officers of the North Carolina National Guard.

Placed on the Calendar.

S. B. 194, a bill to be entitled An act to increase the number of the State Highway Patrol, and to define and prescribe its duties and supervision, and to amend Chapter 218 of the Public Laws of 1929 as amended by Chapter 381 of the Public Laws of 1931, and by Chapter 214 of the Public Laws of 1933, relating to the State Highway Patrol, and to provide a State wide radio system to be used in connection with the enforcement of the criminal laws of the State.

Referred to the Committee on Roads.

S. B. 343, a bill to be entitled An act for uniform Courts in the Eleventh Judicial District.

Referred to the Committee on Courts and Judicial Districts.

S. B. 463, a bill to be entitled An act to provide a jury commission for Transylvania County.

On motion of Mr. Henry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

Senate Committee Substitute for H. B. 291, a bill to be entitled An act validating acts of the Board of Aldermen of the town of Sanford and authorizing acceptance of bonds of the town of Sanford in payment of taxes and street paving assessments.

Placed on the Calendar for adoption of the Senate Substitute.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 675, a bill to be entitled An act to amend Chapter 216 of the Public Laws of 1933, relating to the General County Court of Bertie County.

For concurrence in the Senate amendment.

On motion of Mr. Spruill, the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 776, a bill to be entitled An act to amend Sections 5960 to 5968 inclusive, of the Consolidated Statutes exempting Sampson County from the absentee voters law.

Passes its second reading and remains on the Calendar.

H. B. 1037, a bill to be entitled An act to provide an additional term of the Superior Court for Hyde County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 372, a bill to be entitled An act to repeal Chapter 647 of the Public Laws of 1905, incorporating the town of Moncure, Chatham County.

Passes its second and third readings and is ordered enrolled.

S. B. 341, a bill to be entitled An act to amend Section 1443 of the Consolidated Statutes relating to the terms of the Court for Guilford County.

Passes its second and third readings and is ordered enrolled.

S. B. 391, a bill to be entitled An act to amend Chapter 40 of the Public Laws of North Carolina enacted at the 1933 Session of the General Assembly of North Carolina, and applying only to the county of Guilford.

Passes its second and third readings and is ordered enrolled.

S. B. 441, a bill to be entitled An act to amend Chapter 429 of the Public-Local Laws of 1933 relating to the office of Tax Collector and Sheriff of Montgomery County.

Passes its second and third readings and is ordered enrolled.

S. B. 455, a bill to be entitled An act to provide for rural police in Brunswick County in discretion of County Commissioners.

Passes its second and third readings and is ordered enrolled.

H. B. 863, a bill to be entitled An act to eliminate contradictions in Section 8037 of the Consolidated Statutes of North Carolina and to make definite the time within which suits may be brought for the foreclosure of tax certificates.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 829, a bill to be entitled An act to amend Consolidated Statutes 6609, relating to the practice of medicine.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration H. B. 4, a bill to be entitled An act to submit a proposed amendment to Section 3 of Article 5 of the Constitution of North Carolina raising the rate of tax on income.

On motion of Dr. Douglass, consideration of the bill is postponed until tomorrow.

Committee Substitute for H. B. 649, a bill to be entitled An act to amend Chapter 387 of the Private Laws of 1911 relating to the corporate limits of the town of Murphy in Cherokee County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

H. B. 872, a bill to be entitled An act to validate certain bonds of the town of Maxton and authorizing the issuance of refunding and funding bonds of said town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of

Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

H. B. 971, a bill to be entitled An act to amend Chapter 441 of the Public Laws of North Carolina Session of 1931, relating to special levies in certain counties.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

H. B. 992, a bill to be entitled An act incorporating the town of Newton Grove in Sampson County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

H. B. 987, a bill to be entitled An act to authorize the Board of Commissioners of Alexander County to issue refunding bonds to refund principal or interest or principal and interest of certain outstanding bonds and to issue funding bonds or notes to fund outstanding notes and to levy a tax for the payment of principal and interest of same and setting aside certain tax levies for debt service to be applied to interest payments.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston,

Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

H. B. 996, a bill to be entitled An act to enable Cabarrus County to establish and maintain a public hospital, to levy a tax and issue bonds therefor, appoint hospital trustees, maintain a training school for nurses, etc.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

H. B. 1039, a bill to be entitled An act to make it mandatory on the part of the Board of County Commissioners of Richmond County to assume in behalf of said County all of the debts and obligations of school districts, special school districts and municipalities located in said County, incurred for purposes of building school buildings and purchase of equipment.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

S. B. 310, a bill to be entitled An act to authorize issuance of State and county bonds to take the place of lost or stolen bonds, provided indemnity is furnished to secure the State of North Carolina and the county of Martin against loss in connection therewith.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

S. B. 382, a bill to be entitled An act to validate certain bonds of the town of Hamlet and authorizing the issuance of refunding bonds of said town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

S. B. 382, a bill to be entitled An act to validate certain bonds of the town of Hamlet and authorizing the issuance of refunding bonds of said town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

S. B. 389, a bill to be entitled An act to validate certain street assessments in the town of Siler City.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

H. B. 968, a bill to be entitled An act to allow the county of Cherokee to assume the bonded indebtedness of the various townships of said county and a road district therein, and to provide for the refunding of the existing bonded indebtedness of said county.

As amended, the bill passes its third reading by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

H. B. 1004, a bill to be entitled An act to amend Chapter 34, Private Laws of 1909, relative to the development of the city of Asheville.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Blount of Pitt, Bowie, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Eagles, Ervin, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Sprinkle, Stell, Stevens, Swift, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: None.

On motion of Mr. Williams of Hyde, S. R. 437, a joint resolution providing for a memorial for the Honorable Frank Page, is taken from the Committee on Roads and recommitted to the Committee on Appropriations.

On motion of Mr. Hobbs, H. B. 811, a bill to be entitled An act to enlarge the term of office of the several Registers of Deeds of this State, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Stevens the House adjourns and will meet tomorow at twelve o'clock, noon.

SEVENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, April 9, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Edgar H. Gould of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 221, a bill to be entitled An act to amend Section 437 of Consolidated Statutes of North Carolina relating to the limitations of certain actions.

And

H. B. 852, a bill to be entitled An act to amend Chapter 318 of the Public Laws of North Carolina of 1925.

With unfavorable reports.

And

S. B. 442, a bill to be entitled An act to regulate the foreclosure of tax liens in Duplin County and the municipalities thereof.

And

H. B. 1043, a bill to be entitled An act to protect from injury land under option by Federal Government.

And

S. B. 131, a bill to be entitled An act to amend Section 3318 of Volume III of the Consolidated Statutes, relating to the recordation of plats and subdivisions by striking out all of said Section and substituting in lieu thereof a new section providing for the recording and indexing of a plat; providing for the manner of recording same; providing for reference to the record of such plat; and validating the recordation of certain plats heretofore recorded.

And

H. B. 920, a bill to be entitled An act providing for a State institution for delinquent colored girls at Efland, Orange County.

And

H. B. 1041, a bill to be entitled An act to authorize and empower the Board of Commissioners of Graham County to purchase certain volumes of North

Carolina Reports for the use of the Clerk of the Superior Court and to provide for the preservation thereof.

And

S. B. 328, a bill to be entitled An act to amend Chapter 301, Private Laws of 1913, relating to the charter of the "Switzerland Company."

And

S. B. 344, a bill to be entitled An act to amend Section 509 of the Consolidated Statutes extending the Section to apply to Inferior Courts of Record below Superior Court where it is outside the county.

And

S. B. 434, a bill to be entitled An act to amend Chapter 78 of the Public Laws of 1931, relating to the appointment of Trustees in deeds of trust.

With favorable reports.

And

H. B. 788, a bill to be entitled An act to encourage the beautification and protection of cemeteries.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Eagles, for the Committee on Agriculture.

S. B. 348, a bill to be entitled An act to amend Chapter 282, Public Laws of 1933, pertaining to the State Board of Agriculture.

And

S. B. 350, a bill to be entitled An act relating to standard weight of packages of grits, meal and flour.

And

H. B. 956, a bill to be entitled An act to provide for licensing threshers in North Carolina and securing reports on the amounts threshed.

With favorable reports.

By Mr. Lumpkin, for the Committee on Banks and Banking.

H. B. 238, a bill to be entitled An act to amend Section 218 (C) Subsection 12, of the Consolidated Statutes of North Carolina as amended by Public Laws, of 1933, Chapter 546, relating to unclaimed deposits in closed banks.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Dr. Carr, for the Committee on Health.

H. B. 769, a bill to be entitled An act to amend Sections 6700, 6701 and to repeal Section 6704 of the Consolidated Statutes of North Carolina relating to osteopathy.

With an unfavorable report with a minority report attached.

By Mr. Craig, for the Committee on Judiciary No. 2.

H. B. 954, a bill to be entitled An act to amend Chapter 207 of the Public Laws of 1933, relating to adoption of minors.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Gibson: H. B. 1045, a bill to be entitled An act to provide for the coördination of the activities of the United States Department of Agriculture

and the North Carolina Department of Agriculture under the authority of the Agricultural Adjustment Act or similar acts of Congress.

Referred to the Committee on Agriculture.

By Mr. O'Berry: H. B. 1046, a bill to be entitled An act to amend H. B. 243, same being "An Act to regulate and control the practice of photography," ratified April 4, 1935.

On motion of Mr. O'Berry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1047, a bill to be entitled An act to amend Section 4221 of the Consolidated Statutes of North Carolina making kidnapping a capital felony.

Referred to the Committee on Judiciary No. 1.

By Messrs. Tonissen and Scholl: H. B. 1048, a bill to be entitled An act to amend Chapter 148, Public Laws, 1927, being a "Uniform Act regulating operation of vehicles on highways" so as to provide that all cars sold in the State after January 1, 1936, shall be provided with safety glass throughout and the Highway Commission be empowered to establish tests of safety glass for the protection of the public against lowered standards of safety glass.

Referred to the Committee on Calendar.

By Mr. Cherry: H. B. 1049, a bill to be entitled An act to validate certain bonds heretofore issued and authorizing the issuance of bonds pursuant to certain proceedings heretofore taken by municipalities for the purpose of financing or aiding in the financing of any work, undertaking or project to finance or to aid in the financing of which any loan or grant has heretofore been or may hereafter be made by the United States of America through the Federal Emergency Administrator of Public Works.

Referred to the Committee on Finance.

And

H. B. 1050, a bill to be entitled An act to authorize cities and towns to issue bonds for municipal improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

Referred to the Committee on Finance.

And

H. B. 1051, a bill to be entitled An act to authorize counties to issue bonds for improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

Referred to the Committee on Finance.

And

H. B. 1052, a bill to be entitled An act to authorize cities, towns and incorporated villages and the State, its subdivisions and agencies to coöperate with housing authorities and the United States of America by rendering services conveying or leasing property, and providing for streets, roads and other facilities; to authorize any city or town having a population of more than 15,000 inhabitants which is located within housing authorities to make an appropriation for the first year's administrative expenses of such authority, to authorize cities, towns and incorporated villages located within housing authorities to make grants and lend money to such housing authorities; and to declare that this act take effect from the date of its ratification.

Referred to the Committee on Finance.

And

H. B. 1053, a bill to be entitled An act to declare the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and/or projects to provide dwelling accommodations for persons of low income; to provide for the creation of such housing authorities; to define the powers and duties of housing authorities and to provide for the exercise of such powers, including acquiring property by purchase, gift or eminent domain, and including borrowing money, issuing revenue and credit bonds and other obligations, and giving security therefor; to confer remedies on obligees of housing authorities; to provide that the bonds of the authority shall be legal investments; to provide that housing authorities, and certain property and securities thereof shall be tax exempt and to declare that this act take effect from the date of its ratification.

Referred to the Committee on Finance.

And

H. B. 1054, a bill to be entitled An act authorizing the State of North Carolina and its several departments, agencies and commissions to issue revenue bonds for the purpose of financing such undertakings as the Governor, with the approval of the Council of State, may deem for the best interest of the State, and authorizing the State of North Carolina and its several departments, agencies and commissions to accept and receive loans, gifts and other assistance from the United States Government and other agencies.

Referred to the Committee on Finance.

And

H. B. 1055, a bill to be entitled An act to authorize corporate agencies of the United States and corporations receiving aid from the United States to exercise the power of eminent domain to acquire property for housing projects; and to declare that this act take effect from the date of its ratification.

Referred to the Committee on Finance.

And

H. B. 1056, a bill to be entitled An act to authorize corporate agencies of the United States and corporations and agencies receiving aid from the United States to exercise the power of eminent domain under certain conditions and subject to certain restrictions.

Referred to the Committee on Finance.

And

H. B. 1057, a bill to be entitled An act providing for the formation of nonprofit membership corporations to be known as Electric Membership Corporations for the purpose of promoting and encouraging the fullest possible use of

electric energy in the State by making electric energy available to the inhabitants of the State at the lowest cost consistent with sound economy and prudent management of the business of such corporations; providing for the rights, powers and duties of such corporations; authorizing and regulating the issuance of bonds by such corporations; and providing for the payment of such bonds and the rights of the holders thereof.

Referred to the Committee on Finance.

And

H. B. 1058, a bill to be entitled An act providing for the creation of power districts; prescribing powers and duties of such districts; and authorizing such districts to conduct and operate utilities for the production, transmission or distribution of electric energy, and to issue bonds and providing for the payment of such bonds.

Referred to the Committee on Finance.

And

H. B. 1059, a bill to be entitled An act creating the rural electrification authority of North Carolina for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to certain inhabitants of the State at the lowest cost consistent with sound economy and prudent management; authorizing the authority to sell and distribute electric energy and to construct or otherwise acquire a system or systems for the generation, transmission and distribution, of electric energy to carry out the purposes of this act; providing for the rights, powers and duties of the authority; authorizing and regulating the issuance of bonds by the authority; and providing for the payment of such bonds and the rights of the holders thereof.

Referred to the Committee on Finance.

And

H. B. 1060, a bill to be entitled An act providing for the acquisition, purchase, construction, reconstruction, improvement, betterment, extension, operation and maintenance of revenue-producing undertakings by any city, town or incorporated village; authorizing and regulating the issuance of revenue bonds for financing such undertakings; and providing for the payment of such bonds and the rights of holders thereof.

Referred to the Committee on Finance.

By Mr. Douglass: H. B. 1061, a bill to be entitled An act to submit a proposed amendment to Section 27 of Article 2 and Section 24 of Article 4 of the Constitution of North Carolina increasing the terms of office of members of the General Assembly, sheriffs and coroners from two to four years.

Referred to the Committee on Constitutional Amendments.

By Messrs. Alspaugh and Hauser: H. B. 1062, a bill to be entitled An act to amend Section 4428 Consolidated Statutes relating to evidence.

Referred to the Committee on Judiciary No. 2.

By Mr. Barnes: H. B. 1063, a bill to be entitled An act to authorize the Board of Commissioners of Wilson County, North Carolina to accept jointly with the Wilson Chapter American War Mothers, the donation of a site upon which a monument is to be erected to the World War veterans of Wilson County.

On motion of Mr. Barnes the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sherard: H. B. 1064, a bill to be entitled An act relating to the appointment of a deputy sheriff and to discontinue the office of rural policeman or peace officer in Henderson County.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Royster: H. B. 1065, a bill to be entitled An act to amend Section 1575 of the Consolidated Statutes relating to Clerk of the Superior Court acting as Clerk of the County Recorder's Court.

Referred to the Committee on Judiciary No. 2.

And

H. B. 1066, a bill to be entitled An act to amend Section 1576 of the Consolidated Statutes relating to the appointment of a deputy Clerk of the Superior Court to act as Clerk of the County Recorder's Court.

Referred to the Committee on Judiciary No. 2.

By Mr. Cooper: H. B. 1067, a bill to be entitled An act for the relief of Mrs. Annie Burgin Craig.

Referred to the Committee on Appropriations.

By Mr. Dobson: H. B. 1068, a bill to be entitled An act to authorize the Board of Commissioners of the county to exchange school buildings and to provide for the payment of difference in such exchange for the better accommodations of schools within the county.

Referred to the Committee on Finance.

By Mr. Funderburk: H. B. 1069, a bill to be entitled An act to amend Chapter 313 of the Private Laws of 1913 relating to the time of filing notice of candidacy for the office of mayor and alderman of the town of Marshville, Union County.

Placed on the Calendar.

By Mr. Henry: H. B. 1070, a bill to be entitled An act to provide for a new registration of voters of Transylvania County.

Placed on the Calendar.

By Mr. Cook, by request: H. B. 1071, a bill to be entitled An act to prohibit the maintenance of junk yards within the town of Graham, Alamance County, North Carolina or within one mile of the city limits of the said town of Graham.

Referred to the Committee on Calendar.

And

H. B. 1072, a bill to be entitled An act to amend Section 2 of Chapter 245, Public Laws of the year 1933, as applied to Alamance County.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1073, a bill to be entitled An act to amend Chapter 40 of the Public Laws of 1933 relating to fees of witnesses in Alamance County.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bean: H. B. 1074, a bill to be entitled An act relating to a code of fair competition for the cleaning and dyeing trade of Rowan County.

Referred to the Committee on Judiciary No. 1.

By Messrs. Cooper and Hobbs: H. B. 1075, a bill to be entitled An act supplemental to An Act entitled An Act to create and establish a bureau of identification for the county of New Hanover and being H. B. 588 ratified on March 18, 1935, and being file number 342.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ward: H. B. 1076, a bill to be entitled An act to facilitate the collection of delinquent taxes in the city of New Bern.

On motion of Mr. Ward the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Jones: H. B. 1077, a bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina.

Referred to the Committee on Calendar.

By Mr. Royster: H. B. 1078, a bill to be entitled An act to amend H. B. 623, same being An act to fix the fees to be collected by the Clerk of the Recorder's Court of Granville County, North Carolina, ratified March 22, 1935.

Placed on the Calendar.

By Messrs. Thomas of Anson, Thomas of Harnett, and Thompson of Wake:

H. B. 1079, a bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

Placed on the Calendar.

By Mr. Johnston: H. B. 1080, a bill to be entitled An act to authorize the Board of Commissioners of Iredell County, in their discretion, to authorize the Sheriff of Iredell County to employ full time deputy sheriffs and prescribe their compensation.

Referred to the Committee on Calendar.

By Messrs. Alspaugh, McQueen, White, and Pickens: H. B. 1081, a bill to be entitled An act to regulate the operation of certain coin-operated games, devices and apparatus, and to fix the penalties for the violation of the provisions herein.

Referred to the Committee on Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 465, a bill to be entitled An act to further amend Chapter 209 of the Private Laws of 1907 amending the charter of the city of Rocky Mount and authorizing the creation of an air port commission.

On motion of Mr. McEachern the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 467, a bill to be entitled An act supplemental and amendatory to S. B. 242, the same being "An Act to amend plan D of the Municipal Corporation Act of 1917, Chapter 56, Article 19, Consolidated Statutes, to increase the number of council and elect the mayor by vote of the people in the city of Charlotte," ratified the fourteenth day of March, 1935.

On motion of Mr. Ervin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 800, a bill to be entitled An act to amend Section 3893 of the Consolidated Statutes in North Carolina as amended by Chapter 40 of the Public Laws of North Carolina of the Session of 1933, relating to the fees of witnesses.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 318, a bill to be entitled An act to amend Chapter 97 Public Laws Extra Session 1921 and Chapter 122, Public Laws Session 1927, relative to the better enforcement of the automobile laws.

Passes its second and third readings and is ordered enrolled for ratification.

S. B. 395, a bill to be entitled An act to ratify the acts of the Boards of Directors of the State Hospital for the Insane and other charitable institutions of he State with respect to the fixing of the cost of maintenance and treatment of non-indigent inmates thereof as is provided for by Chapter 120 of the 1925 Public Laws.

Passes its second and third readings and is ordered enrolled for ratification.

H. B. 879, a bill to be entitled An act to amend Section 7059 of Consolidated Statutes relating to the annual tax levy for the support of the State Laboratory of Hygiene and to provide for the collection of said tax.

As amended, the bill passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 776, a bill to be entitled An act to amend Sections 5960 to 5968 inclusive, of the Consolidated Statutes exempting Sampson County from the absentee voters law.

As amended, the bill passes its third reading and is ordered engrossed and sent to the Senate.

Senate Substitute for H. B. 291, a bill to be entitled An act validating acts of the Board of Aldermen of the town of Sanford and authorizing acceptance of bonds of the town of Sanford in payment of taxes and street paving assessments.

For adoption of Senate Substitute.

On motion of Mr. Gibson the Senate Substitute is adopted.

Passes its second and third readings and is ordered enrolled.

The original House Bill is laid on the table.

H. B. 748, a bill to be entitled An act for the relief of Biltmore College.

For concurrence in the Senate amendment.

On motion of Mr. Craig the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 188, a bill to be entitled An act to protect the health of mothers and infants and to regulate the practice of midwifery.

An amendment offered by Mr. Bowie is adopted.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 206, a bill to be entitled An act to amend Section 6658 of the Consolidated Statutes Volume II, relating to prerequisites for pharmacists.

Passes its second and third readings and is ordered enrolled for ratification.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration S. B. 296, a bill to be entitled An act providing for the creation of a commission to investigate and determine the amounts, if any, those counties which made donations for the construction of State highways should be refunded in order to place them on an equitable parity with other counties which made loans or donations for like purposes and to authorize the State Highway and Public Works Commission to enter into contracts with said counties for a fair reimbursement of said funds.

On motion of Mr. O'Berry consideration of the bill is postponed until tomorrow.

H. B. 872, a bill to be entitled An act to validate certain bonds of the town of Maxton and authorizing the issuance of refunding and funding bonds of said town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of

Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

H. B. 971, a bill to be entitled An act to amend Chapter 441 Public Laws of North Carolina Session of 1931, relating to special levies in certain counties.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

H. B. 992, a bill to be entitled An act incorporating the town of Newton Grove, in Sampson County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

H. B. 987, a bill to be entitled An act to authorize the Board of Commissioners of Alexander County to issue refunding bonds to refund principal or interest or principal and interest of certain outstanding bonds and to issue funding bonds or notes to fund outstanding notes and to levy a tax for the payment of principal and interest of same and setting aside certain tax levies for debt service to be applied to interest payments.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry,

Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

H. B. 1039, a bill to be entitled An act to make it mandatory on the part of the Board of County Commissioners of Richmond County to assume in behalf of said county, all of the debts and obligations of school districts, special school districts and municipalities located in said county, incurred for purposes of building school buildings and purchase of equipment.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

S. B. 382, a bill to be entitled An act to validate certain bonds of the town of Hamlet and authorizing the issuance of refunding bonds of said town.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

H. B. 996, a bill to be entitled An act to enable Cabarrus County to establish and maintain a public hospital, to levy a tax and issue bonds therefor, appoint hospital trustees, maintain a training school for nurses, etc.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

S. B. 389, a bill to be entitled An act to validate certain street assessments in the town of Siler City.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

S. B. 310, a bill to be entitled An act to authorize issuance of State and county bonds to take the place of lost or stolen bonds, provided indemnity is furnished to secure the State of North Carolina and the county of Martin against loss in connection therewith.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kelly, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—90.

Those voting in the negative are: None.

H. B. 4, a bill to be entitled An act to submit a proposed amendment to Section 3 of Article 5 of the Constitution of North Carolina raising the rate of tax on incomes.

The Committee Substitute is adopted.

On motion of Mr. Bryant the bill is recommitted to the Committee on Constitutional Amendments.

H. B. 107, a bill to be entitled An act to submit a proposed amendment to Section 2 of Article 10 of the Constitution of North Carolina exempting homesteads from taxation.

There being a Committee Substitute accompanying the bill, the question now recurs upon the adoption of said Substitute.

The Committee Substitute is adopted.

The question now recurs upon the passage of the Substitute on its second reading.

The Substitute passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Jones, Kelly, Leggett, Lindsey, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—89.

Those voting in the negative are: None.

The question now recurs upon the passage of the Substitute Bill on its third reading.

The Substitute Bill passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Bowie, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Craver, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Jones, Kelly, Leggett, Lindsey, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—89.

Those voting in the negative are: None.

The original bill is laid on the table.

On motion of Mr. Barker H. B. 607, a bill to be entitled An act to establish a State Board of Examiners of Electrical Contractors to prescribe their duties and for other purposes, is taken from the table and recommitted to the Committee on Insurance.

On motion of Mr. Abernathy S. B. 458, a bill to be entitled An act to regulate the fees of the various Justices of the Peace of Nash and Edgecombe Counties, is taken from the Committee on Salaries and Fees and placed on the Calendar.

On motion of Mr. McEachern H. B. 881, a bill to be entitled An act to make it unlawful to operate a filling station in the town of Ramseur, Randolph County on Sunday between the hours of ten-thirty a.m. and twelve-thirty p.m., is taken from the Committee on Propositions and Grievances and recommitted to the Calendar Committee.

On motion of Mr. Bryant S. B. 457, a bill to be entitled An act to authorize the Department of Agriculture, with the approval of the Budget Bureau, to make certain expenditures, is taken from the Calendar Committee and recommitted to the Appropriations Committee.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 317. Joint Resolution to pay expenses of the Senate and House Committee visiting the State Hospital at Morganton, North Carolina.

S. B. 402. An Act to amend Chapter 113, Private Laws of 1903 by extending the police jurisdiction of the town of Brevard one mile beyond its corporate limits.

S. B. 74. An Act to amend Chapter 53 Public Laws 1933 relating to free privilege license for the blind.

S. B. 162. An Act to empower executors and administrators to continue the farming operations of a deceased person until the end of the calendar year; and to any crops which may be harvested after the end of the year.

S. B. 163. An Act to authorize banks, insurance companies, persons acting in a fiduciary capacity, other persons, firms, corporations, instrumentalities and officers to invest in bonds issued by Federal Land Banks, or in bonds which are fully and unconditionally guaranteed as to principal and interest by the United States; to provide that no reserve shall be required against deposits secured by such bonds and that the same shall be security for loans and deposits; to provide that such bonds shall be eligible for the deposits with the insurance commissioner; and to provide that such bonds shall be deemed cash in settlements by persons acting in a fiduciary capacity.

S. B. 168. An Act to authorize the State Highway and Public Works Commission to establish at the Central Prison at Raleigh a shoe factory to manufacture shoes for the inmates of the various State institutions.

S. B. 190. An Act to appoint members and fix their terms and reduce membership of County Board of Education of McDowell County.

S. B. 216. An Act to amend Section 1114-1 of the Consolidated Statutes of North Carolina relative to the name of domestic corporations.

S. B. 230. An Act to improve the sanitary conditions of the manufacture of bedding.

S. B. 240. An Act to amend Section 3303 Consolidated Statutes, to make invalid the acknowledgment of an instrument or probate of an instrument by the oath and examination of a subscribing witness, who is also the grantee in said instrument.

S. B. 302. An Act to amend Section 1, Chapter 186, Public Laws 1921, relating to hotels and restaurants.

S. B. 338. An Act to amend Section 1864 of the Consolidated Statutes relative to depredations of domestic fowls in certain counties.

S. B. 377. An Act to amend the charter of the city of Statesville so as to extend the jurisdiction of policemen over the territory one mile in every direction from the corporate limits of said town.

S. B. 387. An Act to amend Section 1608 (n), Consolidated Statutes, as appears in Volume III, by conferring jurisdiction of General County Courts of actions for divorce and alimony, or either.

H. B. 323. An Act to authorize and empower the Boards of Commissioners of the several counties to purchase and furnish to farmers in said county necessary equipment to be used in the preparation and cultivation and treatment of farm lands in such manner as to prevent erosion.

H. B. 633. An Act to amend Section 7581 of the Consolidated Statutes providing for the retention by the State of such lands as may be claimed for entry suitable for National or State forests or parks.

H. B. 639. An Act to amend Chapter 405 of the Public-Local Laws of 1933, relating to certain special taxes in Graham and other counties.

H. B. 669. An Act to create a lien in favor of a co-tenant or joint owner paying special assessments against real property.

H. B. 713. An Act to amend Chapter 122 of the Public Laws of 1925 relating to the State Department of Conservation and Development.

H. B. 736. An Act to create a board of municipal elections for the town of Canton.

H. B. 772. An Act increasing the membership of the Board of Commissioners of Columbus County from three to five members.

H. B. 792. An Act to increase the pay of jurors in Duplin County.

H. B. 843. An Act to extend the time for the collection of taxes in Haywood County.

H. B. 847. An Act to amend Chapter 66 of the Public-Local and Private Laws, Session 1931, to restrict and limit the powers of the Board of Commissioners of the town of East Flat Rock in Henderson County.

H. B. 889. An Act to amend Chapter 313, Private Laws of 1913, relating to the number of aldermen of the town of Marshville in Union County.

H. B. 895. An Act to permit the removal and reinterment of certain persons from a private burial ground in Lumberton Township, Robeson County, to the old county home cemetery.

H. B. 899. An Act to provide that the Solicitor of the Superior Court shall fix a calendar for criminal terms of Court in Cumberland County.

H. B. 925. An Act to appoint G. G. Carmichael as tax supervisor for Columbus County.

H. B. 928. An Act to amend Chapter 70 of the Private Laws of 1933, relative to the charter of the city of Lexington.

H. B. 929. An Act to regulate the terms of the Superior Court of Beaufort County.

H. B. 937. An Act to amend Section 1443 of the Consolidated Statutes, relating to the Courts of Cabarrus County.

H. B. 1029. An Act to amend Senate Bill 157, enacted at this Session of the General Assembly entitled "An Act to amend Chapter 121, Private Laws of

1931, entitled 'An Act to incorporate the city of Asheville, to define its corporate limits, to provide for its government and for other purposes.' "

H. B. 1038. An Act to fix the salaries of the Clerk of the Superior Court of Buncombe County and the Chairman of the Board of County Commissioners of said county.

On motion of Mr. Lindsey, the House adjourns in honor of the Confederate Veterans, who seventy years ago today laid down their arms at Appomattox, and on motion of Mr. Bryant will meet tomorrow at twelve o'clock, noon.

SEVENTY-NINTH DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, April 10, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend J. O. Ervin of the city of Charlotte.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Dr. Carr, for the Committee on Health.

H. B. 531, a bill to be entitled An act to repeal Section 1, Chapter 8 of the Private Laws of 1933, relating to the sanitation department of the city of Charlotte.

And

S. B. 223, a bill to be entitled An act to amend Chapter 264 of the Private Laws of North Carolina Session of 1933, the same being An Act relative to the creation of a Board of Health for the county and city of Durham.

With favorable reports.

By Mr. Uzzell, for the Committee on Calendar.

H. B. 991, a bill to be entitled An act to amend Chapter 234 of the Public Laws of 1921, fixing the salary of the Clerk of Superior Court of Alamance County.

And

H. B. 1011, a bill to be entitled An act to divide Martin County into five districts, from each of which shall be elected a member of the Board of County Commissioners.

And

H. B. 1013, a bill to be entitled An act to provide for the appointment of a fiscal agent for the Clerk of Superior Court of Martin County and to require the Clerk of Superior Court for Martin County to pay over funds in his hands to such fiscal agent.

And

H. B. 1027, a bill to be entitled An act to provide for the organization, incorporation and operation of a cash depository in the town of St. Pauls, in the county of Robeson.

And

H. B. 1028, a bill to be entitled An act to require the Solicitor of the Red Springs Recorder's District in Robeson County to keep all records and moneys belonging to said Court.

And

H. B. 1071, a bill to be entitled An act to prohibit the maintenance of junk yards within the town of Graham, Alamance County, North Carolina, or within one mile of the city limits of the said town of Graham.

With favorable reports.

And

H. B. 1080, a bill to be entitled An act to authorize the Board of Commissioners of Iredell County, in their discretion, to authorize the Sheriff of Iredell County to employ full time deputy sheriffs and prescribe their compensation.

With a favorable report, as amended.

And

H. B. 1048, a bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927, being a "Uniform Act regulating operation of vehicles on highways," so as to provide that all cars sold in the State after January 1, 1936, shall be provided with safety glass throughout and the Highway Commission be empowered to establish tests of safety glass for the protection of the public against lowered standards of safety glass.

The bill is reported without prejudice as amended.

By Mr. Gardner for, the Committee on Insurance.

H. B. 20, a bill to be entitled An act to provide for the establishment of unemployment, old age, and social insurance, and for other purpose.

With an unfavorable report.

By Mrs. Hutchins, for the Committee on Public Welfare.

H. B. 794, a bill to be entitled An act to amend Section 5067 of the Consolidated Statutes, relating to care of children.

With an unfavorable report.

By Mr. Bryant, for the Committee on Appropriations.

S. B. 170, a bill to be entitled An act to provide compensation for school children killed and/or injured while riding on a school bus to and from the public schools of the State, and to authorize the State School Commission to set aside certain funds for that purpose out of which medical and hospital expenses and death claims shall be paid.

And

H. B. 1042, a bill to be entitled An act to amend Chapter 490 of the Public Laws of 1933, relating to delinquent children of the Indian Race.

And

S. R. 437. joint resolution providing for a memorial for the Honorable Frank Page.

And

H. B. 746, a bill to be entitled An act to amend Chapter 111 of the Public Laws of 1933 relating to the salary of the Commissioner of Paroles.

With favorable reports.

And

S. B. 227, a bill to be entitled An act to provide for the maintenance and improvement of highways in cities and towns.

And

H. B. 1067, a bill to be entitled An act for the relief of Mrs. Annie Burgin Craig.

And

H. B. 718, a bill to be entitled An act relating to the salary of the Commissioner of Public Utilities.

With favorable reports as amended.

And

H. B. 1001, a bill to be entitled An act requiring the State of North Carolina to pay to the city of Raleigh fifty per cent of the cost of all sidewalk and street paving abutting State owned property in the city of Raleigh.

With an unfavorable report.

And

H. B. 643, a bill to be entitled An act for the payment of salaries of State employees which were withheld during the months of April, May and June, 1933.

With an unfavorable report, with a minority report attached.

By Mr. Rouse, for the Committee on Courts and Judicial Districts.

S. B. 419, a bill to be entitled An act to amend Chapter 398 of the Public Laws of North Carolina Session 1909, relative to the jurisdiction of Recorder's Court of New Hanover County.

And

H. B. 1008, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes providing an additional term of Court for Cleveland County.

With favorable reports.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 512, a bill to be entitled An act to expedite the settlement of the affairs of insolvent banks in liquidation and in actions by such banks allow obligations of such banks as set off and debtors to pay off judgments, assessments and executions in favor of such banks by obligation of such banks.

And

H. B. 1023, a bill to be entitled An act to amend Section 5 of Chapter 319 of the Public Laws of 1933 permitting the manufacture of five per cent beer.

And

H. B. 938, a bill to be entitled An act to amend Section 504 of the Consolidated Statutes of North Carolina to the end that persons causing lis pendens notice to be filed may be required to establish bona fide claim to the land in controversy before they can avail themselves of the benefit of the lis pendens notice beyond thirty days after issue joined.

And

H. B. 1017, a bill to be entitled An act relating to mutual burial associations doing business in Gates County.

And

H. B. 719, a bill to be entitled An act to amend Section 198 of the Consolidated Statutes relating to the practice of law by Justices of the Peace in Madison County.

And

H. B. 1066, a bill to be entitled An act to amend Section 1576 of the Consolidated Statutes relating to the appointment of a deputy clerk of the Superior Court to act as clerk of the County Recorder's Court.

And

H. B. 982, a bill to be entitled An act to amend Chapter 66 and to repeal Chapter 132 of the Public Laws of the Session of 1927 relating to the service of summons by publication.

And

H. B. 1032, a bill to be entitled An act to amend Chapter 2 of the Public Laws of North Carolina, Session 1931, relating to right of way for inland waterways.

And

H. B. 1065, a bill to be entitled An act to amend Section 1575 of the Consolidated Statutes relating to Clerk of the Superior Court acting as Clerk of the County Recorder's Court.

With favorable reports.

And

H. B. 1062, a bill to be entitled An act to amend Section 4428 of the Consolidated Statutes, relating to evidence.

With an unfavorable report.

And

S. B. 368, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes, relating to the punishment for public drunkenness in Swain County.

And

H. B. 840, a bill to be entitled An act to regulate dealers engaged in the business of buying and/or selling of second hand clothing and other second hand merchandise, and provide a punishment for violating the provisions thereof.

And

H. B. 841, a bill to be entitled An act to amend Chapter 122 of the Public Laws of 1927 and particularly Section 35 thereof (Section 2621 (36) Michie) relating to tampering with vehicles.

With favorable reports as amended.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 776, a bill to be entitled An act to amend Sections 5960 to 5968, inclusive, of the Consolidated Statutes exempting Sampson County from the absentee voters law.

H. B. 879, a bill to be entitled An act to amend Section 7059 of the Consolidated Statutes relating to the annual tax levy for the support of the State Laboratory of Hygiene and to provide for the collection of said tax.

H. B. 968, a bill to be entitled An act to allow the county of Cherokee to assume the bonded indebtedness of the various townships of said county and a road district therein, and to provide for the refunding of the existing bonded indebtedness of said county.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. McEachern, by request: H. R. 1082, a joint resolution authorizing the printing of the Legislative Committee's report on unemployment insurance.

On motion of Mr. McEachern the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Hatcher: H. R. 1083, joint resolution extending felicitations of love and esteem to Dr. Edward McKee Goodwin, Superintendent of North Carolina School for the Deaf, on his fifty years of service to the State.

On motion of Mr. Hatcher the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Gardner: H. B. 1084, a bill to be entitled An act relating to tax foreclosure suits in Cleveland County, and extending the time of the sheriff's sale for 1934 taxes.

On motion of Mr. Gardner the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Wade: H. B. 1085, a bill to be entitled An act to authorize and direct the tax collector of Carteret County to accept certain county vouchers of notes in payment of taxes.

On motion of Mr. Wade the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bryant: H. B. 1086, a bill to be entitled An act to amend Section 1 of Section 1114 of the Consolidated Statutes of North Carolina relating to the name of corporations.

Referred to the Committee on Corporations.

By Mr. Clegg: H. B. 1087, a bill to be entitled An act to permit Pinehurst School District in Moore County, North Carolina, to hold an election upon the question of levying an additional tax for additional school facilities in said District.

Referred to the Committee on Education.

And

H. B. 1088, a bill to be entitled An act to permit the School Committee of the town of Southern Pines in Moore County to pay pensions to certain teachers out of the special taxes authorizing to be levied in said school district.

Referred to the Committee on Judiciary No. 2.

By Mr. Blount of Beaufort: H. B. 1089, a bill to be entitled An act to facilitate the procedure for bringing tax foreclosure suits.

Referred to the Committee on Judiciary No. 1.

And

H. B. 1090, a bill to be entitled An act to amend Section 6022 of the Consolidated Statutes of North Carolina relating to the time for filing notice of candidacy in primaries.

Referred to the Committee on Elections and Election Laws.

And

H. B. 1091, a bill to be entitled An act to permit the County Commissioners of Beaufort County to fix the date of sheriff's sales of lands for failure to pay taxes.

On motion of Mr. Blount the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Thomas of Harnett: H. B. 1092, a bill to be entitled An act relating to the appointment of district school committee and advisory school committee in Harnett County.

Referred to the Committee on Education.

By Messrs. Swift and Meekins: H. B. 1093, a bill to be entitled An act to allow boys under sixteen years of age to act as caddies on golf courses in Watauga and Caldwell counties.

On motion of Mr. Swift the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Kelly: H. B. 1094, a bill to be entitled An act to amend Chapter 115 of the Private Laws, Extra Session of 1913, relative to the Charter of the town of Clinton.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Pickens: H. B. 1095, a bill to be entitled An act to amend Chapter 107 of the Private Laws of 1931 and all acts amendatory thereof relating to the City Charter of the city of High Point.

On motion of Mr. Pickens the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ray: H. B. 1096, a bill to be entitled An act fixing the fees of jurors in Macon County.

On motion of Mr. Ray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Cone, Hoyle, Pickens and Cook: H. B. 1097, a bill to be entitled An act to regulate the nomination of candidates for the office of aldermen, mayor and any elective office for the town of Gibsonville.

On motion of Mr. Cone the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Horton: H. B. 1098, a bill to be entitled An act to allow the Board of Commissioners of Martin County to appoint a tax collector to collect the insolvent list and fix his compensation.

On motion of Mr. Horton the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sink: H. B. 1099, a bill to be entitled An act relating to the duties of the trustee or trustees of depositors of closed banks in cases where the assets of such closed banks have been assigned for the benefit of the depositors.

Referred to the Committee on Banks and Banking.

And

H. B. 1100, a bill to be entitled An act to provide for the appointment of County Board of Health in Davidson County.

Referred to the Committee on Health.

By Messrs. Gardner, Lindsey, Horton, Stone and Lumpkin: H. B. 1101, a bill to be entitled An act to amend Chapter 149 of the Public Laws of 1927, so as to regulate the sale of installment investment contracts, certificates and other securities of like nature; limiting the amount of deductions upon

withdrawal, providing for withdrawal privileges and limiting the terms thereof.

Referred to the Committee on Insurance.

By Mr. Cooper: H. B. 1102, a bill to be entitled An act to limit the number of looms any operative shall run in the textile weaving mills of this State, and provide a penalty for any violation thereof.

Referred to the Committee on Judiciary No. 1.

By Messrs. Cooper and Hobbs: H. B. 1103, a bill to be entitled An act to fix the compensation of judges of elections and assistants and registrars in New Hanover County.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Morphew: H. B. 1104, a bill to be entitled An act to amend Chapter 364 of the Public Laws of 1933 relating to absentee voters in Graham County.

Referred to the Committee on Elections and Election Laws.

And

H. B. 1105, a bill to be entitled An act to amend Consolidated Statutes 5960 relating to the election law applicable only to Graham County.

Referred to the Committee on Elections and Election Laws.

By Mr. Spruill: H. B. 1106, a bill to be entitled An act to amend Chapter 424 of the Private Laws of 1913, it being An Act to amend Charter of the town of Aulander, relative to the boundaries of said town.

Referred to the Committee on Counties, Cities, and Towns.

By Mr. Peterson: H. B. 1107, a bill to be entitled An act to amend provisions of Consolidated Statutes 8037 regarding foreclosure of tax suits in Mitchell County.

Referred to the Committee on Judiciary No. 1.

By Mr. Williams of Hyde: H. B. 1108, a bill to be entitled An act to amend H. B. 230, ratified on March 7, 1935, and being An Act to authorize the losing party in land litigations to recover taxes paid by him or his predecessors in titled from the winning part in said litigation who has not paid taxes, provided this act shall also apply to Hyde County.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1109, a bill to be entitled An act relating to the better enforcement of law against the manufacture, sale and possession of intoxicating liquors in Hyde County.

Referred to the Committee on Calendar.

By Messrs. Alspaugh and Hauser: H. B. 1110, a bill to be entitled An act to amend Section 4428 of the Consolidated Statutes.

On motion of Mr. Alspaugh the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 432, a bill to be entitled An act to amend Chapter 164 of the Public Laws of 1933, relating to elections in Brunswick County.

Referred to the Committee on Elections and Election Laws.

S. B. 471, a bill to be entitled An act to permit certain fish in Harnett County to be taken with gig.

Referred to the Committee on Commercial Fisheries.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 836, a bill to be entitled An act to amend Chapter 84 of the Private Laws of 1933, relating to the criminal division of the Municipal Court of the city of Greensboro.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1041, a bill to be entitled An act to authorize and empower the Board of Commissioners of Graham County to purchase certain Volumes of North Carolina Reports for the use of the Clerk of the Superior Court and to provide for the preservation thereof.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1069, a bill to be entitled An act to amend Chapter 313 of the Private Laws of 1913, relating to the time of filing notice of candidates for the office of mayor and alderman of the town of Marshville, Union County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1070, a bill to be entitled An act to provide for a new registration of voters of Transylvania County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1078, a bill to be entitled An act to amend H. B. 623, same being "An Act to fix the fees to be collected by the Clerk of the Recorder's Court of Granville County, North Carolina," ratified March 22, 1935.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 328, a bill to be entitled An act to amend Chapter 301 of the Private Laws of 1913, relating to the Charter of the "Switzerland Company."

Passes its second and third readings and is ordered enrolled.

S. B. 442, a bill to be entitled An act to regulate the foreclosure of tax liens in Duplin County and the municipalities thereof.

Passes its second and third readings and is ordered enrolled.

S. B. 458, a bill to be entitled An act to regulate the fees of the various Justices of the Peace of Nash and Edgecombe counties.

Passes its second and third readings and is ordered enrolled.

H. B. 769, a bill to be entitled An act to amend Section 6700, 6701, and to repeal Section 6704 of the Consolidated Statutes of North Carolina relating to osteopathy.

On motion of Mr. Lumpkin the bill is recommitted to the Committee on Health.

H. B. 546, a bill to be entitled An act to abolish the office of Commissioner of Banks and transfer the duties of said office to that of Utilities Commissioner.

There being a minority report attached to the bill, the question now recurs upon the adoption of the said report.

The minority report is adopted.

The question now recurs upon the passage of the bill on its second reading.

The bill passes its second reading and remains on the Calendar.

H. B. 780, a bill to be entitled An act to promote the safety of employees and travelers upon railroads, to provide for the number of men that must be employed on locomotives and trains in the State of North Carolina.

There being a minority report attached to the bill, the question now recurs upon the adoption of said report.

The minority report is adopted.

The question now recurs upon the passage of the bill on its several readings.

The bill passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 788, a bill to be entitled An act to encourage the beautification and protection of cemeteries.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

On motion of Mr. Uzzell, H. B. 1026, a bill to be entitled An act providing for the creation of small loan agencies and for the business of making small loans and creating the "Bureau of Small Loan Agencies," is taken from the Committee on Public Welfare and recommitted to the Committee on Judiciary No. 2.

On motion of Mr. Howard, H. B. 1034, a bill to be entitled An act to permit Phillip Cohen of Chapel Hill to engage in the business of peddling without paying State tax thereon, on account of physical infirmities, is taken from the Calendar Committee, and placed on the Calendar.

On motion of Mr. Cone, S. R. 447, a joint resolution of the General Assembly of North Carolina requesting and petitioning the Congress to make no change in the long and short haul clause of Section 4 of the Interstate

Commerce Act, allowing the present provisions of law to remain in effect without change, is taken from the unfavorable Calendar, and placed on the Calendar.

On motion of Mr. Kendrick, H. B. 912, a bill to be entitled An act to require the Department of Highways and Public Works to construct drains and necessary crossings, where side roads enter the highway and to construct and restore necessary connections with roads entering the highway where such connection has been destroyed by construction or repair of said highway, is taken from the Committee on Roads, and placed on the Calendar.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1040. A Joint Resolution memoralizing Congress to eliminate the cotton processing tax.

H. B. 291. An Act validating acts of the Board of Aldermen of the town of Sanford and authorizing acceptance of bonds of the town of Sanford in payment of taxes and street paving assessments.

H. B. 501. An Act to amend Section 6134 and Section 6166 of the Consolidated Statutes of 1919 as amended to provide for the extension of forest fire control.

H. B. 675. An Act to amend Chapter 216, Public Laws of 1923, relating to the General County Court of Bertie County.

H. B. 699. An Act to make the office of Solicitor of the Recorder's Court of Lee County elective.

H. B. 748. An Act for the relief of Biltmore College.

H. B. 761. An Act to give the County Commissioners of Davie County power to pay the actual expenses of C. V. Miller of Davie County incurred as the result of having his skull cracked while on duty.

H. B. 890. An Act to permit the Mayor and Commissioners for the town of Kings Mountain, North Carolina, to sell the city hall and lot on which same is located.

H. B. 931. An Act to amend the Charter of the town of Wilson.

H. B. 946. An Act to amend the Charter of the town of Wilson and to provide for special election.

H. B. 984. An Act to amend Chapter 136, Public Laws of 1917, relating to municipal corporations.

S. B. 206. An Act to amend Section 6658 of the Consolidated Statutes, Volume II, relating to prerequisites for pharmacists.

S. B. 310. An Act to authorize issuance of State and county bonds to take the place of lost or stolen bonds, provided indemnity is furnished to secure the State of North Carolina and the county of Martin against loss in connection therewith.

S. B. 318. An Act to amend Chapter 97, Public Laws Extra Session of 1921, and Chapter 122, Public Laws, Session 1927, relative to the better enforcement of the automobile laws.

S. B. 324. An Act to authorize the County Commissioners of Alleghany County in their discretion to fix the Sheriff's salary.

S. B. 341. An Act to amend Section 1443 of the Consolidated Statutes relating to the terms of Court for Guilford County.

S. B. 372. An Act to repeal Chapter 647, Public Laws of 1905, incorporating the town of Moncure, Chatham County.

S. B. 382. An Act to validate certain bonds of the town of Hamlet and authorizing the issuance of refunding bonds of said town.

S. B. 389. An Act to validate certain street assessments in the town of Siler City.

S. B. 391. An Act to amend Chapter 40 of the Public Laws of North Carolina enacted at the 1933 Session of the General Assembly of North Carolina and applying only to the county of Guilford.

S. B. 395. An Act to ratify the acts of the Boards of Directors of the State Hospitals for the Insane and other charitable institutions of the State with respect to the fixing of the cost of the maintenance and treatment of non-indigent inmates thereof as is provided for by Chapter 120 of the 1925 Public Laws.

S. B. 441. An Act to amend Chapter 429 of the Public-Local Laws of 1933 relating to the office of Tax Collector and Sheriff of Montgomery County.

S. B. 445. An Act to provide for rural police in Brunswick County in discretion of County Commissioners.

S. B. 463. An Act to provide a jury commission for Transylvania County.

S. B. 465. An Act to further amend Chapter 209 of the Private Laws of 1907 amending the Charter of the city of Rocky Mount and authorizing the creation of an airport commission.

S. B. 467. An Act supplemental and amendatory to S. B. 242, the same being "An Act to amend plan D of the Municipal Corporation Act of 1917, Chapter 56, Article 19, Consolidated Statutes, to increase the number of council and elect the mayor by vote of the people in the city of Charlotte," ratified the 14th day of March, 1935.

On motion of Mr. Palmer the House adjourns and will meet tomorrow at eleven o'clock, a.m.

EIGHTIETH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, April 11, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend A. S. Parker of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. O'Berry, Bobbie Dixon and Billie Dixon, nephews of Mr. Rouse of Lenoir County, are made honorary pages of the House.

The courtesies of the floor are extended to Honorable Clyde R. Hoey, of Cleveland County.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their places on the Calendar, as follows:

By Mr. Cherry, for the Committee on Finance.

H. B. 1033, a bill to be entitled An act to provide for the listing and valuing of all property, real, personal, and mixed, at its true value in money.

And

H. B. 1035, a bill to be entitled An act for the relief of the taxpayers of Cherokee County.

And

H. B. 1012, a bill to be entitled An act authorizing the Board of Commissioners of Martin County to grant a moratorium for two years in foreclosing deeds of trust and mortgages held in the sinking fund of the county.

And

H. B. 1068, a bill to be entitled An act to authorize the Board of Commissioners of a county to exchange school buildings and to provide for the payment of difference in such exchange for the better accommodation of schools within the county.

And

H. B. 1049, a bill to be entitled An act to validate certain bonds heretofore issued and authorizing the issuance of bonds pursuant to certain proceedings heretofore taken by municipalities for the purpose of financing or aiding in the financing of any work, undertaking or project to finance or to aid in the financing of which any loan or grant has heretofore been or may hereafter be made by the United States of America through the Federal Emergency Administrator of Public Works.

With favorable reports.

By Dr. Carr, for the Committee on Health.

S. B. 277, a bill to be entitled An act to provide for a study of jail conditions in North Carolina and the laws relating to the management of jails.

With a favorable report.

By Mr. Uzzell, for the Committee on Public Utilities.

H. B. 778, a bill to be entitled An act to amend Chapter 307, Public Laws of 1933, relating to retirement reserve of public utilities.

With an unfavorable report.

By Mr. Lumpkin, for the Committee on Banks and Banking.

H. B. 1099, a bill to be entitled An act relating to the duties of the trustee or trustees of depositors of closed banks in cases where the assets of such closed banks have been assigned for the benefit of the depositors.

With an unfavorable report.

And

S. B. 418, a bill to be entitled An act to authorize the Board of Aldermen of Brevard to dispose of certain real estate conveyed to said town in lieu of dividend from the Brevard Banking Company.

With a favorable report.

By Mr. Bryant, for the Committee on Appropriations.

S. B. 457, a bill to be entitled An act to authorize the Department of Agriculture, with the approval of the Budget Bureau, to make certain expenditures.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Dees, for the Committee on Senatorial Districts.

H. B. 728, a bill to be entitled An act to amend Section 6088 of the Consolidated Statutes relating to the re-apportionment of the members of the House of Representatives of the General Assembly of North Carolina, as provided for in the Constitution of the State.

With an unfavorable report with a minority report attached.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Davis: H. B. 1111, a bill to be entitled An act to authorize the abolishment of tolls on the Roanoke Sound Bridge in Dare County.

Referred to the Committee on Calendar.

By Messrs. Hobbs and Cooper: H. B. 1112, a bill to be entitled An act to repeal portions of Chapter 225 Public-Local Laws of the General Assembly of 1933, relating to salaries of officers in the city of Wilmington, North Carolina.

On motion of Mr. Hobbs the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Stell: H. B. 1113, a bill to be entitled An act relating to season for fishing with gill nets and pound nets in the waters of Washington County.

On motion of Mr. Stell the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Cherry and Johnston: H. R. 1114, joint resolution inviting the Honorable Frank N. Belgrano, Junior, National Commander of the American Legion to address a Joint Session of the General Assembly.

On motion of Mr. Cherry the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Blount of Beaufort: H. B. 1115, a bill to be entitled An act regulating acceptance of assignment of wages.

Referred to the Committee on Judiciary No. 1.

By Messrs. Blount of Beaufort and Horton: H. B. 1116, a bill to be entitled An act to define and classify the various kinds of motor vehicle carriers and to better safeguard the interest of the public by requiring motor vehicle carriers to obtain permits before beginning to operate, and to comply with other regulations.

Referred to the Committee on Public Utilities.

By Mr. Swift: H. B. 1117, a bill to be entitled An act to make the family index system the official indexing system of Watauga County.

On motion of Mr. Swift the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1118, a bill to be entitled An act authorizing the County Commissioners of Watauga County to make adjustments with delinquent taxpayers.

On motion of Mr. Swift the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams of Hyde: H. B. 1119, a bill to be entitled An act relating to further duties of the Clerk of the Superior Court of Hyde County and his further compensation.

Referred to the Committee on Calendar.

By Messrs. Ward, Paylor, and Blount of Pitt: H. B. 1120, a bill to be entitled An act for the relief of Mrs. J .W. Morton of Craven County and Mrs. N. C. Brooks of Pitt County.

Referred to the Committee on Calendar.

By Mr. Paylor: H. B. 1121, a bill to be entitled An act to amend Section 2462 of the Consolidated Statutes, relating to place of sale of baggage held for unpaid board.

Referred to the Committee on Judiciary No. 1.

And

H. B. 1122, a bill to be entitled An act to amend Chapter 126, Private Laws 1909, relating to date of primary and election in Farmville, Pitt County.

Referred to the Committee on Elections and Election Laws.

And

H. B. 1123, a bill to be entitled An act to amend Section 8036 and 8037 of the Consolidated Statutes or Chapter 221 of the Acts of 1927, Section 4, validating tax titles.

Referred to the Committee on Judiciary No. 1.

By Mrs. Hutchins: H. B. 1124, a bill to be entitled An act to provide for the listing of mineral interest for taxation.

Referred to the Committee on Judiciary No. 1.

And

H. B. 1125, a bill to be entitled An act to amend Chapter 65 Public Laws of 1933.

Referred to the Committee on Judiciary No. 1.

And

H. B. 1126, a bill to be entitled An act to prohibit the sale of wines and liquors of any alcoholic content in Yancey County.

Referred to the Committee on Judiciary No. 1.

By Messrs. Cone, Hoyle, and Pickens: H. B. 1127, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the cities of

Greensboro and High Point, in Guilford County, North Carolina, and to provide for the observance of certain holidays.

Referred to the Committee on Judiciary No. 2.

By Mr. McCall: H. B. 1128, a bill to be entitled An act to amend the charter of the town of Red Springs, Robeson County, by electing the Mayor and Board of Commissioners for a term of two years instead of one year as heretofore.

On motion of Mr. McCall the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Johnson: H. B. 1129, a bill to be entitled An act for providing for the adjustment of delinquent taxes in Pender County and to create a commission for effecting such adjustments.

Referred to the Committee on Finance.

By Mr. Cross: H. B. 1130, a bill to be entitled An act to amend Chapter 372 of Public-Local Laws of 1931, relating to posting notices of public land sales and foreclosures in Gates County.

Placed on the Calendar.

By Mr. Bryson: H. B. 1131, a bill to be entitled An act to place the names of widows of certain Confederate soldiers on the pension list.

Referred to the Committee on Calendar.

And

H. B. 1132, a bill to be entitled An act to place the name of Mary Cudge Thomas, Colored, on the pension list.

Referred to the Committee on Calendar.

By Mr. Morphew: H. B. 1133, a bill to be entitled An act to aid general hospitals in North Carolina caring for indigent patients and operating schools for nurses.

Referred to the Committee on Judiciary No. 1.

By Mr. Lumpkin: H. B. 1134, a bill to be entitled An act to authorize the Commissioners of Franklin County, in their discretion, to increase the salary of the Judge of Recorder's Court of Franklin County during his term of office.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 481, a bill to be entitled An act for the relief of the Sheriff and Tax Collectors of Halifax County.

Referred to the Committee on Calendar.

H. B. 1005, a bill to be entitled An act supplemental and amendatory to H. B. 86, being entitled "An Act to create a civil service board for the city of Asheville," ratified January 23, 1935.

For concurrence in the Senate amendment.

On motion of Mr. Craig the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 433, a bill to be entitled An act to amend Chapter 79 Public-Local and Private Laws of Session of 1933, relative to the salary of the Register of Deeds of Bladen County.

On motion of Mr. Page the bill is placed upon its immediate passage.

On motion of Mr. Page the bill is laid on the table.

Committee Substitute for H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929 with reference to Tax Collector for Rutherford County.

For adoption of the Senate Substitute.

On motion of Mr. Head the Senate Substitute is adopted and remains on the Calendar for its several readings.

S. B. 420, a bill to be entitled An act to fix the salaries of the Mayor, Commissioners, and the City Attorney of the city of Wilmington.

Referred to the Committee on Salaries and Fees.

S. B. 421, a bill to be entitled An act to amend Chapter 225 of the Public-Local Laws of North Carolina, Session 1933, as amended by Chapter 484 of said Session.

Referred to the Committee on Calendar.

S. B. 422, a bill to be entitled An act to amend Chapter 225 of the Public-Local Laws of 1933.

Referred to the Committee on Calendar.

S. B. 423, a bill to be entitled An act to amend Chapter 191 of the Public-Local Laws of North Carolina, Session 1933.

Referred to the Committee on Calendar.

SPECIAL MESSAGES

SENATE CHAMBER,
April 10, 1935.

Mr. Speaker:

We are returning herewith House Bill 811, title, "An act to enlarge the term of office of the several registers of deeds of this State," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate, on motion of Mr. Hobbs, the vote by which the bill passed its third reading is reconsidered.

Amendments are offered by several members.

On motion of Mr. Wade the bill is laid on the table.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1027, a bill to be entitled An act to provide for the organization, incorporation and operation of a cash depository in the town of St. Pauls, in the county of Robeson.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1028, a bill to be entitled An act to require the Solicitor of the Red Springs Recorder District in Robeson County to keep all records and moneys belonging to said Court.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1071, a bill to be entitled An act to prohibit the maintenance of junk yards within the town of Graham, Alamance County, North Carolina, or within one mile of the city limits of the said town of Graham.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 238, a bill to be entitled An act to amend Section 218 (c) Subsection 12 of the Consolidated Statutes of North Carolina as amended by Public Laws of 1933, Chapter 546, relating to unclaimed deposits in closed banks.

On motion of Mr. Bowie the consideration of the bill is postponed indefinitely.

H. B. 1080, a bill to be entitled An act to authorize the Board of Commissioners of Iredell County in their discretion, to authorize the Sheriff of Iredell County to employ full time deputy sheriffs and prescribe their compensation.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 223, a bill to be entitled An act to amend Chapter 264 of the Private Laws of North Carolina, Session 1923, the same being An act relative to the creation of a Board of Health for the county and city of Durham.

Passes its second and third readings and is ordered enrolled.

S. B. 368, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes relating to the punishment for public drunkenness in Swain County.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 1011, a bill to be entitled An act to divide Martin County into five districts, from each of which shall be elected a member of the Board of County Commissioners.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1013, a bill to be entitled An act to provide for the appointment of a fiscal agent for the Clerk of Superior Court for Martin County and to require the Clerk of Superior Court for Martin County to pay over funds in his hands to such fiscal agent.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1017, a bill to be entitled An act relating to mutual burial associations doing business in Gates County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 719, a bill to be entitled An act to amend Section 198 of the Consolidated Statutes relating to the practice of law by justices of the peace in Madison County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 991, a bill to be entitled An act to amend Chapter 234 of the Public Laws of 1921, fixing the salary of the Clerk of Superior Court of Alamance County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1008, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes providing an additional term of Court for Cleveland County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 419, a bill to be entitled An act to amend Chapter 398 of the Public Laws of North Carolina, Session 1909, relative to the jurisdiction of Recorder's Court of New Hanover County.

Passes its second and third readings and is ordered enrolled.

S. B. 415, a bill to be entitled An act to allow the Sheriff and rural policemen of Robeson County an allowance for traveling expenses incurred in line of duty.

Passes its second and third readings and is ordered enrolled.

H. B. 546, a bill to be entitled An act to abolish the office of Commissioner of Banks and transfer the duties of said office to that of Utilities Commissioner.

On motion of Mr. Harris the bill is made a special order for next Tuesday, April 16.

H. B. 897, a bill to be entitled An act to amend Section 28 of Article 2 of the Constitution of North Carolina relating to pay of members and officers of the General Assembly.

The question now recurs upon the passage of the bill on its second reading.

The bill passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barker, Barnes, Bean, Bender, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Clegg, Cook, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Hauser, Head, Hobbs, Hoyle, Hutchins, Hyde, Jonas, Jones, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Royster, Scholl, Sentelle, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Swift, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Uzzell, Ward, White, Williams of Hyde, Wilson, Woodall, Zickler—80.

Those voting in the negative are: Messrs. Andrews, Barbee, Blount of Beaufort, Bryson, Carr, Cherry, Cone, Falkner, Harris, Hatcher, Henry, Horton, Howard, Johnston, Kendrick, Klutz, McEachern, O'Berry, Rouse, Tatem, Thorne, Vann, Warden, Williams of Pasquotank—24.

The question now recurs upon the passage of the bill on its third reading.

The bill passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barker, Barnes, Bean, Bender, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Clegg, Cook, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Hauser, Head, Hobbs, Hoyle, Hutchins, Hyde, Jonas, Jones, Lee, Lumpkin, Michell, Morphew, McCall, McDonald, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Royster, Scholl, Sentelle, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Swift, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Uzzell, Wade, Ward, White, Williams of Hyde, Woodall, Zickler—78.

Those voting in the negative are: Messrs. Andrews, Barbee, Blount of Beaufort, Bryson, Carr, Cherry, Cone, Falkner, Harris, Hatcher, Henry, Horton, Howard, Johnston, Kendrick, Klutz, McEachern, O'Berry, Rouse, Tatem, Thorne, Vann, Warden, Williams of Pasquotank—24.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration S. B. 356, a bill to be entitled An act to allow Judges of the Superior Courts in their discretion to sentence persons convicted of murder in the first degree, burglary in the first degree, arson, or rape to life imprisonment when the trial jury recommends mercy.

A point of order being raised by Mr. Bowie that the principal provisions or contents of the bill now before the House were embodied in H. B. 30, a bill to be entitled An act to empower Superior Court Judges in North Carolina in certain cases to sentence persons convicted of capital felonies to life imprisonment, which bill failed to pass its second reading on January 31, 1935, the point of order is sustained, and the Chair orders the bill, heretofore set as a special order for today, laid on the table as provided by House Rule No. 42.

S. B. 296, a bill to be entitled An act providing for the creation of a commission to investigate and determine the amounts, if any, those counties which made donations for the construction of State highways should be refunded in order to place them on an equitable parity with other counties which made loans or donations for like purposes, and to authorize the State Highway and Public Works Commission to enter into contracts with said counties for a fair reimbursement of said funds.

A Committee amendment is adopted.

An amendment offered by Mr. Jones is adopted.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendments.

H. B. 512, a bill to be entitled An act to expedite the settlement of the affairs of insolvent banks in liquidation and in actions by such banks allow obligations of such banks as a set-off and debtors to pay off judgments, assessments and executions in favor of such banks by obligations of such bank.

The bill fails to pass its second reading.

On motion of Mr. Page, S. B. 414, a bill to be entitled An act to validate certain bonds of the county of Bladen, North Carolina, is taken from the Committee on Counties, Cities and Towns, and placed on the Calendar for its immediate consideration.

On motion of Mr. Page the bill is laid on the table.

On motion of Mr. Tatem, S. B. 291, a bill to be entitled An act prohibiting the placing of trash, refuse or garbage within five hundred yards of the hard surfaced highways, is taken from the unfavorable Calendar and recommitted to the Committee on Roads.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled and they are duly ratified and sent to the office of the Secretary of State:

H. B. 685. An Act to authorize the Clerk of the Board of County Commissioners of Caswell County to administer oaths on accounts filed against said county.

H. B. 693. An Act to amend Section 1681 of the Consolidated Statutes relating to the payment of damages done by dogs in Caswell County.

H. B. 756. An Act to authorize the Board of Commissioners of the town of Selma, after notice and public hearing, to relieve church properties of special assessments.

H. B. 757. An Act to increase the pay of jurors in Johnston County from two dollars a day to two dollars and fifty cents a day.

H. B. 865. An Act to amend Chapter 40, Public-Local and Private Laws of 1929, regulating the period of time that shall constitute the yearly term of agricultural tenancies.

H. B. 902. An Act to amend Chapter 163, Public-Local Laws of 1933, relating to the salaries and fees of the officers of Alexander County.

H. B. 967. An Act to fix the compensation of the members of the Board of County Commissioners of Mecklenburg County other than its Chairman.

H. B. 997. An Act to amend Chapter 250, Public-Local Laws of 1925, relating to the salaries of certain officers of Sampson County.

H. B. 998. An Act relating to officers' fees for capture of stills and distillers in Franklin County.

H. B. 328. An Act to amend Chapter 301, Private Laws 1913, relating to the charter of the "Switzerland Company."

S. B. 442. An Act to regulate the foreclosure of tax liens in Duplin County and the municipalities thereof.

S. B. 458. An Act to regulate the fees of the various Justices of the Peace of Nash and Edgecombe counties.

On motion of Mr. Harris the House takes a recess until three-fifteen o'clock, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
THURSDAY, April 11, 1935.

Pursuant to its recess, the House meets and resumes consideration of its business, with Mr. Speaker Johnson presiding.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

H. B. 881, a bill to be entitled An act to make it unlawful to operate a filling station in the town of Ramseur, Randolph County, on Sunday between the hours of ten-thirty, a.m., and twelve-thirty, p.m.

And

H. B. 1109, a bill to be entitled An act relating to the better enforcement of law against the manufacture, sale and possession of intoxicating liquors in Hyde County.

With unfavorable reports.

And

H. B. 1081, a bill to be entitled An act to regulate the operation of certain coin-operated games, devices, and apparatus, and to fix the penalties for the violation of the provisions herein.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 1119, a bill to be entitled An act relating to further duties of the Clerk of the Superior Court of Hyde County and his further compensation.

And

H. B. 1111, a bill to be entitled An act to authorize the abolishment of tolls on the Roanoke Sound Bridge in Dare County.

And

H. B. 1120, a bill to be entitled An act for the relief of Mrs. J. W. Morton of Craven County and Mrs. N. C. Brooks of Pitt County.

And

H. B. 1132, a bill to be entitled An act to place the name of Mary Cudge, Thomas, Colored, on the Pension List.

And

S. B. 421, a bill to be entitled An act to amend Chapter 225 of the Public-Local Laws of North Carolina, Session 1933, as amended by Chapter 484 of said Session.

And

S. B. 422, a bill to be entitled An act to amend Chapter 225 of the Public-Local Laws of 1933.

And

S. B. 423, a bill to be entitled An act to amend Chapter 191 of the Public-Local Laws of North Carolina, Session 1933.

With favorable reports.

By Mr. Ward, for the Committee on Conservation and Development.

H. B. 1000, a bill to be entitled An act permitting the North Carolina Rural Rehabilitation Corporation to accept and receive loans, gifts, and other assistance from the United States Government and other agencies.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Blount of Beaufort: H. B. 1135, a bill to be entitled An act to amend H. B. 781 entitled "A bill to be entitled An act to relieve the taxpayers of Beaufort County," ratified March 26, 1935.

Placed on the Calendar.

By Mr. Bender: H. B. 1136, a bill to be entitled An act to validate the terms of office and acts of the present Mayor and Board of Commissioners of the town of Trenton, and to provide for collection of delinquent taxes, and other purposes.

On motion of Mr. Bender the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1023, a bill to be entitled An act to amend Section 5 of Chapter 319 of the Public Laws of 1933 permitting the manufacture of five per cent beer.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1032, a bill to be entitled An act to amend Chapter 2 of the Public Laws of North Carolina, Session 1931, relating to rights of way for inland waterways.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1034, a bill to be entitled An act to permit Phillip Cohen of Chapel Hill to engage in the business of peddling without paying State tax thereon, on account of physical infirmities.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 938, a bill to be entitled An act to amend Section 504 of the Consolidated Statutes of North Carolina to the end that persons causing lis pendens notice to be filed may be required to establish bona fide claim to the land in controversy before they can avail themselves of the benefit of the lis pendens notice beyond thirty days after issue joined.

The bill fails to pass its second reading.

H. B. 956, a bill to be entitled An act to provide for licensing threshers in North Carolina and securing reports on the amounts threshed.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 978, a bill to be entitled An act extending the time of payment of delinquent paving and other assessments.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 920, a bill to be entitled An act providing for a State institution for delinquent colored girls at Efland, Orange County.

The bill fails to pass its second reading.

H. B. 887, a bill to be entitled An act to amend Chapter 172 of the Public Laws of 1933, creating the Department of State Highway and Public Works Commission in certain particulars.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 912, a bill to be entitled An act to require the Department of Highways and Public Works to construct drains and necessary crossings where side roads enter the highway, and to construct and restore necessary connections with roads entering the highway where such connection has been destroyed by construction or repair of said highway.

Amendments offered by Messrs. Lee and Cherry are adopted.

The bill fails to pass its second reading.

H. B. 840, a bill to be entitled An act to regulate dealers engaged in the business of buying and/or selling of second-hand clothing and other second-

hand merchandise, and provide a punishment for violating the provisions thereof.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 841, a bill to be entitled An act to amend Chapter 122 Public Laws 1927 and particularly Section 35 thereof (Section 2621 (36) Michie) relating to tampering with vehicles.

On motion of Mr. Sparger the bill is laid on the table.

House Committee Substitute for S. B. 457, a bill to be entitled An act to authorize the Department of Agriculture, with the approval of the Budget Bureau, to make certain expenditures.

The House Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate for concurrence in the House Substitute.

H. B. 813, a bill to be entitled An act to amend Chapter 319, Public Laws of 1933, relative to the manufacture, transportation and sale of certain beverages.

A minority report having been filed with the bill, the question now recurs upon the adoption of said report.

The minority report fails of adoption, the bill thereby going to the unfavorable Calendar.

H. B. 643, a bill to be entitled An act for the payment of salaries of State employees which were withheld during the months of April, May and June, 1933.

On motion of Mr. Thompson of Wake the bill is made a second special order for next Tuesday, April 16.

H. B. 718, a bill to be entitled An act relating to the salary of the Commissioner of Public Utilities.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 746, a bill to be entitled An act to amend Chapter 111 of the Public Laws of 1933 relating to the salary of the Commissioner of Paroles.

The bill passes its second reading.

The question now recurs upon the passage of the bill on its third reading.

Mr. Cherry offers an amendment and upon the question of its adoption, calls for the "ayes" and "noes." The call is sustained and the amendment is lost by the following vote.

Those voting in the affirmative are: Messrs. Andrews, Bailey, Barbee, Bender, Blount of Pitt, Brown, Bryson, Cherry, Craig, Day, Douglass, Eagles, Falkner, Farrell, Funderburk, Hauser, Head, Henry, Horton, Howard, Hyde, Jonas, Kendrick, Klutz, Lee, Leggett, Mitchell, McDonald, Norwood, Page, Pickens, Sprinkle, Stell, Thompson of Robeson, Thorne, Warden, Wilson, Zickler—38.

Those voting in the negative are: Mr. Speaker, Messrs. Blount of Beaufort, Bowie, Bryan, Bryant, Carr, Crabtree, Dobson, Dowtin, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hobbs, Hoyle, Hutchins, Jones, Lindsey, Lumpkin, Morphew, McCall, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sparger, Stevens, Tatem, Thomas of Anson, Thompson of Wake, Uzzell, Vann, Ward—43.

The question now recurs upon the passage of the bill on its third reading.

The bill passes its third reading and is sent to the Senate without engrossment.

H. B. 1012, a bill to be entitled An act authorizing the Board of Commissioners of Martin County to grant a moratorium for two years in foreclosing deeds of trust and mortgages held in the sinking fund of the county.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1130, a bill to be entitled An act to amend Chapter 372 of Public-Local Laws of 1931 relating to posting notices of public land sales and foreclosures in Gates County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1134, a bill to be entitled An act to authorize the Commissioners of Franklin County, in their discretion, to increase the salary of the Judge of Recorder's Court of Franklin County during his term of office.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1035, a bill to be entitled An act for the relief of the taxpayers of Cherokee County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 418, a bill to be entitled An act to authorize the Board of Aldermen of Brevard to dispose of certain real estate conveyed to said town in lieu of dividend from the Brevard Banking Company.

Passes its second and third readings and is ordered enrolled.

On motion of Mr. Harris the House adjourns and will meet tomorrow at eleven o'clock, a.m.

EIGHTY-FIRST DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, April 12, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend W. H. Brown of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Harris, for the Committee on Education.

H. B. 845, a bill to be entitled An act to relieve owners of dogs in Lincoln County of taxes thereon.

With a favorable report.

And

S. B. 149, a bill to be entitled An act to provide for the election of the trustees of the Asheboro Graded School District by the voters thereof.

With a favorable report as amended.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 1121, a bill to be entitled An act to amend Section 2462 of the Consolidated Statutes, relating to place of sale of baggage held for unpaid board.

And

H. B. 1044, a bill to be entitled An act authorizing the boards of commissioners of drainage districts to adjust delinquent assessments made in said districts.

And

H. B. 1089, a bill to be entitled An act to facilitate the procedure for bringing tax foreclosure suits.

And

H. B. 1133, a bill to be entitled An act to aid general hospitals in North Carolina caring for indigent patients and operating schools for nurses.

And

H. B. 1107, a bill to be entitled An act to amend provisions of Consolidated Statute 8037 regarding foreclosure of tax suits in Mitchell County.

And

H. B. 683, a bill to be entitled An act to provide for an excise tax on all oleomargarine not containing certain ingredients; providing for the placing of stamps evidencing payment of said tax and providing offenses, fines and punishment.

And

H. B. 628, a bill to be entitled An act to amend Section 4233 of the Consolidated Statutes relating to punishment for burglary.

With favorable reports.

And

H. B. 1102, a bill to be entitled An act to limit the number of looms any operative shall run in the textile weaving mills of this State, and provide a penalty for any violation thereof.

And

H. B. 988, a bill to be entitled An act to amend Chapter 94 of the Public Laws of 1927, relating to arbitration and award.

And

H. B. 376, a bill to be entitled An act to simplify procedure in case of foreclosure of mortgages and conditional sales, and to require the filing of reports and to permit the filing of exceptions before the clerk, and further proceedings.

And

H. B. 1047, a bill to be entitled An act to amend Section 4221 of the Consolidated Statutes of North Carolina making kidnapping a capital felony.

And

H. B. 629, a bill to be entitled An act to amend Section 4238 of the Consolidated Statutes relating to punishment for arson.

And

H. B. 1074, a bill to be entitled An act relating to a code of fair competition for the cleaning and dyeing trade of Rowan County.

And

H. B. 433, a bill to be entitled An act relating to the liability of owners and operators of motor vehicles to guests.

With unfavorable reports.

By Mr. Uzzell, for the Committee on Calendar.

S. B. 481, a bill to be entitled An act for the relief of the Sheriff and Tax Collectors of Halifax County.

With a favorable report.

On motion of Mr. Leggett the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

By Mr. Eagles, for the Committee on Agriculture.

H. B. 817, a bill to be entitled An act to amend Chapter 324, Public Laws, 1933, relating to labeling of fertilizer.

With a favorable report.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 783, a bill to be entitled An act to make uniform the law of sales of goods.

With a favorable report as amended.

By Mr. Sentelle, for the Committee on Penal Institutions.

H. B. 260, a bill to be entitled An act to protect the custodial State institutions in the care of their wards.

With a favorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 718, a bill to be entitled An act relating to the salary of the Commissioner of Public Utilities.

H. B. 956, a bill to be entitled An act to provide for licensing threshers in North Carolina and securing reports on the amounts threshed.

H. B. 978, a bill to be entitled An act extending the time of payment of delinquent paving and other assessments.

H. B. 1080, a bill to be entitled An act to authorize the Board of Commissioners of Iredell County, in their discretion, to authorize the Sheriff of Iredell County to employ full time deputy sheriffs and prescribe their compensation.

H. B. 840, a bill to be entitled An act to regulate dealers engaged in the business of buying and/or selling of second hand clothing and other second hand merchandise and provide punishment for violating the provisions thereof.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Thomas of Anson: H. B. 1137, a bill to be entitled An act to allow Anson County to refund tax sales certfiicates.

Placed on the Calendar.

By Mr. Thomas of Harnett: H. B. 1138, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the county of Harnett.

Placed on the Calendar.

By Mr. Rouse: H. B. 1139, a bill to be entitled An act relating to the Municipal County Court of the county of Lenoir.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 1140, a bill to be entitled An act to authorize the Board of Commissioners of Lenoir County to adopt a new indexing system of certain public records of Lenoir County.

Referred to the Committee on Courts and Judicial Districts.

And

H. B. 1141, a bill to be entitled An act to repeal Chapter 235, of the Public-Local Laws of 1933, relating to certain records in Lenoir County.

Referred to the Committee on Courts and Judicial Districts.

By Mr. McDonald: H. B. 1142, a bill to be entitled An act to amend Chapter 156, Public Laws of 1933, the School Machinery Act, to provide for more adequate maintenance of school plants and to insure that funds from fines, forfeitures, penalties, dog taxes and poll taxes shall be used for schools as required by the Constitution.

Referred to the Committee on Education.

By Messrs Blount of Pitt and Paylor: H. B. 1143, a bill to be entitled An act to provide for the appointment of school trustees in State District No. 1, Pitt County.

On motion of Mr. Paylor the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Craig and Sullivan: H. B. 1144, a bill to be entitled An act directing the levy of a tax to pay unpaid teachers' salaries and accounts of the Asheville School Board for the 1932-1933 school year.

Placed on the Calendar.

And

H. B. 1145, a bill to be entitled An act authorizing the lease of school property in Buncombe County not necessary for school purposes.

Placed on the Calendar.

And

H. B. 1146, a bill to be entitled An act authorizing the lease of the Orange Street School Property to the city of Asheville.

Placed on the Calendar.

By Mr. Alspaugh: H. B. 1147, a bill to be entitled An act to amend Section 946 of the Consolidated Statutes.

Referred to the Committee on Judiciary No. 1.

By Mr. McDonald: H. B. 1148, a bill to be entitled An act to provide for county districts the same privileges for public education as are enjoyed by city districts.

Referred to the Committee on Education.

By Mr. Hoyle: H. B. 1149, a bill to be entitled An act to amend Section 6760, Volume II of the Consolidated Statutes as enacted by Chapter 503, of the Public Laws of 1933, relative to the practice of veterinary medicine and surgery.

Referred to the Committee on Health.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 417, a bill to be entitled An act to repeal the absentee ballot law for Transylvania County.

Referred to the Committee on Elections and Election Laws.

S. B. 474, a bill to be entitled An act to amend Chapter 342 of the Public-Local Laws of 1933 relating to the cost in criminal actions in the Courts of the Justice of the Peace in Richmond County.

Referred to the Committee on Judiciary No. 2.

S. B. 480, a bill to be entitled An act supplemental to an act entitled "An Act to amend Section 1443 of Volume III of the Consolidated Statute relating to terms of Court in Wilkes and Davie counties."

On motion of Mr. Bowie the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

Senate Substitute for H. B. 474, a bill to be entitled An act to limit the powers and jurisdiction of constables of Wake County.

For adoption of Senate Substitute.

On motion of Mr. Mitchell the Senate Substitute is adopted.

Passes its second and third readings and is ordered enrolled.

The original House Bill is laid on the table.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1079, a bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 954, a bill to be entitled An act to amend Chapter 207 of the Public Laws of 1933, relating to adoption of minors.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

Senate Committee Substitute for H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929, with reference to tax collector for Rutherford County.

On motion of Mr. Head further consideration of the Senate Substitute for House Bill 326 is postponed indefinitely.

H. B. 1120, a bill to be entitled An act for the relief of Mrs. J. W. Morton of Craven County and Mrs. N. C. Brooks of Pitt County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1119, a bill to be entitled An act relating to further duties of the Clerk of the Superior Court of Hyde County and his further compensation.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1065, a bill to be entitled An act to amend Section 1575 of the Consolidated Statutes relating to the clerk of the Superior Court acting as clerk of the County Recorder's Court.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1066, a bill to be entitled An act to amend Section 1576 of the Consolidated Statutes relating to the appointment of a deputy clerk of the Superior Court to act as clerk of the County Recorder's Court.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1068, a bill to be entitled An act to authorize the boards of commissioners of a county to exchange school buildings and to provide for the payment of difference in such exchange for the better accommodations of schools within the county.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1042, a bill to be entitled An act to amend Chapter 490, Public Laws of 1933, relating to delinquent children of the Indian race.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1043, a bill to be entitled An act to protect from injury land under option by the Federal Government.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 982, a bill to be entitled An act to amend Chapter 66 and to repeal Chapter 132 of the Public Laws of the Session of 1927 relating to the service of summons by publication.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1000, a bill to be entitled An act permitting the North Carolina Rural Rehabilitation Corporation to accept and receive loans, gifts and other assistance from the United States Government and other agencies.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 423, a bill to be entitled An act to amend Chapter 191 of the Public-Local Laws of North Carolina, Session 1933.

Passes its second and third readings and is ordered enrolled.

H. B. 1135, a bill to be entitled An act to amend House Bill 781 entitled "A bill to be entitled An Act to relieve the taxpayers of Beaufort County," ratified March 26, 1935.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 728, a bill to be entitled An act to amend Section 6088 of the Consolidated Statutes relating to the reapportionment of the members of the House of Represenatives of the General Assembly of North Carolina, as provided for in the Constitution of the State.

On motion of Mr. Day the bill is made a special order for next Wednesday, April 17.

S. B. 421, a bill to be entitled An act to amend Chapter 225 of the Public-Local Laws of North Carolina, Session 1933, as amended by Chapter 484 of said Session.

Passes its second and third readings and is ordered enrolled.

S. B. 422, a bill to be entitled An act to amend Chapter 225 of the Public-Local Laws of 1933.

Passes its second and third readings and is ordered enrolled.

On motion of Mr. Morphew, H. B. 811, a bill to be entitled An act to enlarge the term of office of the several registers of deeds of this State, is taken from the table and placed on the Calendar.

On motion of Mr. Harris, the vote by which H. B. 912, a bill to be entitled An act to require the Department of Highways and Public Works to construct drains and necessary crossing where side roads enter the highway, and to construct and restore necessary connections with roads entering the highway where such connection has been destroyed by construction or repair of said highway, failed to pass its second reading on yesterday is reconsidered, and the bill is placed on the Calendar.

On motion of Mr. Sullivan the vote by which H. B. 512, a bill to be entitled An act to expedite the settlement of the affairs of insolvent banks in liquidation and in actions by such banks allow obligations of such banks as a set-off and debtors to pay off judgments, assessments and executions in favor of such banks by obligations of such banks, failed to pass its second reading on yesterday is reconsidered, and the bill is placed on the Calendar.

On motion of Mr. Sparger H. B. 1062, a bill to be entitled An act to amend Section 4428, Consolidated Statutes, relating to evidence, is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 2.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

H. B. 1083. A Joint Resolution extending felicitations of love and esteem to Dr. Edward McKee Goodwin, Superintendent of the North Carolina School for the Deaf, on his fifty years of service to the State.

H. B. 788. An Act to encourage the beautification and protection of cemeteries.

H. B. 856. An Act to validate certain bonds of the town of Louisburg and authorizing the issuance of refunding bonds of said town.

H. B. 1005. A bill supplemental and amendatory to House Bill No. 86, being entitled "An Act to create a civil service board for the city of Asheville," ratified January 23, 1935.

H. B. 1031. An Act to provide for a tax collector in Onslow County.

H. B. 1036. An Act to amend Chapter 171 of the Private Laws of 1931, entitled "An Act to amend An Act entitled, 'An Act to amend Chapter 395 of the Public-Local Laws of 1909, and all acts amendatory thereof, relating to the city charter of the city of High Point,' ratified the 21st day of March, 1931."

H. B. 1063. An Act to authorize the Board of Commissioners of Wilson County, North Carolina, to accept jointly with the Wilson Chapter American

War Mothers, the donation of a site upon which a monument is to be erected to the World War Veterans of Wilson County.

H. B. 1064. An Act relating to the appointment of a deputy sheriff and to discontinue the office of rural policeman or peace officer in Henderson County.

H. B. 1076. An Act to facilitate the collection of delinquent taxes in the city of New Bern.

S. B. 223. An Act to amend Chapter 264 of the Private Laws of North Carolina, Session 1923, the same being An Act relative to the creation of a board of health for the county and city of Durham.

S. B. 415. An Act to allow the sheriff and rural policemen of Robeson County an allowance for traveling expenses incurred in line of duty.

S. B. 419. An Act to amend Chapter 398 of the Public Laws of North Carolina, Session 1909, relative to the jurisdiction of Recorder's Court of New Hanover County.

On motion of Mr. Thompson of Robeson the House adjourns and will meet tomorrow at ten o'clock, a.m.

EIGHTY-SECOND DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, April 13, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend H. A. Cox of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 1065, a bill to be entitled An act to amend Section 1575 of the Consolidated Statutes relating to clerk of the Superior Court acting as clerk of the county Recorder's Court.

H. B. 1066, a bill to be entitled An act to amend Section 1576 of the Consolidated Statutes relating to the appointment of a deputy clerk of the Superior Court to act as clerk of the county Recorder's Court.

H. B. 1079, a bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Klutz: H. B. 1150, a bill to be entitled An act relating to hunting quail in Catawba County.

On motion of Mr. Klutz the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Douglass, Mitchell and Thompson of Wake: H. B. 1151, a bill to be entitled An act permitting all persons over sixty years of age to hunt and fish during open season without a license in Wake County.

On motion of Mr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

As amended, the bill passes its second and third readings and is ordered engrossed.

By Mr. Sullivan: H. B. 1152, a bill to be entitled An act to repeal Chapter 52, Public Laws, 1931, the same being An Act to create a State-wide Board of Examiners of Plumbing and Heating Contractors, and to license persons engaging in the plumbing and heating contracting business.

Referred to the Committee on Judiciary No. 2.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 337, a bill to be entitled An act to authorize refunding bonds for the county of Harnett for the retirement of township road bonds in said county.

Referred to the Committee on Finance.

S. B. 361, a bill to be entitled An act forbidding the issuance of bonds in Yadkin County unless approved by a vote of the people.

Referred to the Committee on Finance.

S. B. 394, a bill to be entitled An act to authorize the town of Rutherfordton to accept bonds of said town in payment of taxes and special assessments.

Referred to the Committee on Calendar.

S. B. 388, a bill to be entitled An act to authorize the governing bodies of the county of Buncombe and the city of Asheville to adjust or cancel paving and other assessments against property in said county and city.

Referred to the Committee on Judiciary No. 2.

S. B. 410, a bill to be entitled An act to amend Chapter 281, Public-Local Laws, Session of 1929, relating to the appointment of fiscal agents of Brunswick County.

Referred to the Committee on Calendar.

H. B. 116, a bill to be entitled An act authorizing the Commissioners of Martin County to extend the time of sale for delinquent taxes to the first Monday in December of each year.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 220, a bill to be entitled An act to appoint a jury commission for the county of Ashe.

For concurrence in the Senate amendment.

On motion of Mr. Bowie the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 371, a bill to be entitled An act to authorize the use of town bonds of the town of Beaufort, Carteret County, in the payment of certain delinquent taxes due the said municipality.

For concurrence in the Senate amendment.

On motion of Mr. Wade the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 842, a bill to be entitled An act to authorize the City Commissioners of the city of Raleigh to relieve or compensate C. C. Page for injuries received during the performance of his duties as Commissioner of Public Works of the city of Raleigh.

For concurrence in the Senate amendment.

On motion of Dr. Douglass the House concurs in the Senate amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1107, a bill to be entitled An act to amend provisions of Consolidated Statutes 8037 regarding foreclosure of tax suits in Mitchell County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1138, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the county of Harnett.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1145, a bill to be entitled An act authorizing the lease of school property in Buncombe County not necessary for school purposes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1146, a bill to be entitled An act authorizing the lease of the Orange Street School property to the city of Asheville.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 249, a bill to be entitled An act to provide for the election of the trustees of the Asheboro Graded School District by the voters thereof.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

On motion of Mr. Hatcher the House adjourns and will meet Monday night at eight o'clock, p.m.

EIGHTY-THIRD DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, April 15, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend E. C. Few of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

On motion of Dr. McDonald, Peggy Poole, grand-niece of former Governor Kitchin, and A. Paul Kitchin, former member of the House, is made an honorary page of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sparger, for the Committee on Elections and Election Laws.

S. B. 57, a bill to be entitled An act to exempt McDowell County from the absentee voters law in the primaries and general elections in said county.

And

H. B. 308, a bill to be entitled An act to repeal Chapter 62 of the Public-Local Laws of 1931, relating to the election of County Commissioners for Avery County.

With favorable reports.

By Mr. Tatem, for the Committee on Roads.

H. B. 770, a bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927 and acts amendatory thereof, relating to traffic laws so as to make this law conform more nearly with the uniform traffic code.

With an unfavorable report as to bill, favorable as to Committee Substitute, as amended.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 1151, a bill to be entitled An act permitting all persons over sixty years of age to hunt and fish during open season without a license in Wake County. (Applicable also to Buncombe County.)

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Williams of Hyde: H. R. 1153, a joint resolution repealing, rescinding and vacating resolution No. 37, H. R. 1040 ratified April 10, 1935, entitled "A Joint Resolution memoralizing Congress to eliminate the cotton processing tax."

Referred to the Committee on Agriculture.

By Dr. Douglass: H. B. 1154, a bill to be entitled An act to provide for keeping open the State Library until nine p.m. each day except Sundays and legal holidays.

Referred to the Committee on Appropriations.

By Messrs. Ray and Bryson: H. B. 1155, a bill to be entitled An act relating to pensions for widows of Ex-confederate veterans.

Referred to the Committee on Calendar.

By Mr. Williams of Hyde: H. B. 1156, a bill to be entitled An act relating to costs in certain criminal actions in Hyde County.

Placed on the Calendar.

And

H. B. 1157, a bill to be entitled An act relating to penalties in Hyde County.

Placed on the Calendar.

By Mr. Howard: H. B. 1158, a bill to be entitled An act to amend Section 5, Chapter 45, Private Laws of 1931, relative to the Charter of the town of Chapel Hill.

Referred to the Committee on Judiciary No. 1.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 314, a bill to be entitled An act to validate certain sales of land by the Sheriff of Rockingham County for taxes and certificates issued in pursuance thereof and to regulate collection of taxes in said county.

Placed on the Calendar.

S. B. 355, a bill to be entitled An act to amend the Charter of the city of Reidsville with relation to its power of eminent domain.

Placed on the Calendar.

S. B. 400, a bill to be entitled An act providing for the advertisement of delinquent taxpayers of the town of Harmony, North Carolina, for the years 1929, 1930, 1931, and 1932 where such advertisement has not been made.

Referred to the Committee on Finance.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1033, a bill to be entitled An act to provide for the listing and valuing of all property, real, personal, and mixed, at its true value in money.

On motion of Mr. Harris the bill is made a third special order for Tuesday, April 16.

H. B. 811, a bill to be entitled An act to enlarge the term of office of the several Registers of Deeds of this State.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 628, a bill to be entitled An act to amend Section 4233 of the Consolidated Statutes relating to punishment for burglary.

A point of order being raised by Mr. Bowie, that the contents or principal provisions of this bill are the same embodied in H. B. 30, a bill to be entitled An act to empower Superior Court Judges in North Carolina, in certain cases to sentence persons convicted of capital felonies to life imprisonment, which bill failed to pass on its second reading January 31, the point of order is sustained and the Chair under Rule 42 orders the bill to the table.

Mr. Bryant appeals from the ruling of the Chair.

The question is shall the Chair be sustained in its ruling. Upon this question Mr. Harris calls for the "ayes" and "noes."

The call is sustained, and the Chair is sustained by the following vote.

Those voting to sustain the Chair are: Messrs. Alspaugh, Andrews, Bailey, Barbee, Barker, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryson, Cherry, Crabtree, Craig, Cross, Day, Dobson, Falkner, Farrell, Fenner, Gardner, Garrett, Gray, Harris, Hatcher, Henry, Hobbs, Howard, Hutchins, Johnston, Jones, Kendrick, Klutz, Lee, Leggett, Lindsey, McCall, McEachern, McQueen, Norwood, O'Berry, Paylor, Rasberry, Rouse, Sentelle, Sink, Sparger, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Wilson, Woodall—64.

Those voting to sustain the appeal are: Messrs. Abernathy, Bryant, Cone, Cook, Cooper, Douglass, Ervin, Gibson, Hauser, Hyde, Jonas, Lumpkin, Mitchell, Morphew, Page, Palmer, Peterson, Royster, Scholl, Sherard, Sprinkle, Spruill, Stell, Thompson of Wake, Williams of Hyde—25.

Prior to announcing the result of the roll call vote, Mr. Bryant asks to be permitted to withdraw his appeal. The request is not granted in as much as the call for the "ayes" and "noes" had been sustained and the roll call had been completed.

H. B. 1137, a bill to be entitled An act to allow Anson County to refund tax sales certificates.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Cone, Cook, Cooper, Crabtree, Craig, Cross, Day, Douglass, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hutchins, Hyde, Johnston, Jonas, ones, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Warden, White, Williams of Hyde, Wilson, Woodall—91.

Those voting in the negative are: None.

H. B. 1144, a bill to be entitled An act directing the levy of a tax to pay unpaid teacher's salaries and accounts of the Asheville School Board for the 1932 and 1933 school year.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Cone, Cook, Cooper, Crabtree, Craig, Cross, Day, Douglass, Ervin, Falkner, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, Mc-

Eachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Warden, White, Williams of Hyde, Wilson, Woodall—91.

Those voting in the negative are: None.

On motion of Mr. Sullivan, S. B. 388, a bill to be entitled An act to authorize the governing bodies of the county of Buncombe and the city of Asheville, to adjust or cancel paving and other assessments against property in said county and city, is taken from the Committee on Judiciary No. 2, and placed on the Calendar for its immediate consideration.

The bill passes its second and third readings and is ordered enrolled.

On motion of Mr. Tatem, S. B. 194, a bill to be entitled An act to increase the number of the State Highway Patrol and to define and prescribe its duties and supervision, and to amend Chapter 218 of the Public Laws of 1929, as amended by Chapter 381, Public Laws of 1931, and by Chapter 214 of the Public Laws of 1933, relating to the State Highway Patrol, and to provide a State wide radio system to be used in connection with the enforcement of the criminal laws of the State, is taken from the Committee on Roads and placed on the Calendar.

On motion of Mr. Tonissen the House adjourns and will meet tomorrow at eleven o'clock, a.m.

EIGHTY-FOURTH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, April 16, 1935.

The House meets pursuant to adjournment and is called to order by Principal Clerk Thad Eure, in the absence of Mr. Speaker Johnson, who designated Mr. Cherry, the Gentleman from Gaston, as Speaker Pro Tempore.

Prayer by Reverend Carl M. Townsend, of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

The courtesies of the floor are extended to Judge Francis D. Winston of Bertie County, former member of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Eagles, for the Committee on Agriculture.

H. R. 1153, a joint resolution repealing, rescinding and vacating Resolution Number 37, House Resolution Number 1040, ratified April 10, 1935, entitled "A Joint Resolution memoralizing Congress to eliminate the cotton processing tax."

With a favorable report.

On motion of Mr. Williams of Hyde the resolution is placed upon its immediate passage.

Passes its second reading and remains on the Calendar.

By Mr. Uzzell, for the Committee on Calendar.

H. B. 1077, a bill to be entitled An act to appoint justices of the peace for the several counties of North Carolina.

With a favorable report, as amended.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 811, a bill to be entitled An act to enlarge the term of office of the several registers of deeds of this State.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Ward: H. B. 1159, a bill to be entitled An act to facilitate the collection of delinquent taxes in the town of Vanceboro.

On motion of Mr. Ward the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Crabtree: H. B. 1160, a bill to be entitled An act to provide for the election of the city attorney for the town of Sanford, in Lee County, North Carolina.

Placed on the Calendar.

By Mr. Norwood: H. B. 1161, a bill to be entitled An act to amend Section 6054, Volume III, Article 17 of the Consolidated Statutes placing Stanly County under the State-wide primary law.

On motion of Mr. Norwood the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bean: H. B. 1162, a bill to be entitled An act to amend Section 6660 of the Consolidated Statutes of North Carolina with reference to practice of pharmacy.

Referred to the Committee on Health.

By Mr. Jones: H. B. 1163, a bill to be entitled An act to amend Section 1259 of the Consolidated Statutes, relative to Court costs in certain cases in Swain County.

Placed on the Calendar.

By Mr. Stell: H. B. 1164, a bill to be entitled An act to authorize and empower the North Carolina Department of Conservation and Development

to acquire or lease property for development as State forests and State parks and providing for the disposition of income from such lands.

Referred to the Committee on Conservation and Development.

By Mr. Morphew: H. B. 1165, a bill to be entitled An act governing the processes issued by a Justice of the Peace.

Referred to the Committee on Judiciary No. 1.

By Mr. Barbee: H. B. 1166, a bill to be entitled An act to repeal Chapter 157, Public Laws of 1933, relative to fox hunting in Northampton County.

On motion of Mr. Barbee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Hatcher, Wilson, and Bowers: H. B. 1167, a bill to be entitled An act relating to police regulations in and around the village of Linville Falls in Avery, Burke, and McDowell counties.

Placed on the Calendar.

By Mr. Spruill: H. B. 1168, a bill to be entitled An act authorizing the Commissioners of Bertie County to fix the salaries of the various officers of Bertie County.

On motion of Mr. Spruill the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ward: H. B. 1169, a bill to be entitled An act to enlarge the time for foreclosure of tax sales certificates issued to Craven County in all cases where taxes are less than fifteen dollars.

Placed on the Calendar.

By Messrs. Craig and Sullivan: H. B. 1170, a bill to be entitled An act to authorize the Buncombe County Board of Commissioners to lease certain property to the city of Asheville.

Referred to the Committee on Judiciary No. 2.

By Messrs. Cooper and Hobbs: H. B. 1171, a bill to be entitled An act to relieve the taxpayers of New Hanover County of penalties.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1172, a bill to be entitled An act to authorize, empower and direct the Board of Commissioners of New Hanover County to expend money for the development of the port of Wilmington, North Carolina.

Placed on the Calendar.

And

H. B. 1173, a bill to be entitled An act to permit the Board of Commissioners of New Hanover County to expend money for the development and maintenance of Greenfield Park and Greenfield Lake.

Placed on the Calendar.

And

H. B. 1174, a bill to be entitled An act to provide zoning regulations for Greenfield Park, Wilmington, North Carolina.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sprinkle: H. B. 1175, a bill to be entitled An act for the relief of distressed taxpayers of Madison County.

Referred to the Committee on Finance.

And

H. B. 1176, a bill to be entitled An act to regulate the salary of the county physician of Madison County.

Referred to the Committee on Health.

By Mr. Sentelle: H. B. 1177, a bill to be entitled An act to authorize the State Highway and Public Works Commission to pay certain monies due by the State's Prison.

Referred to the Committee on Penal Institutions.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 218, a bill to be entitled An act to appoint trustees of the Tryon-Saluda City Administrative School Unit.

Referred to the Committee on Education.

S. B. 285, a bill to be entitled An act to increase the number of trustees of the Star-Ether High School District, Montgomery County, from three to five.

Placed on the Calendar.

S. B. 473, a bill to be entitled An act to amend Section 3208 of the Consolidated Statutes relating to the removal of unfit officers in Iredell County.

Referred to the Committee on Judiciary No. 1.

S. B. 489, a bill to be entitled An act describing the manner and sale of school property in Randolph County.

Referred to the Committee on Education.

H. B. 869, a bill to be entitled An act to repeal Chapter 145 Public Laws of 1933, and to amend Section 1445 of the Consolidated Statutes relating to the Superior Courts of Nash County.

For concurrence in the Senate amendment.

On motion of Mr. Abernathy the House concurs in the Senate amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1156, a bill to be entitled An act relating to costs in certain criminal actions in Hyde County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1157, a bill to be entitled An act relating to penalties in Hyde County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 57, a bill to be entitled An act to exempt McDowell County from the absentee voters law in the primaries and general elections in said county.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 355, a bill to be entitled An act to amend the Charter of the city of Reidsville with relation to its powers of eminent domain.

Passes its second and third readings and is ordered enrolled.

H. B. 1137, a bill to be entitled An act to allow Anson County to refund tax sales certificates.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thompson of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—100.

Those voting in the negative are: None.

H. B. 1144, a bill to be entitled An act directing the levy of a tax to pay unpaid teachers' salaries and accounts of the Asheville School Board for the 1932-1933 school year.

Passes its third reading the by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey,

Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—100.

Those voting in the negative are: None.

S. B. 314, a bill to be entitled An act to validate certain sales of land by Sheriff of Rockingham County for taxes and certificates issued in pursuance thereof and to regulate collection of taxes in said county.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—100.

Those voting in the negative are: None.

SPECIAL ORDER

The hour for the first special order having arrived, the Speaker lays before the House for its further consideration H. B. 546, a bill to be entitled An act to abolish the office of the Commissioner of Banks and transfer the duties of said office to that of Utilities Commissioner.

The bill having passed its second reading, on April 10, the question now recurs upon the passage of the bill on its third reading.

A Substitute for the bill is offered by Messrs. Bowie and Cone.

The question now recurs upon the adoption of said Substitute.

Messrs. Bowie and Cone ask permission to withdraw the Substitute Bill, which permission is granted.

The question now recurs upon the passage of the bill on its third reading.

On motion of Mr. Stone the bill is laid on the table.

SECOND SPECIAL ORDER

The hour for the second special order having arrived, the Speaker lays before the House for its consideration, H. B. 643, a bill to be entitled An act for the payment of salaries of State employees which were withheld during the months of April, May, and June, 1933.

There being a minority report attached to the bill, the question now recurs upon the adoption of said report.

Upon this question Dr. McDonald calls for the "ayes" and "noes." The call is sustained and the minority report is adopted by the following vote.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Andrews, Barbee, Barker, Barnes, Bean, Bowers, Bryan, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Hatcher, Hauser, Hobbs, Hutchins, Hyde, Johnston, Jonas, Kelly, Lee, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McQueen, Norwood, Palmer, Paylor, Peterson, Rasberry, Royster, Scholl, Sentelle, Sink, Sprinkle, Spruill, Stell, Stone, Sullivan, Thomas of Harnett, Thompson of Wake, Tonissen, Ward, Williams of Hyde, Wilson, Woodall—68.

Those voting in the negative are: Mr. Speaker, Messrs. Bailey, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryant, Bryson, Cherry, Falkner, Gray, Henry, Howard, Hoyle, Jones, Kendrick, Klutz, Leggett, Pickens, Ray, Rouse, Sherard, Thomas of Anson, Thorne, Vann, Wade, Warden, White—28.

The question now recurs upon the passage of the bill on its second reading.

An amendment offered by Mr. Thompson of Wake is adopted.

An amendment offered by Messrs. McDonald, Morphew, and Thompson of Wake fails of adoption.

An amendment offered by Mr. Jonas fails of adoption.

The question now recurs upon the passage of the bill, as amended, on its second reading. On this question Mr. Cooper calls for the "ayes" and "noes." The call is sustained and the bill fails to pass its second reading by the following vote.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Barbee, Barnes, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Day, Dobson, Douglass, Dowtin, Ervin, Farrell, Gardner, Garrell, Garrett, Gibson, Hauser, Hutchins, Hyde, Kelly, Lumpkin, Mitchell, Morphew, McCall, McDonald, Norwood, Rasberry, Royster, Scholl, Sentelle, Sink, Spruill, Stell, Stone, Thomas of Harnett, Thompson of Wake, Ward, Wilson—43.

Those voting in the negative are: Mr. Speaker, Messrs. Bailey, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Craig, Davis, Falkner, Fenner, Harris, Henry, Hobbs, Hoyle, Jonas, Jones, Kendrick, Klutz, Leggett, Meekins, Paylor, Peterson, Pickens, Ray, Rouse, Sherard, Sparger, Sprinkle, Thomas of Anson, Thompson of Robeson, Thorne, Uzzell, Vann, Wade, Warden, White, Woodall—43.

The following pair is announced: Mr. Gray with Mr. Hatcher. Were Mr. Hatcher present he would vote "aye." Mr. Gray would vote "no."

On motion of Mr. Thomas of Anson the House takes a recess until three-fifteen o'clock, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
TUESDAY, April 16, 1935.

Pursuant to its recess, the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

H. B. 1155, a bill to be entitled An act relating to pensions for widows of Ex-confederate veterans.

And

S. B. 394, a bill to be entitled An act to authorize the town of Rutherfordton to accept bonds of said town in payment of taxes and special assessments.

And

S. B. 410, a bill to be entitled An act to amend Chapter 281, Public-Local Laws, Session of 1929, relating to the appointment of fiscal agents of Brunswick County.

With favorable reports.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Ray: H. B. 1178, a bill to be entitled An act to amend Sections 5960 to 5968, inclusive, of the Consolidated Statutes, exempting Macon County from the Absentee Voters Law.

Referred to the Committee on Elections and Election Laws.

By Mr. Bryant: H. B. 1179, a bill to be entitled An act to amend Chapter 331 of the Public Laws of 1929, the same being An Act amending Chapter 56 of Consolidated Statutes, relating to special assessments, and extending the statute of limitations from ten years to fifteen years from the default in the payment of any installments of unpaid assessments.

Placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 116, a bill to be entitled An act authorizing the Commissioners of Martin County to extend the time of sale for delinquent taxes to the first Monday in December of each year.

For concurrence in the Senate amendment.

On motion of Mr. Horton the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1160, a bill to be entitled An act to provide for the election of the city attorney for the town of Sanford, in Lee County, North Carolina.

On motion of Mr. Crabtree the bill is recommitted to the Committee on Elections and Election Laws.

H. B. 1163, a bill to be entitled An act to amend Section 1259 of the Consolidated Statutes relative to Court costs in certain cases in Swain County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1167, a bill to be entitled An act relating to police regulations in and around the village of Linville Falls in Avery, Burke, and McDowell counties.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1169, a bill to be entitled An act to enlarge the time for foreclosure of tax sales certificates issued to Craven County in all cases where taxes are less than fifteen dollars.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 845, a bill to be entitled An act to relieve owners of dogs in Lincoln County of taxes thereon.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 783, a bill to be entitled An act to make uniform the law of sales of goods.

On motion of Mr. Pickens the bill is made a special order for Friday, April 19.

THIRD SPECIAL ORDER

The hour for the third special order having arrived, the Speaker lays befor the House for its further consideration H. B. 1033, a bill to be entitled An act to provide for the listing and valuing of all property, real, personal, and mixed, at its true value in money.

Amendments offered by several members are adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

On motion of Dr. McDonald, H. B. 1110, a bill to be entitled An act to amend Section 4428 of the Consolidated Statutes, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Klutz, H. B. 1150, a bill to be entitled An act relating to hunting quail in Catawba County, is ordered recalled from the Senate for further consideration by the House.

On motion of Dr. Douglass the House adjourns and will meet tomorrow at eleven o'clock, a.m.

EIGHTY-FIFTH DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, April 17, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend J. W. Powell of Matthews, North Carolina.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES-

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 1106, a bill to be entitled An act to amend Chapter 424, Private Laws, 1913, it being An Act to amend Charter of the town of Aulander, relative to the boundaries of said town.

And

S. B. 444, a bill to be entitled An act to amend Chapter 201 of the Private Laws of the State of North Carolina of the 1905 Session of the General Assembly relating to the town of Mount Olive in Wayne County and State of North Carolina.

With favorable reports.

By Mr. Barker, for the Committee on Courts and Judicial Districts.

H. B. 1139, a bill to be entitled An act relating to the Municipal County Court of the county of Lenoir.

With a favorable report as amended.

And

H. B. 1140, a bill to be entitled An act to authorize the Board of Commissioners of Lenoir County to adopt a new indexing system of certain public records of Lenoir County.

And

H. B. 1141, a bill to be entitled An act to repeal Chapter 235 of the Public-Local Laws of 1933, relating to certain records in Lenoir County.

With favorable reports.

By Mr. Thompson of Wake, for the Committee on Library.

H. B. 884, a bill to be entitled An act to authorize the town of Waynesville to establish and maintain a public library.

And

H. B. 885, a bill to be entitled An act to authorize the town of Waynesville to make appropriations to the Waynesville Library Association.

With favorable reports.

By Mr. Craig, for the Committee on Judiciary No. 2.

H. B. 1127, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the cities of Greensboro and High Point in Guilford County, North Carolina, and to provide for the observance of certain holidays.

With a favorable report.

And

S. B. 303, a bill to be entitled An act to establish a juvenile Court for Buncombe County, North Carolina and amend Section 5040 of the North Carolina Court of 1931, annotated.

With unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 1170, a bill to be entitled An act to authorize the Buncombe County Board of Commissioners to lease certain property to the city of Asheville.

With unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 672, a bill to be entitled An act to eliminate flat charges by public service companies in Buncombe County, and for the repayment of installation charges.

And

S. B. 264, a bill to be entitled An act to amend Chapter 355 of the Public-Local Laws of the Session 1927 relating to the salary of the Clerk of Superior Court of Buncombe County, and to amend Chapter 563 of the Public-Local Laws of 1921 relating to the salary of the Chairman of Board of County Commissioners of Buncombe County.

And

S. B. 144, a bill to be entitled An act to amend Chapter 535, Public-Local Laws, Session 1927, relating to the salary of the Clerk of Superior Court of Buncombe County.

And

H. B. 729, a bill to be entitled An act relating to the reduction of paving, sewer and opening and widening assessments within the county of Buncombe and the city of Asheville.

With unfavorable reports.

By Mr. Bowie, for the Committee on Constitutional Amendments.

S. B. 299, a bill to be entitled An act to amend the Constitution to permit classification of property for taxation encouragement of Home Ownership, to increase the limit for income taxation and to limit the power of State and Local Government to borrow money without a vote of the people.

With a favorable report as amended.

By Mr. Gardner, for the Committee on Insurance.

H. B. 1018, a bill to be entitled An act to amend Chapter 120, Public Laws of 1929, known as the North Carolina Workmen's Compensation Act, and to provide for increasing the amount of compensation payable to minors who sustain permanent injuries which are compensable under said Act.

With an unfavorable report.

And

H. B. 607, a bill to be entitled An act to establish a state board of examiners of electrical contractors to prescribe their duties and for other purposes.

Bill reported without prejudice as amended.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 1033, a bill to be entitled An act to provide for the listing and valuing of all property real, personal and mixed at its true value in money.

H. B. 845, a bill to be entitled An act to relieve owners of dogs in Lincoln County of taxes thereon. (Applicable also to Buncombe and Pender counties.)

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Williams of Hyde: H. B. 1180, a bill to be entitled An act providing for the repairing of the public road from Burgess Mill to New Lake.

Referred to the Committee on Roads.

By Mr. McEachern: H. B. 1181, a bill to be entitled An act to prohibit the setting of steel traps in Hoke County.

Placed on the Calendar.

By Messrs. Vann and Paylor: H. B. 1182, a bill to be entitled An act to create a mutual relief fund within the State Highway Patrol of this State.

Referred to the Committee on Roads.

By Mr. Crabtree: H. B. 1183, a bill to be entitled An act to improve the mine inspection service of the Department of Labor.

Referred to the Committee on Appropriations.

By Messrs. Cooper, Hauser, Spruill, Pickens, Bean, Hobbs, Barbee, Uzzell, Cone and Ward: H. B. 1184, a bill to be entitled An act to remove discrimination between common carriers and competing non-common carriers by placing the latter under the control of the Utilities Commission and to preserve the highways of North Carolina.

Referred to the Committee on Public Utilities.

By Mr. Cooper: H. B. 1185, a bill to be entitled An act to amend Section 4 of Chapter 148 of the Public Laws of 1927, relating to regulation of speed of motor vehicles.

Referred to the Committee on Roads.

By Mr. Palmer, by request: H. B. 1186, a bill to be entitled An act to provide additional penalties for nonpayment of poll tax.

Referred to the Committee on Judiciary No. 1.

And

H. B. 1187, a bill to be entitled An act to enforce collection of taxes owed by employees of the State and its political subdivisions.

Referred to the Committee on Judiciary No. 2.

By Mr. Sink: H. B. 1188, a bill to be entitled An act to repeal Chapter 162 of the Public-Local Laws of 1931, being "An Act to prevent the erection of a new Courthouse in Davidson County without a vote of the people."

Placed on the Calendar.

By Mr. Harris: H. B. 1189, a bill to be entitled An act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor.

Referred to the Committee on Education.

By Mr. Crabtree: H. B. 1190, a bill to be entitled An act to place Nettie Judd (Colored), widow of Stokes Judd, of Lee County, on the pension roll.

Referred to the Committee on Pensions.

By Mr. Kelly: H. B. 1191, a bill to be entitled An act to amend H. B. 992, being An Act incorporating the town of Newton Grove in Sampson County, ratified April 17, 1935.

Placed on the Calendar.

By Mr. Barnes: H. B. 1192, a bill to be entitled An act to regulate fees of the Clerk of the Superior Court for Wilson County and to clarify ambiguous provisions of the laws governing same.

On motion of Mr. Barnes the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 92, a bill to be entitled An act to safeguard public records in North Carolina.

Referred to the Committee on Judiciary No. 1.

S. B. 345, a bill to be entitled An act to amend Chapter 100, Public Laws of 1927, as amended by Chapter 8, Public Laws of 1933, relating to sanitary districts.

SPECIAL MESSAGE

SENATE CHAMBER,
April 16, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to comply with your request for the return of H. B. 1150, title, "Relating to hunting quail in Catawba County."

Respectfully,

LEROY MARTIN,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 308, a bill to be entitled An act to repeal Chapter 62, Public-Local Laws of 1931, relating to the election of County Commissioners for Avery County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1179, a bill to be entitled An act amending Chapter 331 of the Public Laws of 1929, the same being An Act amending Chapter 56 of the Consolidated Statutes relating to special assessments, and extending the Statute of Limitations from ten years to fifteen years from the default in the payment of any installments of unpaid assessments.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 285, a bill to be entitled An act to increase the number of trustees of the Star-Ether High School District, Montgomery County, from three to five.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 394, a bill to be entitled An act to authorize the town of Rutherfordton to accept bonds of said town in payment of taxes and special assessments.

Passes its second and third readings and is ordered enrolled.

S. B. 113, a bill to be entitled An act to provide distinctive automobile license plates for officers of the North Carolina National Guard.

On motion of Mr. Tatem the bill is recommitted to the Committee on Roads.

H. B. 683, a bill to be entitled An act to provide for an excise tax on all oleomargarine not containing certain ingredients; providing for the placing of stamps evidencing payment of said tax and providing offenses, fines and punishment.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Barbee, Barker, Barnes, Bender, Blount of Pitt, Bowie, Brock, Brown, Bryan, Carr, Cook, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Falkner, Fenner, Garrell, Gray, Harris, Hatcher, Hauser, Hobbs, Horton, Hoyle, Johnston, Kelly, Klutz, Lee, Leggett, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, Palmer, Paylor, Peterson, Rasberry, Rouse, Sentelle, Sink, Sprinkle, Spruill, Stell, Stevens, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Vann, Wade, Ward, Williams of Hyde, Wilson, Woodall—67.

Those voting in the negative are: Messrs. Blount of Beaufort, Bryant, Cherry, Craig, Farrell, Henry, Jonas, Scholl, Sherard, Stone—10.

Mr. Cone votes present.

H. B. 1172, a bill to be entitled An act to authorize, empower and direct the Board of Commissioners of New Hanover County to expend money for the development of the port of Wilmington, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryson, Cone, Cook, Crabtree, Craig, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, McCall, McEachern, Norwood, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Wilson, Woodall—80.

Those voting in the negative are: None.

S. B. 314, a bill to be entitled An act to validate certain sales of land by the Sheriff of Rockingham County for taxes and certificates issued in pursuance thereof and to regulate collection of taxes in said county.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryson, Cone, Cook, Crabtree, Craig, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, McCall, McEachern, Norwood, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson,

Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Wilson, Woodall—80.

Those voting in the negative are: None.

H. B. 1173, a bill to be entitled An act to permit the Board of Commissioners of New Hanover County to expend money for the development and maintenance of Greenfield Park and Greenfield Lake.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryson, Cone, Cook, Crabtree, Craig, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Mitchell, McCall, McEachern, Norwood, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Wilson, Woodall—80.

Those voting in the negative are: None.

SPECIAL ORDER

The hour for the special order having arrived the Speaker lays before the House for its consideration, H. B. 728, a bill to be entitled An act to amend Section 6088 of the Consolidated Statutes relating to the reapportionment of the members of the House of Representatives of the General Assembly of North Carolina, as provided for in the Constitution of the State.

There being a minority report attached to the bill, the question now recurs upon the adoption of said report. Upon the question Mr. Cone calls for the "ayes" and "noes." The call is sustained and the minority report fails of adoption by the following vote, the bill thereby going to the unfavorable Calendar.

Those voting in the affirmative are: Messrs. Bailey, Barbee, Bryant, Bryson, Cone, Cook, Craig, Day, Ervin, Farrell, Gardner, Hoyle, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Moody, Norwood, Pickens, Ray, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Thomas of Anson, Thompson of Wake, Tonissen, Woodall—32.

Those voting in the negative are: Mr. Speaker, Messrs. Abernathy, Andrews, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Carr, Cooper, Crabtree, Cross, Davis, Dees, Douglass, Dowtin, Falkner, Fenner, Garrell, Gibson, Harris, Hauser, Hobbs, Horton Howard, Kelly, Lee, Leggett, Lindsey, Lumpkin, Mitchell, McCall, McEachern, McQueen, Paylor, Rasberry, Rouse, Royster, Spruill, Stell, Stevens, Stone, Tatem, Thomas of Harnett, Thompson of Robeson, Thorne, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank—55.

Mr. Hatcher votes present.

The following pairs are announced:

Mr. Eagles with Mr. Palmer. Were Mr. Eagles present he would vote "no." Mr. Palmer would vote "aye."

Mr. Sullivan with Mr. Zickler. Were Mr. Zickler present he would vote "no." Mr. Sullivan would vote "aye."

S. B. 227, a bill to be entitled An act to provide for the maintenance and improvement of highways in cities and towns.

An amendment offered by Mr. Bowie is adopted.

As amended, the bill passes its second reading.

The question now recurs upon the passage of the bill as amended on its third reading. Upon this question Mr. Fenner calls for the "ayes" and "noes." The call is sustained and the bill as amended, passes its third reading by the following vote, and is ordered sent to the Senate for concurrence in the House amendment.

Those voting in the affirmative are: Messrs. Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Bowie, Brock, Bryant, Bryson, Carr, Cherry, Cone, Cook, Cooper, Davis, Dobson, Douglass, Dowtin, Ervin, Falkner, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hoyle, Johnston, Jones, Kelly, Kendrick, Klutz, Mitchell, Moody, Morphew, McDonald, Norwood, Palmer, Paylor, Peterson, Pickens, Ray, Scholl, Sentelle, Sherard, Sink, Sprinkle, Sullivan, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell—53.

Those voting in the negative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bender, Blount of Beaufort, Bowers, Brown, Crabtree, Cross, Day, Dees, Fenner, Garrett, Gibson, Hyde, Jonas, Lee, Leggett, Lindsey, Lumpkin, McCall, McEachern, McQueen, Rasberry, Rouse, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thorne, Vann, Ward, Warden, Williams of Pasquotank, Wilson, Woodall—39.

The following pair is announced.

Mr. Craig with Mr. Stevens. Were Mr. Stevens present he would vote "no." Mr. Craig would vote "aye."

Mr. Sparger makes a motion that the vote by which H. B. 643, a bill to be entitled An act for the payment of salaries of State employees which were withheld during the Months of April, May and June, 1933, failed to pass on its second reading on yesterday be reconsidered.

Mr. Bowie moves that the motion of Mr. Sparger do lie on the table. The motion fails of adoption.

The question now recurs upon Mr. Sparger's motion. Upon this question Mr. Scholl calls for the "ayes" and "noes." The call is sustained and the motion to reconsider the vote by which the bill failed to pass its second reading is lost by the following vote:

Those voting in the affirmative are: Messrs. Alspaugh, Barnes, Carr, Cook, Cooper, Crabtree, Cross, Day, Dobson, Douglass, Dowtin, Garrell, Garrett, Gibson, Hatcher, Hauser, Hutchins, Johnston, Lindsey, Lumpkin, Mitchell, Moody, Morphew, McDonald, McQueen, Norwood, Rasberry, Scholl, Sentelle, Sink, Sparger, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Harnett, Thompson of Wake, Uzzell, Ward, Wilson—41.

Those votingin the negative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Barker, Bean, Bender, Blount of Beaufort, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Cherry, Cone, Craig, Davis, Ervin, Falkner, Fenner, Harris, Henry, Hobbs, Horton, Howard, Hoyle, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, McCall, McEachern, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Sherard, Sprinkle, Thomas of Anson, Thompson of

Robeson, Thorne, Vann, Warden, Williams of Hyde, Williams of Pasquotank, Woodall—53.

On motion of Mr. Bowie the vote by which the bill failed to pass its second reading is reconsidered and that motion is laid on the table.

The Committee appointed as provided for by Senate Resolution Number 259, "Joint Resolution for the investigation of the management of the State Hospital at Morganton," makes a report of its investigation and findings and moves that the report be referred to the Committee on Appropriations.

It is so ordered.

A copy of the report is filed in the clerk's office for inspection by those interested.

Pursuant to H. R. 1114, "Joint Resolution inviting the Honorable Frank N. Belgrano, Junior, National Commander of the American Legion to address a Joint Session of the General Assembly," the Speaker appoints as a Committee on the part of the House to extend the invitation, Messrs. Johnston, Cherry and Rouse.

On motion of Mr. Cherry, S. B. 337, a bill to be entitled An act to authorize refunding bonds for the county of Harnett for the retirement of township road bonds in said county, is taken from the Committee on Finance and placed on the Calendar.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

H. R. 1114. Joint Resolution inviting the Honorable Frank N. Belgrano, Junior, National Commander of the American Legion to address a Joint Session of the General Assembly.

S. B. 418. An Act to authorize the Board of Aldermen of the town of Brevard to dispose of certain real estate conveyed to said town in lieu of dividend from the Brevard Banking Company.

S. B. 421. An Act to amend Chapter 225 of the Public-Local Laws of North Carolina, Session 1933, as amended by Chapter 484 of said Session.

S. B. 422. An Act ot amend Chapter 225 of the Public-Local Laws of 1933.

S. B. 423. An Act to amend Chapter 191 of the Public-Local Laws of North Carolina, Session 1933.

S. B. 457. An Act to authorize the Department of Agriculture, with the approval of the Budget Bureau, to make certain expenditures.

S. B. 480. An Act supplemental to An Act entitled "An Act to amend Section 1443 of Volume III of the Consolidated Statutes relating to terms of Court in Wilkes and Davie counties."

S. B. 481. An Act for the relief of the Sheriff and Tax Collectors of Halifax County.

H. B. 220. An Act to appoint a jury commission for the county of Ashe.

H. B. 371. An Act to authorize the use of town bonds of the town of Beaufort, Carteret County in the payment of certain delinquent taxes due the said municipality.

H. B. 474. An Act to limit the powers and jurisdiction of constables of Wake County.

H. B. 627. An Act relating to payment of certain taxes and assessments with bonds in municipalities in Haywood County.

H. B. 649. An Act to amend Chapter 387, Private Laws of the Session of 1911, relating to the corporate limits of the town of Murphy in Cherokee County.

H. B. 670. An Act to validate the sales of land for taxes in Pamlico County and certificates issued in pursuance thereof.

H. B. 684. An Act validating certain acts of the Chairman of the Board of County Commissioners of Caswell County.

H. B. 688. An Act validating notes taken by Caswell County under Chapter 181 of Public Laws of 1933.

H. B. 689. An Act to authorize the Commissioners of Caswell County to levy a special tax for the support of the poor, the maintenance of County health work, and for running the Courts of said county.

H. B. 690. An Act to authorize and empower the Board of County Commissioners of Caswell County to publish a monthly statement of its disbursements.

H. B. 692. An Act relating to the listing of unlisted real property in Caswell County.

H. B. 695. An Act to authorize and empower the town of Columbia, North Carolina, to purchase, own, hold and lease a certain tract of land within the corporate limits of the town of Columbia, and to issue bonds of said town in payment therefor.

H. B. 704. An Act relating to advertisement and sale of land for taxes in Columbus County.

H. B. 768. An Act authorizing the Commissioners of Hoke County and the governing authorities of municipalities therein to extend the time of sale for delinquent taxes to the first Monday in December of each year.

H. B. 789. An Act providing for the extension of special assessments by the town of Maxton.

H. B. 798. An Act to validate certain sales of land for taxes and certificates issued in pursuance thereof by the Sheriff of Granville County and the tax collectors of the municipalities therein.

H. B. 801. An Act relative to the collection of paving assessments in the town of Windsor, Bertie County, North Carolina.

H. B. 945. An Act to prohibit the sale of beer or other alcoholic beverages within certain distances of churches and public schools in the town of Hayesville, Clay County, and Clay County.

H. B. 802. An Act to authorize the Town Commissioners of Windsor to sell certain real estate belonging to the town.

H. B. 824. An Act to permit the town of Hamilton Lakes, Guilford County, to receive its bonds or bond interest coupons in payment of its street assessments and to validate such acts heretofore done.

H. B. 861. An Act to validate acts of City Council of the city of Lexington in special assessments for improvements heretofore made and to lengthen time of running of statute of limitations.

H. B. 872. An Act to validate certain bonds of the town of Maxton and authorizing the issuance of refunding and funding bonds of said town.

H. B. 880. An Act to authorize and empower the Board of Commissioners of Catawba Count to convey to the State of North Carolina the Catawba County Tubercular Hospital under certain conditions.

H. B. 886. An Act to authorize the Board of County Commissioners of Haywood County to release from taxation the property of the Lake Junaluska Methodist Assembly, Incorporated.

H. B. 892. An Act to provide for the appointment of rural policemen in Robeson County.

H. B. 830. An Act to authorize and empower the Board of County Commissioners of Madison County to levy a special tax to provide funds with which to make necessary repairs to the common jail of said county.

H. B. 842. An Act to authorize the City Commissioners of the city of Raleigh to relieve or compensate C. C. Page for injuries received during the performance of his duties as Commissioner of Public Works of the city of Raleigh.

H. B. 901. An Act to authorize the Board of County Commissioners of Cumberland County to adjust all unpaid taxes prior to the year of 1933.

H. B. 926. An Act authorizing the County Commissioners of Columbus County to make adjustments with delinquent taxpayers as to penalties, interest and cost.

H. B. 981. An Act to validate certain sales of land for taxes and certificates issued in pursuance thereof.

H. B. 992. An Act incorporating the town of Newton Grove in Sampson County.

H. B. 996. An Act to enable Cabarrus County to establish and maintain a public hospital, to levy a tax and issue bonds therefor, appoint hospital trustees, maintain a training school for nurses, etc.

H. B. 999. An Act to provide for payment of bills of cost in the Recorder's Court of Franklin County.

H. B. 1002. An Act to create a jury commission for the county of Clay.

H. B. 1004. An Act to amend Chapter 34, Private Laws of 1909, relative to the development of the city of Asheville.

H. B. 1015. An Act to relieve the taxpayers of Hyde County.

H. B. 1070. An Act to provide for a new registration of voters of Transylvania County.

H. B. 1075. An Act supplemental to An Act entitled "An Act to create and establish a bureau of identification for the county of New Hanover and being House Bill 588 ratified on March 18, 1935," and being file number 342, to correct an error therein.

S. B. 388. An Act to authorize the governing bodies of the county of Buncombe and the city of Asheville to adjust or cancel, paving and other assessments against property in said county and city.

H. B. 864. An Act to amend Chapter 356 of the Public-Local Laws of 1933, relating to the election of school teachers in Clay County.

H. B. 891. An Act to amend Section 1443 of Volume III of the Consolidated Statutes providing an extra term of Court for Cleveland County.

H. B. 958. An Act to prohibit the sale and shooting of fireworks in Cedar Island, Carteret County.

H. B. 969. An Act to make the provisions of Section 1864 of Volume III of the Consolidated Statutes, relating to depredations of domestic fowls, applicable to Sampson County.

H. B. 976. An Act to restore concurrent jurisdiction to the Superior Courts of Union County in certain cases.

H. B. 1008. An Act to amend Section 1443 of Volume III of the Consolidated Statutes providing an additional term of Court for Cleveland County.

H. B. 1037. An Act to provide an additional term of the Superior Court for Hyde County.

On motion of Dr. Douglass the House adjourns and will meet tomorrow at ten o'clock, a.m.

EIGHTY-SIXTH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, April 18, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend John Jordan Douglass of the city of Newton.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Tatem, for the Committee on Roads.

H. B. 882, a bill to be entitled An act to require the State Highway and Public Works Commission to assume a part of the cost of Park Street in Asheboro, North Carolina.

And

S. B. 65, a bill to be entitled An act to require the Commissioner of Revenue to furnish the sheriff of each county the license number and name of owner of each motor vehicle licensed.

With unfavorable reports.

And

H. B. 1185, a bill to be entitled An act to amend Section 4 of Chapter 148 of the Public Laws of 1927, relating to regulation of speed of motor vehicles.

And

H. B. 985, a bill to be entitled An act to amend Chapter 375 of the Public Laws of 1933 relating to motor vehicle license taxes, so as to provide for partial payment of said taxes.

And

S. B. 113, a bill to be entitled An act to provide distinctive automobile license plates for officers of the North Carolina National Guard.

With favorable reports.

And

S. B. 291, a bill to be entitled An act prohibiting the placing of trash, refuse or garbage within five hundred yards of the hard-surfaced highways.

With a favorable report, as amended.

By Mr. Rouse, for the Committee on Courts and Judicial Districts.

S. B. 343, a bill to be entitled An act for uniform Courts in the Eleventh Judicial District.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Tonissen and Ervin: H. B. 1193, a bill to be entitled An act to prohibit Mecklenburg County or any city or town in Mecklenburg County from requiring owners of motor vehicles to purchase local license plates on payment registration fee on motor vehicles.

On motion of Mr. Tonissen the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Page: H. B. 1194, a bill to be entitled An act to amend Chapter 79, Public-Local Laws of 1933, with relation to salaries of officers in Bladen County.

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Thomas of Anson: H. B. 1195, a bill to be entitled An act to repeal the absentee ballot law applying to Anson County only.

Referred to the Committee on Elections and Election Laws.

By Mr. Norwood: H. B. 1196, a bill to be entitled An act to amend H. B. 104, entitled "An Act to amend Chapter 266 of the Public Laws of 1933, relating to the fees for registering Federal crop liens and Federal chattel mortgage," ratified the 26th day of March, 1935.

On motion of Mr. Norwood the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cook: H. R. 1197, joint resolution memoralizing the General Assembly of North Carolina to rescue from virtual slavery, peonage and starvation the public school teachers, highway maintenance employees and other public servants.

The resolution passes its first reading.

On motion of Mr. Bowie the resolution is laid on the table.

By Mr. Hyde: H. B. 1198, a bill to be entitled An act to limit and regulate absentee voting in Cherokee County.

Referred to the Committee on Elections and Election Laws.

By Mr. Blount of Beaufort: H. B. 1199, a bill to be entitled An act to provide for the collection of delinquent amounts due the State Literary and School Building Revolving Fund from the various counties.

Referred to the Committee on Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 483, a bill to be entitled An act to amend Section 3959 of the Consolidated Statutes so as to make Easter Monday and National Decoration Day legal holidays.

Referred to the Committee on Calendar.

S. B. 495, a bill to be entitled An act requiring the Rural Police and Clerks of the Recorder's Courts in Robeson County to file monthly reports of receipts and disbursements with the County Manager.

Referred to the Committee on Finance.

S. B. 496, a bill to be entitled An act to amend Section 8, Chapter 634 of the Public-Local Laws of 1915, increasing the compensation of jurors in Recorder's Courts in Robeson County to one dollar each per day.

Referred to the Committee on Salaries and Fees.

H. B. 1027, a bill to be entitled An act to provide for the organization, incorporation and operation of a cash depository in the town of St. Pauls, in the county of Robeson.

For concurrence in the Senate amendment.

On motion of Mr. Thompson of Robeson, the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 298, joint resolution to pay the expenses of the Joint Sub-Committee visiting the Western Carolina Teachers' College.

Referred to the Committee on Appropriations.

S. B. 456, a bill to be entitled An act to authorize the Utilities Commissioner to make rules and regulations as to separation of races and toilet facilities on trains consisting of not more than one passenger car unit in certain service.

Referred to the Committee on Public Utilities.

S. B. 461, a bill to be entitled An act to amend Section 2597 of the Consolidated Statutes relating to the cancellation of mortgages by corporate officers.

Referred to the Committee on Judiciary No. 1.

S. B. 476, a bill to be entitled An act to amend S. B. 140, ratified March 8, 1935, by adding a proviso to eliminate conflict with Consolidated Statutes 5182 of North Carolina relating to loans made by Building and Loan Associations.

Referred to the Committee on Banks and Banking.

SPECIAL MESSAGE

SENATE CHAMBER,
April 17, 1935.

Mr. Speaker:

It is ordered that a message be sent to your Honorable Body with the information that the Senate has failed to concur in the House amendment to S. B. 368, title, "to amend Section 4458 of the Consolidated Statutes, relating to the punishment for public drunkenness in Swain County," and asks for a conference thereon. For your information the President has appointed Senators Browning, and Johnson of Duplin as conferees on the part of the Senate, to the end that the differences may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above message of non-concurrence and the appointment of a Conference Committee the Speaker appoints as conferees on the part of the House, Messrs. Morphew, Bryson and Dobson, and the Senate is so notified.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 884, a bill to be entitled An act to authorize the town of Waynesville to establish and maintain a public library.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 885, a bill to be entitled An act to authorize the town of Waynesville to make appropriations to the Waynesville Library Association.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1127, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the cities of Greensboro and High Point, in Guilford County, North Carolina, and to provide for the observance of certain holidays.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1139, a bill to be entitled An act relating to the municipal County Court of the county of Lenoir.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1140, a bill to be entitled An act to authorize the Board of Commissioners of Lenoir County to adopt a new indexing system of certain public records in Lenoir County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1141, a bill to be entitled An act to repeal Chapter 235 of the Public-Local Laws of 1933, relating to certain records in Lenoir County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1170, a bill to be entitled An act to authorize the Buncombe County Board of Commissioners to lease certain property to the city of Asheville.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 1181, a bill to be entitled An act to prohibit the setting of steel traps in Hoke County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1188, a bill to be entitled An act to repeal Chapter 162 of the Public-Local Laws of 1931, being "An Act to prevent the erection of a new court-house in Davidson County without a vote of the people."

Passes its second and third readings and is ordered sent to the Senate without engrossment.

House Committee Substitute for S. B. 303, a bill to be entitled An act to establish a Juvenile Court for Buncombe County, North Carolina, and amend Section 5040 of the North Carolina Court of 1931 annotated.

House Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate for adoption and passage of the House Committee Substitute.

S. B. 444 a bill to be entitled An act to amend Chapter 201 of the Private Laws of the State of North Carolina of the 1905 Session of the General Assembly, relating to the town of Mount Olive in Wayne County and State of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 770, a bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927 and acts amendatory thereof relating to traffic laws so as to make this law conform more nearly with the uniform traffic code.

A Committee Substitute is adopted.

An amendment offered by Mr. Blount of Beaufort fails of adoption.

An amendment offered by Mr. Jonas is adopted.

A Committee amendment is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

The original bill is laid on the table.

H. B. 1106, a bill to be entitled An act to amend Chapter 424, Private Laws of 1913, it being An Act to amend the charter of the town of Aulander, relative to the boundaries of said town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Cone, Cook, Cooper, Crabtree, Cross, Davis, Dees, Dobson, Douglass, Ervin, Farrell, Fenner, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Leggett, Lindsey, Meekins, Mitchell, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard,

Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—84.

Those voting in the negative are: None.

S. B. 337, a bill to be entitled An act to authorize refunding bonds for the county of Harnett for the retirement of township road bonds in said county.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Cone, Cook, Cooper, Crabtree, Cross, Davis, Dees, Dobson, Douglass, Ervin, Farrell, Fenner, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Leggett, Lindsey, Meekins, Mitchell, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—84.

Those voting in the negative are: None.

H. B. 1191, a bill to be entitled An act to amend H. B. 992, being "An Act incorporating the town of Newton Grove in Sampson County," ratified April 17, 1935.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Cone, Cook, Cooper, Crabtree, Cross, Davis, Dees, Dobson, Douglass, Ervin, Farrell, Fenner, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Leggett, Lindsey, Meekins, Mitchell, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—84.

Those voting in the negative are: None.

H. B. 1172, a bill to be entitled An act to authorize, empower and direct the Board of Commissioners of New Hanover County to expend money for the development of the port of Wilmington, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Cone, Cook, Cooper, Crabtree, Cross, Davis, Dees, Dobson, Douglass, Ervin, Farrell, Fenner, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Leggett, Lindsey, Meekins, Mitchell, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard,

Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—84.

Those voting in the negative are: None.

H. B. 1173, a bill to be entitled An act to permit the Board of Commissioners of New Hanover County to expend money for the development and maintenance of Greenfield Park and Greenfield Lake.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Cone, Cook, Cooper, Crabtree, Cross, Davis, Dees, Dobson, Douglass, Ervin, Farrell, Fenner, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Leggett, Lindsey, Meekins, Mitchell, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—84.

Those voting in the negative are: None.

H. B. 1153, joint resolution repealing, rescinding, and vacating Resolution No. 37, House Resolution No. 1040, ratified April 10, 1935, entitled A Joint Resolution memorializing Congress to eliminate the cotton processing tax.

The question now recurs upon the passage of the Resolution on its third reading.

An amendment offered by Mr. Cherry is adopted.

The question now recurs upon the passage of the resolution, as amended, on its third reading.

Upon this question Mr. Harris calls for the "ayes" and "noes." The call is sustained and the Resolution passes its third reading as amended, by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryson, Carr, Cooper, Cross, Davis, Day, Douglass, Dowtin, Fenner, Gibson, Hauser, Henry, Horton, Jones, Kelly, Lee, Leggett, Lumpkin, Mitchell, McCall, McDonald, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Rasberry, Rouse, Spruill, Stevens, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Ward, Williams of Hyde, Wilson, Woodall—52.

Those voting in the negative are: Messrs. Bowers, Cherry, Cone, Crabtree, Harris, Hatcher, Hoyle, Hyde, Johnston, Kendrick, Lindsey, Meekins, Pickens, Scholl, Sink, Stone, Thomas of Harnett, Tonissen—18.

The following pairs are anounced:

Mr. Palmer with Mr. Eagles. Were Mr Eagles present he would vote "aye." Mr. Palmer would vote "no."

Mr. Sentelle with Mr. Cook. Were Mr. Cook present he would vote "no." Mr. Sentelle would vote "aye."

Mr. Ervin with Mr. Royster. Were Mr. Royster present he would vote "aye." Mr. Ervin would vote "no."

Messrs. Jonas and Klutz vote present.

S. B. 82, a bill to be entitled An act to amend Chapter 375 of the Public Laws of 1933 reducing license fees for private passenger motor vehicles.

An amendment is offered by Dr. McDonald and others reducing the license rates on private cars from forty cents to thirty cents and upon the question of its adoption Dr. McDonald calls for the "ayes" and "noes." The call is sustained and the amendment fails of adoption by the following vote.

Those voting in the affirmative are: Messrs. Barnes, Bowers, Bowie, Brock, Brown, Bryan, Bryson, Carr, Cherry, Cook, Cooper, Dees, Douglass, Ervin, Falkner, Farrell, Garrell, Gibson, Gray, Hatcher, Hauser, Henry, Hyde, Jonas, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Meekins, Mitchell, Morphew, McDonald, McQueen, Norwood, Palmer, Peterson, Pickens, Ray, Scholl, Sink, Sprinkle, Thomas of Harnett, Thompson of Wake, Thorne, Warden, Williams of Hyde, Woodall—49.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bryant, Cone, Crabtree, Cross, Davis, Day, Dobson, Dowtin, Fenner, Gardner, Harris, Horton, Howard, Hoyle, Hutchins, Johnston, Jones, Lindsey, McCall, McEachern, O'Berry, Page, Paylor, Rasberry, Rouse, Royster, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thompson of Robeson, Tonissen, Uzzell, Vann, Wade, Ward, Wilson—51.

Mr. Abernathy votes present.

STATEMENT BY MEMBER

Mr. Speaker:

I favor a maximum fee of five dollars on automobiles and privately owned trucks, but since this is the best reduction we can get I vote "aye."

S. E. Douglass.

An amendment is offered by Mr. Jones reducing the rate on private cars from forty-five cents to forty cents, and upon the question of its adoption Mr. Jones calls for the "ayes" and "noes." The call is sustained and the amendment is adopted by the following vote:

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Farrell, Fenner, Gardner, Garrell, Gibson, Gray, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—99.

Those voting in the negative are: None.

An amendment is offered by Mr. Jones reducing the license rates on trucks from forty cents to thirty cents and upon the question of its adoption Mr. Jones calls for the "ayes" and "noes." The call is sustained and the amendment is adopted by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Cook, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Falkner, Farrell, Fenner, Gardner, Garrell, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—90.

Those voting in the negative are: Messrs Ervin and Lindsey—2.

The question now recurs upon the passage of the bill as amended on its second reading.

As amended, the bill passes its second reading by the following vote and remains on the Calendar for its third reading roll call.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Cook, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Falkner, Fenner, Gardner, Garrell, Gray, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—96.

Those voting in the negative are: None.

On motion of Mr. Uzzell, H. B. 881, a bill to be entitled An act to make it unlawful to operate a filling station in the town of Ramseur, Randolph County on Sunday between the hours of ten-thirty a.m. and twelve-thirty p.m., is taken from the unfavorable Calendar and recommitted to the Calendar Committee.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 986. A Joint Resolution to pay the expenses of the Committee from the House of Representatives and Senate visiting the State School for the Deaf at Morganton.

H. R. 921. A Joint Resolution to pay expenses of the Senate and House Committee visiting East Carolina Teachers' College at Greenville, North Carolina.

H. B. 116. An Act authorizing the Commissioners of Martin County to extend the time of sale for delinquent taxes to the first Monday in December of each year.

H. B. 251. An Act to provide for the erection of markers at points of historic interest along the public highways.

S. B. 304. An Act to provide for the preservation of Indian antiquities in North Carolina.

H. B. 663. An Act to amend Section 220 (b) Consolidated Statutes of 1919, as amended, so as to remove the limitations on investments by banks in interest-bearing obligations of other states.

H. B. 674. An Act to pay the salary of Robert H. Wright, former president of East Carolina Teachers' College for the unexpired portion of his term of office.

H. B. 869. An Act to repeal Chapter 145, Public Laws of 1933, and to amend Section 1443 of the Consolidated Statutes relating to the Superior Courts of Nash County.

H. B. 936. An Act to amend Section 3921 of the Consolidated Statutes of North Carolina relating to fees of surveyors and chain carriers.

H. B. 1169. An Act to facilitate the collection of delinquent taxes in the town of Vanceboro.

H. B. 1167. An Act relating to police regulations in and around the village of Linville Falls in Avery, Burke and McDowell counties.

S. B. 57. An Act to exempt McDowell County from the absentee voters law in the primaries and general elections in said county.

S. B. 62. An Act giving authority to all sheriffs and/or bonded deputies to serve criminal processes, under certain conditions, anywhere in the Senate.

S. B. 138. An Act to amend Section 2480 of the Consolidated Statutes, as amended by Chapter 22, Public Laws 1927, relating to registration of lien or crops for advances.

S. B. 249, An Act to provide for the election of the trustees of the Asheboro Graded School District by the voters thereof.

S. B. 296. An Act providing for the creation of a commission to investigate and determine the amounts, if any, those counties which made donations for the construction of State highways should be refunded in order to place them on an equitable parity with other counties which made loans or donations for like purposes, and to authorize the State Highway and Public Works Commission to enter into contracts with said counties for a fair reimbursement of said funds.

S. B. 314. An Act to validate certain sales of land by the Sheriff of Rockingham County for taxes and certificates issued in pursuance thereof and to regulate collection of taxes in said county.

S. B. 355. An Act to amend the charter of the city of Reidsville with relation to its power of eminent domain.

S. B. 394. An Act to authorize the town of Rutherfordton to accept bonds of said town in payment of taxes and special assessments.

On motion of Mr. Hoyle the House takes a recess until 3:45 o'clock, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
THURSDAY, April 18, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sparger, for the Committee on Elections and Election Laws.

H. B. 1021, a bill to be entitled An act requiring a new registration of voters in Haywood County.

And

H. B. 1104, a bill to be entitled An act to amend Chapter 364, Public Laws of 1933 relating to absentee voters in Graham County.

And

H. B. 1122, a bill to be entitled An act to amend Chapter 126, Private Laws of 1909, relating to date of primary and election in Farmville, Pitt County.

And

S. B. 432, a bill to be entitled An act to amend Chapter 164, Public Laws of 1933, relating to elections in Brunswick County.

With favorable reports.

And

H. B. 1160, a bill to be entitled An act to provide for the election of the city attorney for the town of Sanford, in Lee County, North Carolina.

And

H. B. 837, a bill to be entitled An act to exempt Catawba County from the absentee ballot law in primaries and general elections.

And

S. B. 336, a bill to be entitled An act to amend Sections 5960 to 5968, inclusive, of the Consolidated Statutes exempting the town of Brevard in Transylvania County from the absentee voters law.

And

S. B. 417, a bill to be entitled An act to repeal the absentee ballot law for Transylvania County.

With unfavorable reports.

By Mr. Bryson, for the Committee on Pensions.

H. B. 733, a bill to be entitled An act to transfer Mrs. Annie J. Norman, widow of a Confederate veteran, of Surry County, from Class "B" to Class "A" on the Confederate pension roll.

With a favorable report.

By Mr. Ward, for the Committee on Conservation and Development.

H. B. 795, a bill to be entitled An act to authorize the transfer or gift from the State of North Carolina to the Federal Government of certain lands to be acquired near Cape Hatteras and along the North Carolina banks in that vicinity and to transfer other State owned lands for use as a National Park.

And

H. B. 980, a bill to be entitled An act to withdraw from sale certain swamp lands now belonging to the Board of Education, upon certain conditions.

And

S. B. 246, a bill to be entitled An act to amend Section 6124 of the Consolidated Statutes of 1919, to provide for State management of Federally acquired submarginal lands.

With favorable reports.

And

H. B. 1164, a bill to be entitled An act to authorize and empower the North Carolina Department of Conservation and Development to acquire or lease property for development as State forests and State parks and providing for the disposition of income from such lands.

With an unfavorable report as to bill, favorable as to Committee Substitute.

By Mr. Uzzell, for the Committee on Public Utilities.

H. B. 1116, a bill to be entitled An act to define and classify the various kinds of motor vehicle carriers and to better safeguard the interest of the public by requiring motor vehicle carriers to obtain permits before beginning to operate and to comply with other regulations.

With a favorable report as amended.

By Mr. Uzzell, for the Committee on Calendar.

H. B. 881, a bill to be entitled An act to make it unlawful to operate a filling station in the town of Ramseur, Randolph County on Sunday between the hours of ten-thirty a.m. and twelve-thirty p.m.

With a favorable report as amended.

And

S. B. 483, a bill to be entitled An act to amend Section 3959 of the Consolidated Statutes so as to make Easter Monday and National Decoration Day legal holidays.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Kendrick: H. B. 1200, a bill to be entitled An act to change the name of Willis Moore Huffstetler, Jr. of Gaston County, now six years of age, to that of James Withers Huffstetler.

On motion of Mr. Kendrick the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Morphew: H. B. 1201, a bill to be entitled An act to amend the local government law relating to issuing and selling courthouse bonds in Graham County.

Placed on the Calendar.

And

H. B. 1202, a bill to be entitled An act to amend Chapter 230 of the Public-Local Laws of 1933, pertaining to barbed wire fences in Graham County.

Placed on the Calendar.

By Messrs. Sentelle, Hatcher, Bean and Cook: H. B. 1203, a bill to be entitled An act to regulate and specify wages and hours of employees of the State Highway Department and Public Works Commission.

Referred to the Committee on Salaries and Fees.

By Mr. Brock: H. B. 1204, a bill to be entitled An act to exempt a certain park in Davie County from county and town taxes, and to provide for the protection of the same.

Placed on the Calendar.

By Messrs. Cooper and Hobbs: H. B. 1205, a bill to be entitled An act to allow the Sheriff of New Hanover County an allowance for the use and upkeep of his automobile.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sprinkle: H. B. 1206, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to the payment of damages done by dogs in Madison County.

Referred to the Committee on Health.

By Mr. Palmer: H. B. 1207, a bill to be entitled An act to fix the jurisdiction of the County Criminal Court in Cabarrus County, and to more definitely define the procedure therein and to regulate the costs, fees, etc.

Referred to the Committee on Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. R. 498, joint resolution calling a Joint Meeting of the Senate and House of Representatives to elect Trustees of the University of North Carolina.

On motion of Mr. Barbee the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 260, a bill to be entitled An act to protect the custodial State institutions in the care of their wards.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 817, a bill to be entitled An act to amend Chapter 324, Public Laws of 1933, relating to labeling of fertilizer.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 896, a bill to be entitled An act to amend Section 507 of Chapter 204 of the Public Laws of 1933, relating to date for the listing of taxes.

On motion of Mr. Cherry the bill is laid on the table.

H. B. 1077, a bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1049, a bill to be entitled An act to validate certain bonds heretofore issued and authorizing the issuance of bonds pursuant to certain proceedings heretofore taken by municipalities for the purpose of financing or aiding in the financing of any work, undertaking or project to finance or to aid in the financing of which any loan or grant has heretofore been or may hereafter be made by the United States of America through the Federal Emergency Administrator of Public Works.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 683, a bill to be entitled An act to provide for an excise tax on all oleomargarine not containing certain ingredients; providing for the placing of stamps evidencing payment of said tax and providing offenses, fines and punishment.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Cooper, Crabtree, Cross, Davis, Day, Douglass, Harris, Hatcher, Hauser, Horton, Howard, Hoyle, Hutchins, Hyde, Klutz, Leggett, Lumpkin, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Ray, Rouse, Sentelle, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall—65.

Those voting in the negative are: Messrs. Cherry, Henry, Meekins, Morphew, Royster, Sherard—6.

H. B. 1081, a bill to be entitled An act to regulate the operation of certain coin operated games, devices and apparatus, and to fix the penalties for the violation of the provisions herein.

A Committee Substitute is adopted.

An amendment offered by Mr. Thompson of Robeson is lost.

The question now recurs upon the passage of the Substitute Bill on its second reading. Upon this question Mr. Thompson of Robeson calls for the "ayes" and "noes." The call is sustained and the bill passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Barbee, Barnes, Blount of Beaufort, Bowie, Brown, Bryant, Cherry, Cooper, Cross, Davis, Dowtin, Gray, Horton, Howard, Hoyle, Hutchins, Jones, Lumpkin, Meekins, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Pickens, Ray, Rouse, Scholl, Sherard, Sparger, Spruill, Stevens, Stone, Tatem, Uzzell, Ward—42.

Those voting in the negative are: Messrs. Andrews, Bailey, Blount of Pitt, Bowers, Brock, Bryson, Day, Douglass, Harris, Hatcher, Henry, Jonas, Kendrick, Klutz, Lee, Leggett, Mitchell, Sentelle, Sink, Sprinkle, Stell, Thomas

of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Warden, Woodall—27.

The following pair is announced.

Mr. Bean with Dr. Carr. Were Mr. Bean present he would vote "aye." Dr. Carr would vote "no."

The question now recurs upon the passage of the Substitute Bill on its third reading.

An amendment offered by Mr. Thomas of Harnett and others fails of adoption.

An objection being raised the bill goes over on its third reading.

On motion of Mr. Palmer, H. B. 1186, a bill to be entitled An act to provide additional penalties for non-payment of poll tax, is taken from the Committee on Judiciary No. 1 and recommitted to the Committee on Judiciary No. 2.

On motion of Dr. Carr, S. B. 227, a bill to be entitled An act to provide for the maintenance and improvement of highways in cities and towns is ordered recalled from the Senate for further consideration by the House.

Dr. Carr lodges a motion that on tomorrow he will make a motion to reconsider the vote by which the bill passed its third reading.

On motion of Mr. Bowie the House adjourns and will meet tomorrow at eleven o'clock, a.m.

EIGHTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, April 19, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Rabbi Michael Zev of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Dr. McDonald, Betsy Bryant, daughter of Representative Bryant of Durham County, is made an honorary page of the House.

On motion of Mr. Sentelle, Rachel Sink, daughter of Representative Sink of Davidson County, is made an honorary page of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sentelle, for the Committee on Penal Institutions.

H. B. 1177, a bill to be entitled An act to authorize the State Highway and Public Works Commission to pay certain monies due by the State's Prison.

With a favorable report.

By Mr. Craig, for the Committee on Judiciary No. 2.

S. B. 474, a bill to be entitled An act to amend Chapter 342 of the Public-Local Laws of 1933 relating to the cost in criminal action in the Courts of the Justice of the Peace in Richmond County.

With a favorable report.

By Mr. Andrews, for the Committee on Agriculture.

H. B. 1045, a bill to be entitled An act to provide for the coördination of the activities of the United States Department of Agriculture and the North Carolina Department of Agriculture under the authority of the Agricultural Adjustment Act or similar acts of Congress.

With a favorable report.

And

H. B. 1009, a bill to be entitled An act to amend Chapter 360 of the Public Laws of 1931 and to provide for an increase in the number of members of the Board of Agriculture.

With an unfavorable report as to bill and Substitute.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 1126, a bill to be entitled An act to prohibit the sale of wines and liquors of any alcoholic content in Yancey County.

With an unfavorable report.

And

H. B. 1125, a bill to be entitled An act to amend Chapter 65, Public Laws of 1933.

With a favorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 683, a bill to be entitled An act to provide for an excise tax on all oleomargarine not containing certain ingredients; providing for the placing of stamps evidencing payment of said tax and providing offenses, fines and punishment.

On motion of Mr. Andrews the vote by which the bill passed its third reading is reconsidered.

An amendment offered by Mr. Andrews to strike out the amendment offered by Mr. Blount of Beaufort on its third reading is adopted.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Barbee, Bender, Blount of Pitt, Bowie, Brock, Bryan, Bryant, Cone, Cooper, Cross, Dobson, Douglass, Dowtin, Fenner, Gardner, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Sentelle, Sherard, Sink, Sprinkle, Stell, Tatem, Thomas

of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, Williams of Hyde, Wilson—66.

Those voting in the negative are: Messrs. Cherry and Stone—2.

Committee Substitute for H. B. 770, a bill to be entitled An act to amend Chapter 148 of the Public Laws of 1927 and Acts amendatory thereof relating to traffic laws, so as to make this law conform more nearly with the uniform traffic code.

H. B. 885, a bill to be entitled An act to authorize the town of Waynesville to make appropriations to the Waynesville Library Association.

H. B. 1049, a bill to be entitled An act to validate certain bonds heretofore issued and authorizing the issuance of bonds pursuant to certain proceedings heretofore taken by municipalities for the purpose of financing or aiding in the financing of any work, undertaking or project to finance or to aid in the financing of which any loan or grant has heretofore been or may hereafter be made by the United States of America through the Federal Emergency Administrator of Public Works.

H. B. 1127, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the cities of Greensboro and High Point, in Guilford County, North Carolina, and to provide for the observance of certain holidays. (Applicable also to the city of Charlotte, in Mecklenburg County.)

H. B. 1139, a bill to be entitled An act relating to the Municipal County Court of the county of Lenoir.

H. R. 1153, a joint resolution repealing, rescinding and vacating Resolution Number 37, House Resolution Number 1040, ratified April 10, 1935, entitled "A Joint Resolution memorializing Congress to eliminate the cotton processing tax.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Andrews: H. R. 1208, a joint resolution to pay the expenses of the Committee from the House of Representatives and the Senate visiting the State Hosiptal at Goldsboro.

Referred to the Committee on Appropriations.

By Messrs. Bowie, Lumpkin, Howard, Cherry, Ervin, Abernathy, Bowers, Barnes, Palmer, McEachern, Cone, Royster, and Sherard: H. R. 1209, a joint resolution authorizing the Speaker of the House and the President of the Senate to appoint a commission composed of two Senators and three Representatives, to investigate and report to the Governor and the members of the General Assembly of 1937, the advisability of reorganizing and consolidating departments of the State Government to the end that a more economic administration thereof may be effected.

On motion of Mr. Bowie the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Thompson of Robeson: H. B. 1210, a bill to be entitled An act to provide for the teaching of blind and deaf and dumb Indians in the Cherokee Indian Normal School of Robeson County.

Referred to the Committee on Education.

By Mr. Dobson: H. B. 1211, a bill to be entitled An act to authorize the Board of Commissioners of the town of Elkin, Surry County, to accept title to and convey real property on which is due delinquent taxes or paving assessments.

Referred to the Committee on Calendar.

By Mr. Gardner: H. B. 1212, a bill to be entitled An act to provide for the teaching of Agriculture and Home Economics in the schools of Cleveland County.

Referred to the Committee on Education.

And

H. B. 1213, a bill to be entitled An act to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds.

Referred to the Committee on Education.

By Mr. Williams of Pasquotank: H. B. 1214, a bill to be entitled An act authorizing the Elizabeth City Fire Department to assist in fighting fires outside the limits of Elizabeth City.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Barnes: H. B. 1215, a bill to be entitled An act to strengthen the Australian Ballot in Wilson County.

Referred to the Committee on Elections and Election Laws.

And

H. B. 1216, a bill to be entitled An act to repeal all laws permitting absentee voting in Wilson County.

Referred to the Committee on Elections and Election Laws.

By Mr. Morphew: H. B. 1217, a bill to be entitled An act to authorize the Board of County Commissioners of Graham County, in its discretion, to employ a county nurse and to coöperate with the Public Health Service of the Federal Government and the State of North Carolina in establishing a health unit in Graham County, or to coöperate with other counties in forming a health unit.

On motion of Mr. Morphew the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 454, a bill to be entitled An act to establish funds to provide security for the payment of benefits in event of the insolvency of an insurance carrier authorized to write workmen's compensation insurance in this State, and to provide for the administration thereof.

On motion of Mr. Gardner the bill is placed on the Calendar.

S. B. 472, a bill to be entitled An act relating to a code of fair competition for the cleaning and dyeing industry of Iredell County.

Referred to the Committee on Judiciary No. 1.

S. B. 475, a bill to be entitled An act to repeal Chapter 40 Public Laws of 1933, relating to fees of witnesses in Duplin County.

Referred to the Committee on Judiciary No. 2.

S. B. 494, a bill to be entitled An act to empower the Board of Commissioners of any municipality in Duplin County to establish and regulate markets.

Referred to the Committee on Agriculture.

SPECIAL MESSAGES

SENATE CHAMBER,
April 16, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 1110, title, "To amend Section 4428 of the Consolidated Statutes," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate, on motion of Dr. McDonald the vote by which the bill passed its third reading is reconsidered.

On motion of Dr. McDonald the bill is recommitted to the Committee on Judiciary No. 2.

SENATE CHAMBER,
April 19, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that pursuant to joint resolution introduced by Senator Johnston of Buncombe, calling for Joint Session of the Senate and House of Representatives at the hour of eleven-thirty, a.m., today for the purpose of electing trustees of the University, the Senate stands ready to repair to the hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

JOINT SESSION

Pursuant to an exchange of messages between the House and Senate, the Sergeant-at-Arms announces the approach of the Senate, and that Body,

preceded by its officers, comes into the Hall of the House are assigned seats, the President of the Senate at the right of Mr. Speaker Johnson.

The President of the Senate calls the Joint Assembly of the House and Senate to order, and states its object is to elect trustees of the University of North Carolina.

The Clerk of the Senate calls the roll of senators and thirty-eight senators answer the call.

The Clerk of the House calls the roll of the House and eighty-six members answer the call.

A quorum of each House being declared present, the Joint Session proceeds to its business.

Senator Johnston of Buncombe, in behalf of the Joint Committee, makes the following report and nominations in writing.

REPORT OF THE COMMITTEE ON TRUSTEES OF THE UNIVERSITY TO THE GENERAL ASSEMBLY OF NORTH CAROLINA, SESSION OF 1935

We, your Joint Committee, on the part of the Senate and House of Representatives, on the Trustees of the University of North Carolina, beg leave to report the following nominations:

For the term expiring April 1, 1943—

Alexander B. Andrews, Wake County.
Dudley Bagley, Currituck County.
Kemp D. Battle, Nash County.
J. A. Bridger, Bladen County.
Mrs. Minnie McIver Brown, Columbus County.
C. F. Cates, Alamance County.
Thurmond Chatham, Forsyth County.
W. G. Clark, Edgecombe County.
R. J. Reynolds, Forsyth County.
Arthur H. London, Chatham County.
Miss Lilia Stryon, Craven County.
Mrs. E. L. McKee, Jackson County.
R. A. Doughton, Alleghany County.
C. A. Jonas, Lincoln County.
Kemp D. Nixon, Lincoln County.
Andrew L. Monroe, Wake County.
A. Hall Johnston, Buncombe County.
Kemp B. Lewis, Durham County.
T. C. Hoyle, Jr., Guilford County.
S. F. Teague, Wayne County.
W. D. Barbee, Northampton County.
J. E. Millis, Guilford County.
Arthur M. Dixon, Gaston County.
Judge John J. Parker, Mecklenburg County.
Robert Grady Johnson, Pender County.

For the term expiring April 1, 1941—

Colonel Jones Fuller, Durham, succeeded George C. Green, Halifax County.

For the term expiring April 1, 1939—

George Stevens, Buncombe, succeeded W. H. S. Burgwyn, Northampton County.

Commie T. Council, Durham, succeeded Stuart W. Cramer, Gaston County.

Mrs. Kate P. Arrington, Warren, succeeded Mrs. Kate B. Reynolds, Forsyth County.

Peter B. Ruffin, New Hanover, succeeded Lawrence Sprunt, New Hanover County.

Reuben B. Robertson, Sr., Haywood, succeeded Clinton W. Toms, Sr., Durham County.

Fred I. Sutton, Lenoir, succeeded W. T. Shore, Mecklenburg County.

For the term expiring April 1, 1937—

Edwin Pate, Scotland, succeeded R. N. Page, Moore County.

George B. Mason, Gaston, succeeded A. G. Myers, Gaston County.

A. D. Folger, Surry, succeeded J. L. Nelson, Caldwell County.

A. Hall Johnson,
Chairman, Senate Committee.
W. D. Barbee,
Chairman, House Committee.

The question now recurs upon the adoption of the report.

The report is adopted by a roll call of the Senate and House, respectively, and the following Senators vote in the affirmative: Messrs. Allsbrook, Blanton, Browning, Carson, Coburn, Corey, Dunn, Folger, Frink, Gibbs of Warren, Grady, Gravely, Griffin of Chowan, Hill, Horton, Hurley, Johnston of Buncombe, Johnson of Duplin, Lee, Mitchell, Morgan, Newman, Nixon, Powell, Ramsey, Robertson, Shute, Spence, Stacy, Swaringen, Thompson, Watkins, Webb, White, Williams—35.

Those voting in the negative are: None.

Senator Mason votes "present."

The following members of the House vote in the affirmative: Messrs. Abernathy, Alspaugh, Andrews, Barbee, Barnes, Bender, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Falkner, Fenner, Gardner, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Wilson—87.

Those voting in the negative are: None.

Whereupon the President of the Senate, presiding over the Joint Session of the Senate and House of Representatives, declares that the persons nominated by Senator Johnston for the Committee are duly elected Trustees of the University of North Carolina for the terms as designated in the report.

The following recommendation is offered by Messrs. Stevens and Johnson of Duplin, which is adopted:

That is the recommendation of this Joint Session that the law should be so amended as to provide that one trustee of the Greater University of North Carolina shall be elected from each county of North Carolina, except that in counties of more than forty thousand population based upon the 1930 United States Census, that there shall be elected one University Trustee for every forty thousand population or multiple thereof.

L. L. STEVENS, Camden County.
JOHNSON of Duplin.

On motion of Senator Johnston of Buncombe the Joint Session is dissolved.

The Senate returns to its chamber and the House resumes consideration of its business.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 483, a bill to be entitled An act to amend Section 3949 of the Consolidated Statutes so as to make Easter Monday and National Decoration Day legal holidays.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 1104, a bill to be entitled An act to amend Chapter 364, Public Laws of 1933 relating to absentee voters in Graham County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1122, a bill to be entitled An act to amend Chapter 126, Private Laws of 1909, relating to date of primary and election in Farmville, Pitt County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1202, a bill to be entitled An act to amend Chapter 230 of the Public-Local Laws of 1933, pertaining to barbed wire fences in Graham County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 795, a bill to be entitled An act to authorize the transfer or gift from the State of North Carolina to the Federal Government of certain lands to be acquired near Cape Hatteras and along the North Carolina Banks in that vicinity and to transfer other State-owned lands for use as a national park.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 881, a bill to be entitled An act to make it unlawful to operate a filling station in the town of Ramseur, Randolph County, on Sunday between the hours of ten-thirty, a.m., and twelve-thirty, p.m.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1021, a bill to be entitled An act requiring a new registration of voters in Haywood County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1204, a bill to be entitled An act to exempt a certain park in Davie County from county and town taxes, and to provide for the protection of the same.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

Committee Substitute for H. B. 1081, a bill to be entitled An act to regulate the operation of certain coin-operated games, devices, and apparatus, and to fix the penalties for the violation of the provisions herein.

The question now recurs upon the passage of the Substitute Bill on its third reading.

An amendment offered by Mr. Blount of Pitt and others is adopted.

As amended, the bill passes its third reading and is ordered engrossed and sent to the Senate.

The original bill is laid on the table.

H. B. 512, a bill to be entitled An act to expedite the settlement of the affairs of insolvent banks in liquidation and in actions by such banks allow obligations of such banks as a set-off and debtors to pay off judgments, assessments and executions in favor of such banks by obligations of such banks.

The question now recurs upon the passage of the bill on its second reading.

Upon this question Mr. Lumpkin calls for the "ayes" and "noes."

The call is sustained and the bill passes its second reading by the following vote.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Barnes, Bender, Bowers, Brock, Brown, Bryant, Carr, Cherry, Cone, Cooper, Crabtree, Cross, Davis, Day, Douglass, Gardner, Hauser, Hobbs, Hoyle, Hyde, Lindsey, Meekins, Morphew, McCall, McEachern, McQueen, Norwood, Palmer, Paylor, Peterson, Rasberry, Rouse, Sherard, Spruill, Sullivan, Tatem, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Uzzell, Ward, Williams of Pasquotank—44.

Those voting in the negative are: Messrs. Blount of Pitt, Bryan, Gibson, Harris, Henry, Howard, Hutchins, Leggett, Lumpkin, Mitchell, Pickens, Ray, Scholl, Sink, Sparger, Stevens, Thomas of Anson, Thorne, Williams of Hyde—19.

The following pairs are announced.

Mr. Andrews with Mr. Garrett. Were Mr. Garrett present he would vote "aye." Mr. Andrews would vote "no."

Mr. Jonas with Mr. Bowie. Were Mr. Bowie present he would vote "aye." Mr. Jonas would vote "no."

Mr. Sentelle with Mr. Farrell. Were Mr. Farrell present he would vote "no." Mr. Sentelle would vote "aye."

Mr. Hatcher with Mr. Lee. Were Mr. Lee present he would vote "aye." Mr. Hatcher would vote "no."

Mr. O'Berry with Mr. Johnston. Were Mr. Johnston present he would vote "aye." Mr. O'Berry would vote "no."

The question now recurs upon the passage of the bill on its third reading.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 194, a bill to be entitled An act to increase the number of the State Highway Patrol, and to define and prescribe its duties and supervision, and to amend Chapter 218, Public Laws of 1929 as amended by Chapter 381, Public Laws of 1931, and by Chapter 214, Public Laws of 1933, relating to the State Highway Patrol, and to provide a State wide radio system to be used in connection with the enforcement of the criminal laws of the State.

On motion of Mr. Tatem the bill is made a special order for next Wednesday, April 24.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration, H. B. 783, a bill to be entitled An act to make uniform the law of sales of goods.

On motion of Mr. Pickens consideration of the bill is postponed until next Wednesday, April 24.

S. B. 82, a bill to be entitled An act to amend Chapter 375, Public Laws, 1933, reducing license fees for private passenger motor vehicles.

As amended, the bill passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House amendment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Barnes, Bender, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Cooper, Crabtree, Cross, Davis, Day, Douglass, Fenner, Gardner, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, Williams of Hyde—82.

Those voting in the negative are: None.

H. B. 1106, a bill to be entitled An act to amend Chapter 424, Private Laws of 1913, it being An Act to amend Charter of the town of Aulander, relative to the boundaries of said town.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Barbee, Barnes, Bender, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Cooper, Crabtree, Craig, Davis, Day, Douglass, Falkner, Fenner, Gardner, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Morphew, McCall, McQueen, O'Berry, Palmer, Paylor, Peterson, Ray, Rouse, Sherard, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, Williams of Hyde, Williams of Pasquotank—74.

Those voting in the negative are: None.

H. B. 1201, a bill to be entitled An act to amend the local government law relating to issuing and selling courthouse bonds in Graham County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Barbee, Barnes, Bender, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Cooper, Crabtree, Craig, Davis, Day, Douglass, Falkner, Fenner, Gardner, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Morphew, McCall, McQueen, O'Berry, Palmer, Paylor, Peterson, Ray, Rouse, Sherard, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, Williams of Hyde, Williams of Pasquotank—74.

Those voting in the negative are: None.

H. B. 1191, a bill to be entitled An act to amend H. B. 992, being "An Act incorporating the town of Newton Grove in Sampson County," ratified April 17, 1935.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Barbee, Barnes, Bender, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Cooper, Crabtree, Craig, Davis, Day, Douglass, Falkner, Fenner, Gardner, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Morphew, McCall, McQueen, O'Berry, Palmer, Paylor, Peterson, Ray, Rouse, Sherard, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, Williams of Hyde, Williams of Pasquotank—74.

Those voting in the negative are: None.

S. B. 337, a bill to be entitled An act to authorize refunding bonds for the county of Harnett for the retirement of township road bonds in said county.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Barbee, Barnes, Bender, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Cone, Cooper, Crabtree, Craig, Davis, Day, Douglass, Falkner, Fenner, Gardner, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Meekins, Mitchell, Morphew, McCall, McQueen, O'Berry, Palmer, Paylor, Peterson, Ray, Rouse, Sherard, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, Williams of Hyde, Williams of Pasquotank—74.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Leggett, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 444. An Act to amend Chapter 201 of the Private Laws of the State of North Carolina of the 1905 Session of the General Assembly relating to the town of Mount Olive in Wayne County and State of North Carolina.

H. B. 383. An Act to amend Section 4458 of the Consolidated Statutes of North Carolina relating to public drunkenness.

H. B. 437. An Act to amend Section 4458 of the Consolidated Statutes so as to make public drunkenness a misdemeanor in Orange County.

H. B. 524. An Act to validate all and every the acts of J. B. Martin of Newland, Avery County.

H. B. 640. An Act in regard to the foreclosure of tax sale certificates in Graham County.

H. B. 836. An Act to amend Chapter 84 of the Private Laws of 1933, relating to the criminal division of the municipal Court of the city of Greensboro.

H. B. 934. An Act to perfect tax titles and regulating tax foreclosure suits in Rutherford County and municipalities therein.

H. B. 995. An Act to amend Chapter 40 Public Laws of 1933, relating to witness fees of officers of Craven County.

H. B. 1012. An Act authorizing the Board of Commissioners of Martin County to grant a moratorium for two years in foreclosing deeds of trust and mortgages held in the sinking fund of the county.

H. B. 1013. An Act to provide for the appointment of a fiscal agent for the Clerk of the Superior Court for Martin County and to require the Clerk of Superior Court for Martin County to pay over funds in his hands to such fiscal agent.

H. B. 1027. An Act to provide for the organization, incorporation and operation of a cash depository in the town of St. Pauls, in the county of Robeson.

H. B. 1108. An Act to amend House Bill number 230 and ratified on March 7, 1935, and being An Act to authorize the losing party in land litigations to recover taxes paid by him or his predecessors in title from the winning party in said litigation who has not paid taxes, provided this Act shall also apply to Hyde County.

H. B. 1119. An Act relating to further duties of the Clerk of the Superior Court of Hyde County and his further compensation.

H. B. 1130. An Act to amend Chapter 372 of Public-Local Laws of 1931 relating to posting notices of public land sales and foreclosures in Gates County.

H. B. 1163. An Act to amend Section 1259 of the Consolidated Statutes, relative to Court costs in certain cases in Swain County.

H. B. 1166. An Act to repeal Chapter 157, Public Laws of 1933, relative to fox hunting in Northampton County.

H. B. 1194. An Act to amend Chapter 79, Public-Local Laws of 1933 with relation to salaries of officers in Bladen County.

S. B. 227. An Act to provide for the maintenance and improvement of highways in cities and towns.

S. B. 483. An Act to amend Section 3959 of the Consolidated Statutes so as to make Easter Monday and National Decoration Day legal holidays.

On motion of Mr. Bryant the House takes a recess and will meet at three-fifteen, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
FRIDAY AFTERNOON, April 19, 1935.

Pursuant to its recess, the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Barnes: H. B. 1218, a bill to be entitled An act authorizing the Commissioners of Wilson County to extend the time of sale for delinquent taxes to the first Monday in November of each year.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 1219, a bill to be entitled An act authorizing the Board of Aldermen of the town of Wilson to extend the time of sale for delinquent taxes to the first Monday in November of each year.

Referred to the Committee on Counties, Cities and Towns.

And

H. B. 1220, a bill to be entitled An act to enlarge the time for foreclosure of tax sales certificates issued to Wilson County in all cases where taxes are less than fifteen dollars.

Referred to the Committee on Counties, Cities and Towns.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 462, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Buncombe County.

Referred to the Committee on Judiciary No. 2.

S. B. 502, a bill to be entitled An act to amend Chapter 258, Public-Local Laws of 1933, as amended by Chapter 469 Public-Local Laws of 1933, entitled "An Act to regulate the duties of Sheriff of Edgecombe County and establish office of tax collector of Edgecombe County" to increase salaries of Deputy Sheriffs of Edgecombe County.

Referred to the Committee on Counties, Cities and Towns.

S. B. 507, a bill to be entitled An act to extend the time for instituting foreclosure proceedings on tax sales certificates for the year 1932 in Harnett County and to continue proceedings instituted on certificates for the years prior to 1932.

Referred to the Committee on Judiciary No. 2.

S. B. 510, a bill to be entitled An act supplemental to and amendatory of S. B. 272 entitled "An Act to permit the sale and use of cholera virus in

Nash County under certain conditions" passed at the present Session of the General Assembly and ordered enrolled on the fourth day of March, 1935.

On motion of Mr. Fenner the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGE

SENATE CHAMBER,
April 19, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate refuses to grant your request for the return of S. B. 227, title, "To provide for the maintenance and improvement of highways in cities and towns."

Respectfully,

LEROY MARTIN,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1121, a bill to be entitled An act to amend Section 2462 of the Consolidated Statutes, relating to place of sale of baggage held for unpaid board.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1132, a bill to be entitled An act to place the name of Mary Cudge Thomas (Colored) on the pension list.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 733, a bill to be entitled An act to transfer Mrs. Annie J. Norman, widow of a Confederate veteran, of Surry County, from Class "B" to Class "A" on the Confederate Pension Roll.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 980, a bill to be entitled An act to withdraw from sale certain swamp lands now belonging to the Board of Education, upon certain conditions.

Passes its second reading and remains on the Calendar.

H. B. 1067, a bill to be entitled An act for the relief of Mrs. Annie Burgin Craig.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1089, a bill to be entitled An act to facilitate the procedure for bringing tax foreclosure suits.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1111, a bill to be entitled An act to authorize the abolishment of tolls on Roanoke Sound Bridge in Dare County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 410, a bill to be entitled An act to amend Chapter 281, Public-Local Laws, Session of 1929, relating to the appointment of fiscal agents of Brunswick County.

Passes its second and third readings and is ordered enrolled.

S. B. 432, a bill to be entitled An act to amend Chapter 164, Public Laws of 1933, relating to elections in Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 1133, a bill to be entitled An act to aid general hospitals in North Carolina caring for indigent patients and operating schools for nurses.

As amended, the bill passes its second reading and remains on the Calendar.

S. B. 131, a bill to be entitled An act to amend Section 3318 of Volume III of the Consolidated Statutes relating to the recordation of place and subdivisions by striking out all of said section and substituting in lieu thereof a new section providing for the recording and indexing of a plat; providing for the manner of recording same; providing for reference to the record of such plat; and validating the recordation of certain plats heretofore recorded.

Passes its second and third readings and is ordered enrolled.

H. B. 1155, a bill to be entitled An act relating to pensions for widows of Ex-confederate veterans.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 139, a bill to be entitled An act to amend Section 1, Chapter 243, Public Laws of 1931, and to provide for compensation and expenses of advisory commission to the Commissioner of Banks.

Passes its second reading and remains on the Calendar.

S. B. 204, a bill to be entitled An act to amend Chapter 28 of the Public Laws of 1927, relating to the registration of drug stores and pharmacies.

Passes its second reading and remains on the Calendar.

S. B. 277, a bill to be entitled An act to provide for a study of jail conditions in North Carolina and the laws relating to the management of jails.

On motion of Mr. Bowie the bill is laid on the table.

S. R. 437, joint resolution providing for a memorial for the Honorable Frank Page.

Passes its second and third readings and is ordered enrolled.

S. B. 113, a bill to be entitled An act to provide distinctive automobile license plates for officers of North Carolina National Guard.

Passes its second and third readings and is ordered enrolled.

On motion of Mr. Harris the House adjourns and will meet tomorrow at ten o'clock, a.m.

EIGHTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, April 20, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend P. D. Miller of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Dr. Carr, for the Committee on Health.

S. B. 334, a bill to be entitled An act to amend Section 18, Chapter 100, Public Laws of 1927, relative to revenue anticipation loans for sanitary districts.

With a favorable report as amended.

And

H. B. 1100, a bill to be entitled An act to provide for the appointment of County Board of Health in Davidson County.

With a favorable report.

And

H. B. 1176, a bill to be entitled An act to regulate the salary of the county physician for Madison County.

With an unfavorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 1077, a bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina.

ENROLLED BILLS

Dr. Douglass, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 498. A Joint Resolution calling a Joint meeting of the Senate and House of Representatives to elect trustees of the University of North Carolina.

S. B. 337. An Act to authorize refunding bonds for the county of Harnett for the retirement of township road bonds in said county.

H. B. 340. An Act to increase compensation of registrars and poll holders in Pasquotank County to three dollars a day.

H. B. 404. An Act to allow the county of Macon and municipalities therein to refund tax sales certificates.

H. B. 605. An Act to amend the Charter of the city of Winston-Salem with respect to the remission, reduction and adjustment of special assessments, the establishment of a special Court for traffic violations and authorizing the Board of Aldermen to prescribe the powers and duties of certain officers.

H. B. 691. An Act authorizing and empowering the Board of County Commissioners of Caswell County to purchase land for said county at tax foreclosure sales.

H. B. 719. An Act to amend Section 198 of the Consolidated Statutes relating to the practice of law by Justices of the Peace in Madison County.

H. B. 851. An Act to amend Chapter 25 of the Private Laws of 1887 applying to elections in the town of Maxton.

H. B. 894. An Act to amend Section 2649 and 50 of the Consolidated Statutes of North Carolina relating to holding municipal elections in order to promote economy in bookkeeping and auditing the accounts of the town of Spruce Pine, Mitchell County.

H. B. 906. An Act to extend the time for the sale of lands for taxes in Caswell County.

H. B. 933. An Act to amend Chapter 108, Public Laws of 1931, relative to primary for town of Wilkesboro, North Carolina.

H. B. 1028. An Act to require the Solicitor of the Red Springs Recorder's District in Robeson County to keep all records and moneys belonging to said Court.

H. B. 1041. An Act to authorize and empower the Board of Commissioners of Graham County to purchase certain Volumes of North Carolina reports for the use of the Clerk of the Superior Court and to provide for the preservation thereof.

H. B. 1107. An Act to amend provisions of Consolidated Statutes 8037 regarding foreclosure of tax suits in Mitchell County.

H. B. 1144. An Act directing the levy of a tax to pay unpaid teachers' salaries and accounts of the Asheville School Board for the 1932 and 1933 school year.

H. B. 1156. An Act relating to costs in certain criminal actions in Hyde County.

H. B. 1169. An Act to enlarge the time for foreclosure of tax sales certificates issued to Craven County in all cases where taxes are less than fifteen dollars.

H. B. 1171. An Act to relieve the taxpayers of New Hanover County of penalties.

H. B. 1200. An Act to change the name of Willis Moore Huffstetler, Jr., of Gaston County, now six years of age, to that of James Withers Huffstetler.

On motion of Mr. Howard the House adjourns and will meet Monday night at eight o'clock, p.m.

EIGHTY-NINTH DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, April 22, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend J. M. Page of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 683, a bill to be entitled An act to provide for an excise tax on all oleomargarine not containing certain ingredients; providing for the placing of stamps evidencing payment of said tax and providing offenses, fines and punishment.

H. B. 881, a bill to be entitled An act to make it unlawful to operate a filling station in the town of Ramseur, Randolph County on Sunday, between the hours of ten-thirty a.m. and twelve-thirty p.m.

H. B. 1067, a bill to be entitled An act for the relief of Mrs. Annie Burgin Craig.

H. B. 1081, a bill to be entitled An act to regulate the operation of certain coin operated games, devices and apparatus, and to fix the penalties for the violation of the provisions herein.

H. B. 1155, a bill to be entitled An act relating to pensions for widows of ex-Confederate Veterans.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Barbee: H. B. 1221, a bill to be entitled An act to amend Chapter 52, Private Laws of 1929, relating to collection of taxes in the town of Jackson, Northampton County.

On motion of Mr. Barbee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Dr. Peterson: H. B. 1222, a bill to be entitled An act to provide for a whole time welfare officer for the county of Mitchell.

On motion of Dr. Peterson the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 459, a bill to be entitled An act to authorize the Trustees of the Appalachian State Teacher's College to enlarge and improve its electric power plant.

Placed on the Calendar.

S. B. 466, a bill to be entitled An act to amend Chapter 188 of the Public Laws of North Carolina, Session of 1933, amending Section 150 of the Consolidated Statutes of North Carolina of 1919 relating to the settlement of estate.

Referred to the Committee on Judiciary No. 1.

S. B. 485, a bill to be entitled An act to amend Chapter 73 of the Public Laws, 1933, relating to license tax on semi-trailers towed by passenger cars.

Referred to the Committee on Roads.

S. B. 501, a bill to be entitled An act authorizing and empowering the Commissioner of Revenue of the State of North Carolina to collect from John H. Bratcher, colored, of Rocky Mount, North Carolina, the fees specified in the Revenue Act for the year 1933 for the practice of chiropody in the State of North Carolina and to issue license therefor.

Referred to the Committee on Health.

S. B. 509, a bill to be entitled An act to extend the time for instituting foreclosure proceedings for the year 1932 in Transylvania County and to continue proceedings instituted on certificates for the years prior to 1932.

Referred to the Committee on Calendar.

On motion of Mr. Bryan the House adjourns and will meet tomorrow at twelve o'clock, noon.

NINETIETH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, April 23, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Marion Dick, of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Cherry, for the Committee on Finance.

H. B. 65, a bill to be entitled An act to submit to the voters of North Carolina the question of controlling the sale of whiskey in North Carolina.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 1175, a bill to be entitled An act for the relief of distressed taxpayers of Madison County.

And

H. B. 1129, a bill to be entitled An act for providing for the adjustment of delinquent taxes in Pender County and to create a commission for effecting such adjustments.

And

S. B. 495, a bill to be entitled An act requiring the rural police and the Clerk of the Recorder's Court in Robeson County to file monthly reports of receipts and disbursements with the County Manager.

And

S. B. 361, a bill to be entitled An act forbidding the issuance of bonds in Yadkin County unless approved by a vote of the people.

And

S. B. 400, a bill to be entitled An act providing for the advertisement of delinquent taxpayers of the town of Harmony, North Carolina, for the years 1929, 1930, 1931, and 1932 where such advertisement has not been made.

With favorable reports.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Cherry: H. B. 1223, a bill to be entitled An act to amend Chapter 268 of the Public-Local Laws of North Carolina, Session 1911, entitled "An Act to drain the lowlands of Crowder's Creek and its tributaries in Gaston County."

Referred to the Committee on Calendar.

By Mr. Gardner: H. B. 1224, a bill to be entitled An act to amend 6318, Consolidated Statutes providing for the collection of expenses of examinations of insurance companies.

Referred to the Committee on Insurance.

By Mr. Thompson of Robeson: H. B. 1225, a bill to be entitled An act to submit to the qualified voters of the town of Rowland the question of levying an annual tax of ten cents on each one hundred dollar valuation on all property in said town for maintaining the Rowland Public Library and purchasing books and supplies therefor.

Placed on the Calendar.

By Messrs. Ervin, Scholl and Tonissen: H. B. 1226, a bill to be entitled An act to regulate the fees of the various Justices of the Peace of Mecklenburg County.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1227, a bill to be entitled An act to enable Mecklenburg County to install a permanent system of listing real property by eliminating the necessity for the taxpayer to sign tax scroll under oath and to eliminate the necessity for furnishing names and addresses of lien holders.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Blount of Beaufort: H. B. 1228, a bill to be entitled An act to provide that suits foreclosing tax certificates issued by Beaufort County or municipalities therein for delinquent taxes for the year 1932 and subsequent years may be brought within two years from the date of such certificates and ratifying all tax certificates heretofore issued and tax suits heretofore brought by said county or municipalities therein.

On motion of Mr. Blount of Beaufort the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Crabtree: H. B. 1229, a bill to be entitled An act to empower the governing body of the town of Sanford to relieve churches and charitable institutions of street paving assessments.

Referred to the Committee on Finance.

By Mr. Wilson: H. B. 1230, a bill to be entitled An act to empower the Board of Commissioners of McDowell County in its discretion to postpone the sale of real estate for 1934 taxes.

On motion of Mr. Wilson the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 715, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in Hoke County.

For concurrence in the Senate amendment.

On motion of Mr. McEachern the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 716, a bill to be entitled An act to extend the time for instituting foreclosure proceedings on certificates of sale for land sold for taxes in Hoke County.

For concurrence in the Senate amendment.

On motion of Mr. McEachern the House concurs in the Senate amendment and the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1100, a bill to be entitled An act to provide for the appointment of a County Board of Health in Davidson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 474, a bill to be entitled An act to amend Chapter 342 of Public-Local Laws of 1933, relating to the cost of criminal action in the Courts of Justice of the Peace in Richmond County.

Passes its second and third readings and is ordered enrolled.

H. B. 980, a bill to be entitled An act to withdraw from sale certain swamp lands now belonging to the Board of Education, upon certain conditions.

Passes its third reading and is ordered sent to the Senate without engrossment.

H. B. 985, a bill to be entitled An act to amend Chapter 375 of the Public Laws of 1933, relating to motor vehicle license taxes, so as to provide for partial payment of said taxes.

The bill fails to pass its second reading.

H. B. 1045, a bill to be entitled An act to provide for the coördination of the activities of the United States Department of Agriculture and the North Carolina Department of Agriculture under the authority of the Agricultural Adjustment Act or similar acts of Congress.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1116, a bill to be entitled An act to define and classify the various kinds of motor vehicle carriers and to better safeguard the interest of the public by requiring motor vehicle carriers to obtain permits before beginning to operate, and to comply with other regulations.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1125, a bill to be entitled An act to amend Chapter 65, Public Laws of 1933.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1177, a bill to be entitled An act to authorize the State Highway and Public Works Commission to pay certain monies due by the State's Prison.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1185, a bill to be entitled An act to amend Section 4 of Chapter 148 of the Public Laws of 1927, relating to regulation of speed of motor vehicles.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 170, a bill to be entitled An act to provide compensation for school children killed and/or injured while riding on a school bus to and from the public schools of the State; and to authorize the State School Commission to set aside certain funds for that purpose out of which medical and hospital expenses and death claims shall be paid.

The bill passes its second reading.

An amendment offered by Mr. Pickens is adopted.

As amended, the bill passes its third reading and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 246, a bill to be entitled An act to amend Section 6124 of the Consolidated Statutes of 1919 to provide for State management of Federally acquired submarginal lands.

Passes its second and third readings and is ordered enrolled.

S. B. 291, a bill to be entitled An act prohibiting the placing of trash, refuse or garbage within 500 yards of the hard-surfaced highways.

As amended, the bill remains on the Calendar.

S. B. 343, a bill to be entitled An act for uniform courts in the Eleventh Judicial District.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 434, a bill to be entitled An act to amend Chapter 78 of the Public Laws of 1931, relating to the appointment of trustees in deeds of trust.

Passes its second and third readings and is ordered enrolled.

S. R. 447, joint resolution of the General Assembly of North Carolina requesting and petitioning the Congress to make no change in the long and short haul clause of Section 4 of the Interstate Commerce Act, allowing the present provisions of law to remain in effect without change.

Passes its second and third readings and is ordered enrolled.

S. B. 454, a bill to be entitled An act to establish funds to provide security for the payment of benefits in event of the insolvency of an insurance carrier authorized to write workmen's compensation insurance in this State, and to provide for the administration thereof.

Passes its second and third readings and is ordered enrolled.

S. B. 334, a bill to be entitled An act to amend Section 18, Chapter 100, Public Laws of 1927, relative to revenue anticipation loan for sanitary districts.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Barbee, Barker, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Cone, Cook, Cross, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Moody, McCall, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Wade, Warden, Williams of Hyde, Wilson, Woodall, Zickler—69.

Those voting in the negative are: None.

Mr. Pickens votes present.

S. B. 459, a bill to be entitled An act to authorize the Trustees of the Appalachian State Teachers' College to enlarge and improve its electric power plants.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Barbee, Barker, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Cone, Cook, Cross, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Moody, McCall, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson,

Thompson of Wake, Thorne, Wade, Warden, Williams of Hyde, Wilson, Woodall, Zickler—69.

Those voting in the negative are: None.

H. B. 1201, a bill to be entitled An act to amend the local government law relating to issuing and selling courthouse bonds in Graham County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Barbee, Barker, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Bryson, Cherry, Cone, Cross, Davis, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Hoyle, Hutchins, Hyde, Kendrick, Klutz, Lee, Lindsey, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Pickens, Rasberry, Rouse, Scholl, Sentelle, Sherard, Sink, Stell, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall, Zickler—68.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 437. Joint Resolution providing for a memorial for the Honorable Frank Page.

S. B. 113. An Act to provide distinctive automobile license plates for officers of the North Carolina National Guard.

S. B. 131. An Act to amend Section 3318 of Volume III of the Consolidated Statutes relating to the recordation of plats and subdivisions by striking out all of said section and substituting in lieu thereof a new section, providing for the recording and indexing of a plat: providing for the manner of recording same; providing for reference to the record of such plat; and validating the recordation of certain plats heretofore recorded.

S. B. 303. An Act to establish a Juvenile Court for Buncombe County, North Carolina, and amend Section 5040 of the North Carolina Court of 1931 annotated.

S. B. 410. An Act to amend Chapter 281, Public-Local Laws, Session of 1929, relating to the appointment of fiscal agents of Brunswick County.

S. B. 432. An Act to amend Chapter 164, Public Laws of 1933, relating to elections in Brunswick County.

S. B. 510. An Act supplemental to and amendatory of Senate Bill number 272 entitled "An Act to permit the sale and use of hog cholera virus in Nash County under certain conditions" passed at the present session of the General Assembly and ordered to be enrolled on the fourth day of March, 1935.

H. B. 947. An Act to repeal the absentee ballot law for Haywood County.

H. B. 1094. An Act to amend Chapter 115, Private Laws, Extra Session of 1913, relative to the charter of the town of Clinton.

H. B. 1098. An Act to allow the Board of Commissioners of Martin County to appoint a tax collector to collect the insolvent list and fix his compensation.

H. B. 1128. An Act to amend the charter of the town of Red Springs, Robeson County, by electing the Mayor and Board of Commissioners for a term of two years instead of one year as heretofore.

H. B. 1140. An Act to authorize the Board of Commissioners of Lenoir County to adopt a new indexing system of certain public records of Lenoir County.

H. B. 1141. An Act to repeal Chapter 235 of the Public-Local Laws of 1933 relating to certain records in Lenoir County.

H. B. 1170. An Act to authorize the Board of County Commissioners of Buncombe County to lease to the city of Asheville the property formerly used as a county jail.

H. B. 1174. An Act to provide zoning regulations for Greenfield Park, Wilmington, North Carolina.

H. B. 1179. An Act amending Chapter 331 of the Public Laws of 1929, the same being An Act amending Chapter 56 of the Consolidated Statutes, relating to special assessments, and extending the statutes of limitations from ten years to fifteen years from the default in the payment of any installments of unpaid assessments.

On motion of Mr. Gardner, Senate Substitute for H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929, with reference to tax collector for Rutherford County, on which consideration was postponed indefinitely on April 12, is placed on the Calendar for consideration.

On motion of Mr. Gardner the bill is recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Cherry the House takes a recess until five o'clock, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
TUESDAY, April 23, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

S. B. 509, a bill to be entitled An act to extend the time for instituting foreclosure proceedings on tax sales certificates for the year 1932 in Transylvania County and to continue proceedings instituted on certificates for years prior to 1932.

And

H. B. 1211, a bill to be entitled An act to authorize the Board of Commissioners of the town of Elkin, Surry County, to accept title to and convey real property on which is due delinquent taxes or paving assessments.

And

H. B. 1131, a bill to be entitled An act to place the names of widows of certain Confederate soldiers on the pension list.

With favorable reports.

And

H. B. 1207, a bill to be entitled An act to fix the jurisdiction of the county criminal court in Cabarrus County, and to more definitely define the procedure therein, and to regulate the costs, fees, etc.

With a favorable report as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Bowers: H. B. 1231, a bill to be entitled An act to fix the compensation of the sheriff, and to create the offices of tax supervisor and tax collector for Avery County.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 32, a bill to be entitled An act to raise revenue.

For concurrence in the Senate amendments.

On motion of Mr. Cherry the House fails to concur in the Senate amendments and a conference is asked for.

The Speaker appoints as conferees on the part of the House Messrs. Cherry, Harris, Lumpkin, Bowie and Horton, and the Senate is so notified.

SPECIAL MESSAGE

SENATE CHAMBER,
April 23, 1935.

Mr. Speaker:

Pursuant to your notice of non-concurrence in the Senate amendments to Committee Substitute for H. B. 32, title, "To raise revenue," the President has appointed as conferees on the part of the Senate, Senators Newman, Bailey and Folger, to the end that the differences existing may be adjudged.

Respectfully,

LEROY MARTIN,
Principal Clerk.

On motion of Mr. Cherry the House adjourns and will meet tomorrow at twelve o'clock, noon.

NINETY-FIRST DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, April 24, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend W. I. Howell of Mocksville, North Carolina.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Harris, for the Committee on Education.

H. R. 362, joint resolution requesting Congress to pass an act providing for an equalizing fund for use of the schools.

And

H. B. 1087, a bill to be entitled An act to permit Pinehurst School District in Moore County, North Carolina to hold an election upon the question of levying an additional tax for additional school facilities in said District.

And

H. B. 1210, a bill to be entitled An act to provide for the teaching of blind and deaf and dumb Indians in the Cherokee Indian Normal Schoool of Robeson County.

And

H. B. 1213, a bill to be entitled An act to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds.

And

S. B. 218, a bill to be entitled An act to appoint trustees of the Tryon-Saluda City Administrative School Unit.

With favorable reports.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

H. B. 720, a bill to be entitled An act to direct nonsuit of tax foreclosure suits in Moore County, to provide for the collection of the delinquent taxes of Moore County and to establish a way for the collection of all future taxes levied and assessed by Moore County.

And

S. B. 507, a bill to be entitled An act to extend the time for instituting foreclosure proceedings on tax sales certificates for the year 1932 in Harnett County and to continue proceedings instituted on certificates for years prior to 1932.

And

S. B. 475, a bill to be entitled An act to repeal Chapter 40, Public Laws of 1933, relating to fees of witnesses in Duplin County.

And

S. B. 462, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Buncombe County.

And

H. B. 1088, a bill to be entitled An act to permit the School Committee of the town of Southern Pines in Moore County to pay pensions to certain

teachers out of the special taxes authorized to be levied in said school district.

With favorable reports.

And

H. B. 1186, a bill to be entitled An act to provide additional penalties for non-payment of poll tax.

The bill is reported without prejudice.

And

S. B. 305, a bill to be entitled An act supplemental to An Act, entitled "An Act to extend the time for instituting foreclosure proceedings on certificate of sale for lands sold for taxes for the year 1932," and being H. B. 238, ratified March 8, 1935 to correct an error therein.

With an unfavorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 1116, a bill to be entitled An act to define and classify the various kinds of motor vehicle carriers and to better safeguard the interest of the public by requiring motor vehicle carriers to obtain permits before beginning to operate and to comply with other regulations.

On motion of Mr. Blount of Beaufort the vote by which the bill passed its second and third readings is reconsidered and the bill is placed on the second reading roll call Calendar.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Barker: H. R. 1232, a resolution authorizing the Governor of the State of North Carolina to appoint a commission composed of five members of the 1935 General Assembly, three of said members to represent the House, and two the Senate, to investigate and inquire into the advisability and feasibility of a State-owned gasoline terminal and to inquire into the probable cost of the equipment necessary for the State of North Carolina to purchase its gasoline supply in bulk; to further inquire into alleged discriminations against North Carolina in the matter of sales of merchandise to the State of North Carolina.

On motion of Mr. Barker the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1233, a bill to be entitled An act to allow the governing bodies of municipalities to provide pension funds for employees.

Referred to the Committee on Finance.

By Mr. Cook: H. B. 1234, a bill to be entitled An act to stimulate the production of motor fuel in North Carolina.

Referred to the Committee on Conservation and Development.

By Mrs. Hutchins: H. B. 1235, a bill to be entitled An act to eliminate certain territory from the corporate limits of the town of Burnsville.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Dowtin: H. B. 1236, a bill to be entitled An act to create a State old age pension commissioner; to define the powers and duties of said commissioner; to provide for the assistance of the old age pension commissioner; to make appropriations of public funds for carrying out the purpose of this act, and to prescribe penalties for the violations of its provisions.

Referred to the Committee on Appropriations.

By Mr. Barbee: H. B. 1237, a bill to be entitled An act to equalize salaries of members of the Board of Education and Board of Commissioners of Northampton County.

On motion of Mr. Barbee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sullivan: H. B. 1238, a bill to be entitled An act to validate tax sale certificates and foreclosure suits of tax sale certificates in Buncombe County.

Placed on the Calendar

By Messrs. Hobbs and Cooper: H. B. 1239, a bill to be entitled An act relating to inebriates in New Hanover County.

On motion of Mr. Hobbs the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Kelly: H. B. 1240, a bill to be entitled An act to amend Chapter 234, Public Laws of 1933, relative to terms of Superior Court for Sampson County.

On motion of Mr. Kelly the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cooper: H. B. 1241, a bill to be entitled An act to amend Chapter 225, Public-Local Laws, 1933, relating to deputy clerks of the Court of New Hanover County.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1242, a bill to be entitled An act to require apartment house owners in the city of Wilmington, North Carolina, to install separate electric meters and separate water meters.

Referred to the Committee on Judiciary No. 2.

By Mr. Bowers: H. B. 1243, a bill to be entitled An act to amend Section 1177 of the Consolidated Statutes so as to authorize the Court to appoint a receiver under certain conditions.

Referred to the Committee on Judiciary No. 2.

By Mr. Johnston: H. B. 1244, a bill to be entitled An act for the relief of Iredell-Rowan County Drainage District Number 1.

Referred to the Committee on Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 1113, a bill to be entitled An act relating to season for fishing with gill nets and pound nets in the waters of Washington County.

For concurrence in the Senate amendment.

On motion of Mr. Stell the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 515, a bill to be entitled An act to repeal Chapter 380 of the Private Laws of 1901, entitled An act to incorporate the Unity Cemetery Association of the town of Rocky Mount, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

S. B. 516, a bill to be entitled An act to amend Chapter 234, Public Laws, 1933, relating to the Superior Courts of Duplin County.

Referred to the Committee on Judiciary No. 2.

H. B. 271, a bill to be entitled An act to require the liquidation by the Commissioner of Banks of all banking institutions now in receivership in the State Courts, and to make this liquidation mandatory and exclusive.

For concurrence in the Senate amendment.

On motion of Mr. Williams of Hyde the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 8, a bill to be entitled An act to repeal Sections 5960-5968 of the Consolidated Statutes, and all amendments thereto, relating to the absentee ballot law.

Referred to the Committee on Elections and Election Laws.

S. B. 67, a bill to be entitled An act to amend Section 2591 of the Consolidated Statutes of North Carolina relative to the reopening of judicial and other sales on advanced bids.

Referred to the Committee on Judiciary No. 1.

S. B. 339, a bill to be entitled An act to authorize the North Carolina Institution for the education of the deaf, dumb and blind, to convey to the city of Raleigh, certain unoccupied and unused property within the limits of said city, to be used for public park purposes.

Referred to the Committee on Conservation and Development.

S. B. 374, a bill to be entitled An act to amend the Municipal Finance Act and the County Finance Act in relation to funding, refunding, renewing or extending the time for payment of outstanding indebtedness.

Referred to the Committee on Finance.

S. B. 455, a bill to be entitled An act to amend Section 1014 of the Consolidated Statutes, relative to the appointment of coroner by Clerks of the Superior Court.

Referred to the Committee on Judiciary No. 2.

S. B. 470, a bill to be entitled An act to authorize the State Treasurer and governing boards of the counties, cities and other political subdivisions of the State of North Carolina to settle for or issue new bonds for stolen, lost or destroyed bonds of the State or its political subdivisions.

Referred to the Committee on Finance.

S. B. 478, a bill to be entitled An act to amend Section 493, Consolidated Statutes of North Carolina.

Referred to the Committee on Judiciary No. 2.

S. B. 503, a bill to be entitled An act to give the Governor full and exclusive control over pardons, commutations and paroles in all the institutions of the State.

Referred to the Committee on Judiciary No. 1.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Senate Substitute for H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929, with reference to tax collector for Rutherford County.

On motion of Mr. Gardner the bill is taken from the Committee on Judiciary No. 1 and placed on the Calendar for its immediate consideration.

The Senate Substitute having been heretofore adopted, the question now recurs upon the passage of the Substitute on its several readings.

On motion of Mr. Jones the bill remains on the Calendar until Friday, April 25.

H. B. 531, a bill to be entitled An act to repeal Section 1, Chapter 8, Private Laws, 1933, relating to the Sanitation Department of the city of Charlotte.

On motion of Mr. Ervin further consideration of the bill is postponed indefinitely.

H. B. 1129, a bill to be entitled An act for providing for the adjustment of delinquent taxes in Pender County and to create a commission for effecting such adjustments.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1175, a bill to be entitled An act for the relief of distressed taxpayers of Madison County.

Passes its second reading and on motion of Mr. Sullivan the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 1207, a bill to be entitled An act to fix the jurisdiction of the county criminal court in Cabarrus County, and to more definitely define the procedure therein, and to regulate the costs, fees, etc.

As amended the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1211, a bill to be entitled An act to authorize the Board of Commissioners of the town of Elkin, Surry County, to accept title to and convey real property on which is due delinquent taxes or paving assessments.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1231, a bill to be entitled An act to fix the compensation of the sheriff, and create the office of tax supervisor and tax collector for Avery County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 361, a bill to be entitled An act forbidding the issuance of bonds in Yadkin County unless approved by a vote of the people.

Passes its second and third readings and is ordered enrolled.

S. B. 495, a bill to be entitled An act requiring the rural police and the Clerk of the Recorder's Court in Robeson County to file monthly reports of receipts and disbursements with the County Manager.

Passes its second and third readings and is ordered enrolled.

S. B. 509, a bill to be entitled An act to extend the time for instituting foreclosure proceedings on tax sales certificates for the year 1932 in Transylvania County and to continue proceedings instituted on certificates for the years prior to 1932.

Passes its second and third readings and is ordered enrolled.

H. B. 1133, a bill to be entitled An act to aid general hospitals in North Carolina caring for indigent patients and operating schools for nurses.

As amended, the bill passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 65, a bill to be entitled An act to submit to the voters of North Carolina the question of controlling the sale of whiskey in North Carolina.

The Committee Substitute is adopted, and the bill remains on the Calendar.

S. B. 299, a bill to be entitled An act to amend the Constitution to permit classification of property for taxation, encouragement of home ownership, to increase the limit for income taxation and to limit the power of State and local government to borrow money without a vote of the people.

As amended, the bill passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Barbee, Barker, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cook, Cooper, Crabtree, Cross, Davis, Day, Dees, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Gardner, Garrell, Gibson, Hauser, Henry, Hobbs, Horton, Hutchins, Jonas, Jones, Kelly, Kendrick. Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sink, Sparger, Spruill, Stell, Sullivan, Tatem, Thomas of Anson,

Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Zickler—85.

Those voting in the negative are: Messrs. Alspaugh, Bailey, Cone, Hoyle, Johnston, Peterson, Sherard—7.

The question now recurs upon the passage of the bill as amended, on its third reading.

As amended the bill passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House amendment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Bount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Cherry, Clegg, Cook, Cooper, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Gardner, Garrell, Garrett, Gibson, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Jonas, Jones, Kelly, Klutz, Lee, Leggett, Lindsey, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Pickens, Ray, Rouse, Scholl, Sink, Sparger, Spruill, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Zickler—84.

Those voting in the negative are: Messrs. Alspaugh, Bailey, Cone, Hoyle, Peterson, Sherard—6.

S. B. 400, a bill to be entitled An act providing for the advertisement of delinquent taxpayers of the town of Harmony, North Carolina, for the years 1929, 1930, 1931, 1932, where such advertisement has not been made.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Zickler—92.

Those voting in the negative are: None.

H. B. 1225, a bill to be entitled An act to submit to the qualified voters of the town of Rowland the question of levying an annual tax of ten cents on each one hundred dollars valuation on all property in said town for maintaining the Rowland Public Library and purchasing books and supplies therefor.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Zickler—92.

Those voting in the negative are: None.

S. B. 334, a bill to be entitled An act to amend Section 18, Chapter 100, Public Laws of 1927, relative to revenue anticipation loans for sanitary districts.

As amended the bill passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House amendment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Zickler—92.

Those voting in the negative are: None.

S. B. 459, a bill to be entitled An act to authorize the Trustees of the Appalachian State Teachers' College to enlarge and improve its electric power plants.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Bryant, Bryson, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Wilson, Zickler—92.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. R. 447. A Joint Resolution of the General Assembly of North Carolina requesting and petitioning the Congress to make no change in the long-and-short-haul clause of Section 4 of the Interstate Commerce Act, allowing the present provisions of law to remain in effect without change.

S. B. 188. An Act to protect the health of mothers and infants and to regulate the practice of midwifery.

S. B. 246. An Act to amend Section 6124 of the Consolidated Statutes of 1919 to provide for State management of federally acquired submarginal lands.

S. B. 434. An Act to amend Chapter 78 of the Public Laws of 1931, relating to the appointment of trustees in deeds of trust.

S. B. 454. An Act to establish funds to provide security for the payment of benefits in event of the insolvency of an insurance carrier authorized to write workmen's compensation insurance in this State, and to provide for the administration thereof.

S. B. 474. An Act to amend Chapter 342 of Public-Local Laws of 1933 relating to the cost in criminal action in the Courts of the Justice of the Peace in Richmond County.

H. B. 715. An Act to validate certain sales of land for taxes and certificates issued in Hoke County.

H. B. 716. An Act to extend the time for instituting foreclosure proceedings on certificates of sale for land sold for taxes in Hoke County.

Mr. Sentelle files the report of the Special Committee appointed under H. R. 615, "A Joint Resolution appointing a Committee to investigate alleged inhuman treatment of prisoners in a State Prison Camp in Mecklenburg County." The report having been read, it is ordered that same be filed in the Principal Clerk's office for inspection by persons interested.

On motion of Mr. Hatcher the House takes a recess until three-thirty p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
WEDNESDAY, April 24, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Lumpkin: H. B. 1245, a bill to be entitled An act to amend Chapter 211, Public Laws of 1933, relating to refunds for taxes for motor fuels.

Referred to the Committee on Judiciary No. 1.

By Mr. Hoyle: H. B. 1246, a bill to be entitled An act to amend Section 1, Consolidated Statutes 2594, validating certain cancellation of deeds of trust.

Referred to the Committee on Judiciary No. 1.

By Messrs. Crabtree and Howard: H. B. 1247, a bill to be entitled An act to place the name of W. R. Womack of Lee County on the Pension Roll.

Referred to the Committee on Pensions.

By Mr. Morphew: H. B. 1248, a bill to be entitled An act to authorize and empower the Commissioners of the town of Robbinsville to make reductions and adjustments in the rate of interest on tax sale certificates held by the town of Robbinsville for the years 1929 to 1933, inclusive.

On motion of Mr. Morphew the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Ray: H. R. 1249, a joint resolution requiring the Secretary of State to have printed two thousand copies of H. B. 652, being An Act to amend Section 2 of Chapter 560, Public Laws of 1933, relating to sales of real estate for taxes.

On motion of Mr. Ray the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Eagles: H. B. 1250, a bill to be entitled An act to amend Chapter 87, Public Laws of 1921 relating to marketing associations so as to put the owners of all classes of stock in marketing associations on an equal basis in regard to being classified as members, and so as to enable marketing associations to determine in their by-laws the per cent of stock that any one member might own.

Referred to the Committee on Calendar.

By Messrs. Cooper and Hobbs: H. B. 1251, a bill to be entitled An act to amend Chapter 118 of the Private Laws of 1925, relative to the city of Wilmington.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1252, a bill to be entitled An act to amend Chapter 122, Section 29 of the Public Laws of 1927, and Chapter 375, Section 29 of the Public Laws of 1933, relative to motor vehicle licenses.

Referred to Committee on Roads.

By Mrs. Hutchins: H. B. 1253, a bill to be entitled An act to prohibit the sale of the Higgins schoolhouse property, Higgins, North Carolina, and to dedicate the same for a public recreational ground and parks.

Referred to the Committee on Education.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Committee Substitute for H. B. 65, a bill to be entitled An act to submit to the voters of North Carolina the question of controlling the sale of whiskey in North Carolina.

The Substitute having been heretofore adopted the question now recurs upon the passage of the bill on its second reading.

An amendment offered by Mr. Clegg is adopted.

An amendment offered by Mr. Sparger is adopted.

The question now recurs upon the passage of the bill as amended, on its second reading.

As amended, the bill passes its second reading and remains on the Calendar.

Dr. Carr lodges a motion that the vote by which H. B. 985, a bill to be entitled "An act to amend Chapter 375 of the Public Laws, 1933 relating to motor vehicle license taxes, so as to provide for partial payment of said taxes," failed to pass its second reading on yesterday be reconsidered.

On motion of Mr. Dees the House adjourns and will meet tomorrow at twelve o'clock, noon.

NINETY-SECOND DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, April 25, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Phillip Schwartz of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Gardner, for the Committee on Insurance.

H. B. 1101, a bill to be entitled An act to amend Chapter 149 of the Public Laws of 1927, so as to regulate the sale of installment investment contracts, certificates and other securities of like nature; limiting the amount of deductions upon withdrawal; providing for withdrawal privileges and limiting the terms thereof.

With an unfavorable report.

And

H. B. 1224, a bill to be entitled An act to amend 6318 Consolidated Statutes 1919 providing for the collection of expenses of examinations of insurance companies.

With a favorable report.

By Mr. Vann, for the Committee on Counties, Cities, and Towns.

H. B. 1218, a bill to be entitled An act authorizing the Commissioners of Wilson County to extend the time of sale for delinquent taxes to the first Monday in November of each year.

And

H. B. 1219, a bill to be entitled An act authorizing the Board of Aldermen of the town of Wilson to extend the time of sale for delinquent taxes to the first Monday in November of each year.

With unfavorable reports as to bills, favorable as to Committee Substitutes.

And

H. B. 1235, a bill to be entitled An act to eliminate certain territory from the corporate limits of the town of Burnsville.

And

S. B. 502, a bill to be entitled An act to amend Chapter 258 Public-Local Laws of 1933, as amended by Chapter 469 Public-Local Laws of 1933, entitled "An Act to regulate the duties of Sheriff of Edgecombe County and establish office of tax collector of Edgecombe County," to increase salaries of deputy sheriffs of Edgecombe County.

And

S. B. 515, a bill to be entitled An act to repeal Chapter 380 of the Private Laws of 1901, entitled An Act to incorporate the Unity Cemetery Association of the town of Rocky Mount, North Carolina.

And

H. B. 1220, a bill to be entitled An act to enlarge the time for foreclosure of tax sales certificates issued to Wilson County in all cases where taxes are less than fifteen dollars.

With favorable reports.

By Mr. Ward, for the Committee on Conservation and Development.

H. B. 1234, a bill to be entitled An act to stimulate the production of motor fuel in North Carolina.

And

S. B. 339, a bill to be entitled An act to authorize the North Carolina Institution for the Education of the Deaf, Dumb, and Blind, to convey to the city of Raleigh certain unoccupied and unused property within the limits of said city, to be used for public park purposes.

With favorable reports.

By Mr. Morphew, for the Committee on Judiciary No. 1.

H. B. 1158, a bill to be entitled An act to amend Section 5, Chapter 45, Private Laws of 1931, relative to the charter of the town of Chapel Hill.

And

H. B. 1246, a bill to be entitled An act to amend Section 1, Consolidated Statutes 2594, validating certain cancellation of deeds of trust.

And

H. B. 1115, a bill to be entitled An act regulating acceptance of assignments of wages.

And

S. B. 503, a bill to be entitled An act to give the Governor full and exclusive control over pardons, commutations and paroles in all the institutions of the State.

And

S. B. 461, a bill to be entitled An act to amend Section 2597 of the Consolidated Statutes relating to the cancellations of mortgages by corporate officers.

With favorable reports.

And

H. B. 1123, a bill to be entitled An act to amend Sections 8036 and 8037 of the Consolidated Statutes, or Chapter 221 of the Acts of 1927, Section 4, validating tax titles.

And

H. B. 1124, a bill to be entitled An act to provide for the listings of mineral interest for taxation.

And

H. B. 1030, a bill to be entitled An act to confer and provide authority for the regulation of taxicabs and jitney buses by the municipal authorities of certain cities and towns in North Carolina.

And

S. B. 473, a bill to be entitled An act to amend Section 3208 of the Consolidated Statutes relating to the removal of unfit officers in Iredell County.

And

S. B. 472, a bill to be entitled An act relating to a code of fair competition for the cleaning and dyeing industry of Iredell County.

And

H. B. 1245, a bill to be entitled An act to amend Chapter 211, Public Laws of 1933, relating to refunds for taxes for motor fuels.

With unfavorable reports.

And

S. B. 92, a bill to be entitled An act to safeguard public records in North Carolina.

With a favorable report, as amended.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 1133, a bill to be entitled An act to aid general hospitals in North Carolina caring for indigent patients and operating training schools for nurses.

H. B. 1207, a bill to be entitled An act to fix the jurisdiction of the County Criminal Court in Cabarrus County, and to more definitely define the procedure therein, and to regulate the costs, fees, etc.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Abernathy and Fenner: H. B. 1254, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes relating to public drunkenness in Nash County.

On motion of Mr. Abernathy the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1255, a bill to be entitled An act to prohibit the setting of steel traps in Nash County.

Referred to the Committee on Game.

And

H. B. 1256, a bill to be entitled An act to amend Section 1864 of the Consolidated Statutes relating to depredations of domestic fowls in certain counties by adding Nash County.

Referred to the Committee on Game.

And

H. B. 1257, a bill to be entitled An act to amend Section 2285 of the Consolidated Statutes of North Carolina relating to inquisition of lunacy.

Referred to the Committee on Judiciary No. 1.

By Mr. Rasberry: H. B. 1258, a bill to be entitled An act to provide for a kennel tax in Greene County and the town of Snow Hill.

Placed on the Calendar.

By Mr. Royster: H. B. 1259, a bill to be entitled An act to amend Chapter 398, Private Laws of 1905, extending the corporate limits of the town of Creedmoor, North Carolina.

Referred to the Committee on Counties, Cities and Towns.

By Mr. Bryson: H. B. 1260, a bill to be entitled An act relating to municipal elections in the town of Dillsboro, Jackson County.

On motion of Mr. Bryson the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Vann: H. B. 1261, a bill to be entitled An act relating to the terms of the Superior Court of Hertford County.

On motion of Mr. Vann the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sherard: H. B. 1262, a bill to be entitled An act to regulate the operation of barber shops in the city of Hendersonville.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Andrews: H. R. 1263, joint resolution to pay expenses of the Senate and House Committees visiting Eastern Carolina Training School at Rocky Mount, North Carolina.

Referred to the Committee on Appropriations.

By Mr. Clegg: H. B. 1264, a bill to be entitled An act to permit Eureka School District in Moore County, North Carolina, to hold an election upon

the question of levying an additional tax for additional school facilities in said District.

Placed on the Calendar.

By Mr. White: H. B. 1265, a bill to be entitled An act incorporating the town of Center Hill, Chowan County.

Placed on the Calendar.

By Messrs. Mitchell, Douglass, and Thompson of Wake: H. B. 1266, a bill to be entitled An act to authorize and require the Board of County Commissioners to install an adequate accounting and bookkeeping system for the county of Wake.

Placed on the Calendar.

By Mr. Pickens: H. B. 1267, a bill to be entitled An act requiring the city of High Point to accept its debentures issued for street improvement purposes in payment of liens against real property or street improvements.

Referred to the Committee on Judiciary No. 2.

By Messrs. Scholl, Ervin and Tonissen: H. B. 1268, a bill to be entitled An act to fix and establish the boundaries of the several wards of the city of Charlotte.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1139, a bill to be entitled An act relating to the municipal county Court of the county of Lenoir.

For concurrence in the Senate amendment.

On motion of Mr. Rouse the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 382, a bill to be entitled An act to authorize the transfer of school district sinking funds to county treasurers.

For concurrence in the Senate amendment.

On motion of Mr. Royster the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 707, a bill to be entitled An act prohibiting dredging or catching oysters during closed season.

For concurrence in the Senate amendment.

On motion of Mr. Williams of Hyde the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 954, a bill to be entitled An act to amend Chapter 207 of the Public Laws of 1933, relating to adoption of minors.

For concurrence in the Senate amendment.

On motion of Mr. Cone the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 975, a bill to be entitled An act extending the time for final settlement by executors and administrators where the funds of the estate of their intestate are in banks or trust companies in course of liquidation.

For concurrence in the Senate amendment.

On motion of Mr. Morphew the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 315, a bill to be entitled An act to fix the salary of the Treasurer of North Carolina.

Referred to the Committee on Calendar.

S. B. 505, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes transferring Alexander County from the Seventeenth Judicial District to the Fifteenth District and fixing the terms of Court for said county.

Referred to the Committee on Courts and Judicial Districts.

S. B. 519, a bill to be entitled An act to permit Duplin County to condemn land adjacent to its courthouse square.

Referred to the Committee on Judiciary No. 1.

S. B. 522, a bill to be entitled An act to authorize the town of Brevard to lease and operate a golf course.

Referred to the Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 720, a bill to be entitled An act to direct nonsuit of tax foreclosure suits in Moore County, to provide for the collection of the delinquent taxes of Moore County and to establish a way for the collection of all future taxes levied and assessed by Moore County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1210, a bill to be entitled An act to provide for the teaching of blind and deaf and dumb Indians in the Cherokee Indian Normal School of Robeson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1238, a bill to be entitled An act to validate tax sales certificates and foreclosure suits of tax sale certificates in Buncombe County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 507, a bill to be entitled An act to extend the time for instituting foreclosure proceedings on tax sales certificates for the year 1932 in Harnett County and to continue proceedings instituted on certificates for years prior to 1932.

Passes its second and third readings and is ordered enrolled.

S. B. 218, a bill to be entitled An act to appoint trustees of the Tryon-Saluda City Administrative School Unit.

Passes its second and third readings and is ordered enrolled.

S. B. 475, a bill to be entitled An act to repeal Chapter 40, Public Laws of 1933, relating to fees of witnesses in Duplin County.

Passes its second and third readings and is ordered enrolled.

Committee Substitute for H. B. 65, a bill to be entitled An act to submit to the voters of North Carolina the question of controlling the sale of whiskey in North Carolina.

An amendment offered by Mr. Funderburk is adopted.

An amendment offered by Mr. Hatcher is lost.

Amendments offered by several members are adopted.

The question now recurs upon the passage of the bill as amended on its third reading.

Upon this question Mr. Sentelle calls for the "ayes" and "noes." The call is sustained and the bill as amended passes its third reading by the following vote and is ordered engrossed and sent to the Senate.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Barker, Barnes, Bean, Bender, Blount of Beaufort, Brown, Bryant, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Falkner, Fenner, Funderburk, Garrell, Hobbs, Horton, Hoyle, Johnston, Lindsey, Lumpkin, Morphew, McCall, McEachern, McQueen, Palmer, Paylor, Rasberry, Rouse, Royster, Scholl, Sherard, Sparger, Spruill, Stell, Stevens, Sullivan, Tatem, Thomas of Harnett, Tonissen, Uzzell, Vann, Ward, Williams of Pasquotank, Woodall—53.

Those voting in the negative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Blount of Pitt, Bowers, Brock, Bryan, Bryson, Cherry, Dees, Douglass, Ervin, Farrell, Gardner, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hutchins, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Meekins, Mitchell, McDonald, Norwood, O'Berry, Page, Peterson, Pickens, Ragan, Ray, Sentelle, Sink, Sprinkle, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Wade, Warden, Williams of Hyde, Wilson, Zickler—50.

The following pairs are announced:

Mr. Bowie with Mr. Taylor. Were Mr. Taylor present he would vote "aye." Mr. Bowie would vote "no."

Mr. Eagles with Mr. Craig. Were Mr. Craig present he would vote "no." Mr. Eagles would vote "aye."

Mr. Leggett with Mr. Craver. Were Mr. Craver present he would vote "no." Mr. Leggett would vote "aye."

Mr. White with Mr. Hyde. Were Mr. Hyde present he would vote "no." Mr. White would vote "aye."

The original bill is laid on the table.

Mr. Day moves that the vote by which the bill passed its third reading be reconsidered and that that motion be laid on the table.

Upon this question Mr. Ervin calls for the "ayes" and "noes." The call is sustained and the motion made by Mr. Day is carried by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Barker, Barnes, Bean, Bender, Blount of Beaufort, Brown, Bryant, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Falkner, Fenner, Funderburk, Gardner, Garrell, Garrett, Hobbs, Horton, Hoyle, Johnston, Lindsey, Lumpkin, Morphew, McCall, McEachern, McQueen, O'Berry,

Palmer, Paylor, Rasberry, Rouse, Royster, Scholl, Sherard, Sparger, Spruill, Stell, Stevens, Sullivan, Tatem, Thomas of Harnett, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Pasquotank, Woodall—57.

Those voting in the negative are: Messrs. Andrews, Bailey, Barbee, Blount of Pitt, Bowers, Brock, Bryan, Bryson, Carr, Dees, Douglass, Ervin, Farrell, Gibson, Hatcher, Hutchins, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, Norwood, Peterson, Pickens, Ragan, Ray, Sentelle, Sink, Sprinkle, Thomas of Anson, Thompson of Wake, Thorne, Vann, Williams of Hyde, Wilson, Zickler—40.

The following pairs are announced:

Mr. Bowie with Mr. Taylor. Were Mr. Taylor present he would vote "aye." Mr. Bowie would vote "no."

Mr. White with Mr. Hyde. Were Mr. Hyde present he would vote "no." Mr. White would vote "aye."

STATEMENT BY MEMBER

After the roll was called on the third reading of the Day liquor bill, it appeared that the vote was 52 against and 51 for the passage of the bill. Before the result was announced one member who had voted with me against the bill changed his vote from "No" to "Aye" changing the result as follows: 52 for and 51 against passage of the bill. At that moment, before the result was announced, and for the purpose of being in the position of having voted in the majority which would have enabled me to make a motion under the rules of the House to reconsider the vote by which the bill had passed, I changed my vote from "no" to "aye." Mr. Day, the introducer of the bill, immediately moved to reconsider the vote by which the bill had passed its third reading, and that the motion lie on the table. The Day motion was carried and this left the Journal roll call entry showing that I had voted for the bill, after having exercised all the influence I possessed to prevent its passage, hence this statement of the facts to show my position in face of the roll call vote that has me recorded as voting "aye." From the beginning, I have been, and am now, against the passage of the bill.

R. L. Carr.

H. B. 1087, a bill to be entitled An act to permit Pinehurst School District in Moore County, North Carolina, to hold an election upon the question of levying an additional tax for additional school facilities in said District.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Eagles, Ervin, Falkner, Farrell, Funderburk, Gardner, Garrell, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Hoyle, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thomp-

son of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—98.

Those voting in the negative are: None.

H. B. 1088, a bill to be entitled An act to permit the School Committee of the town of Southern Pines in Moore County to pay pensions to certain teachers out of the special taxes authorized to be levied in said school district.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Eagles, Ervin, Falkner, Farrell, Funderburk, Gardner, Garrell, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Hoyle, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—98.

Those voting in the negative are: None.

H. B. 1213, a bill to be entitled An act to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Eagles, Ervin, Falkner, Farrell, Funderburk, Gardner, Garrell, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Hoyle, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—98.

Those voting in the negative are: None.

H. B. 1225, a bill to be entitled An act to submit to the qualified voters of the town of Rowland the question of levying an annual tax of ten cents on each hundred dollars valuation on all property in said town for maintaining the Rowland Public Library and purchasing books and supplies therefor.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Eagles, Ervin, Falkner, Farrell, Funderburk, Gardner, Garrell, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Hoyle, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—98.

Those voting in the negative are: None.

S. B. 400, a bill to be entitled An act providing for the advertisement of delinquent taxpayers of the town of Harmony, North Carolina, for the years 1929, 1930, 1931, and 1932 where such advertisement has not been made.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Eagles, Ervin, Falkner, Farrell, Funderburk, Gardner, Garrell, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Hoyle, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sprinkle, Spruill, Stell, Stevens, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—98.

Those voting in the negative are: None.

H. B. 1116, a bill to be entitled An act to define and classify the various kinds of motor vehicle carriers and to better safeguard the interest of the public by requiring motor vehicle carriers to obtain permits before beginning to operate and to comply with other regulations.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dees, Dobson, Douglass, Eagles, Ervin, Falkner, Farrell, Funderburk, Gardner, Garrell, Garrett, Gibson, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Jonas, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ragan, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of

Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson, Woodall, Zickler—98.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 285. An Act to increase the number of trustees of the Star-Ether High School District, Montgomery County, from three to five.

S. B. 361. An Act forbidding the issuance of bonds in Yadkin County unless approved by a vote of the people.

S. B. 459. An Act to authorize the trustees of the Appalachian State Teachers' College to enlarge and improve its electric power plants.

S. B. 495. An Act requiring the rural police and the Clerks of the Recorders' Courts in Robeson County to file monthly reports of receipts and disbursements with the county manager.

S. B. 509. An Act to extend the time for instituting foreclosure proceedings on tax sales certificates for the year 1932 in Transylvania County and to continue proceedings instituted on certificates for years prior to 1932.

H. B. 262. An Act to amend Chapter 87, Public Laws of 1921, as amended by Chapter 350, Public Laws of 1933, relating to coöperative marketing associations; so as to authorize such associations to engage in any activity in connection with producing; so as to require the articles of incorporation of such associations to state the names and addresses, (not less than five), of the proposed directors for the first term and until the election of their successors; to authorize the inclusion and effect of additional provisions in the articles of incorporation; to provide that a majority of a quorum of the members attending a meeting after notice may amend the articles of incorporation and may adopt or amend the by-laws; to limit the amount of non-member business; and to authorize such associations to purchase, hold, own, transfer or sell stock or bonds of corporations or associations engaged in financing the association.

H. B. 271. An Act to require the liquidation by the Commissioner of Banks of all banking institutions now in receivership in the State Courts, and to make this liquidation mandatory and exclusive.

H. B. 316. An Act relating to records required to be kept by persons or firms conducting stock yards.

H. B. 599. An Act to amend Section 3884 (a) of the Consolidated Statutes so as to change the authorized age for the retirement of Judges, from seventy years to sixty-five years.

H. B. 652. An Act to amend Section 2, Chapter 560, Public Laws of 1933, relating to sales of real estate for taxes.

H. B. 677. An Act to amend Section 3343, of the Consolidated Statutes of North Carolina.

H. B. 731. An Act to regulate the method of becoming a candidate for office on a citizen or independent ticket.

H. B. 784. An Act to amend Chapter 40, Public Laws, 1933, being an amendment to Section 3893 of the Consolidated Statutes.

H. B. 941. An Act to amend Chapter 422 Public Laws of 1933 relative to open season on certain game in Swain, Jackson, Clay, Cherokee, Graham, Buncombe, Haywood, Henderson and Transylvania counties, ratified on March 19, 1935.

H. B. 974. An Act to amend Chapter 364 of Public Laws of 1933, relating to elections.

H. B. 1032. An Act to amend Chapter 2 of the Public Laws of North Carolina, Session 1931, relating to rights-of-way for inland waterways.

H. B. 1097. An Act to regulate the nomination of candidates for the office of alderman, mayor and any elective office for the town of Gibsonville.

H. B. 1113. An Act relating to season for fishing with gill nets and pound nets in the waters of Washington County.

H. B. 1192. An Act to regulate fees of the Clerk of the Superior Court for Wilson County, and to clarify ambiguous provisions of the laws governing same.

H. B. 1221. An Act to amend Chapter 52 Private Laws of 1929 relating to collection of taxes in the town of Jackson, Northampton County.

On motion of Mr. Bailey H. B. 313, a bill to be entitled An act relating to joint act of municipalities as to water systems and sewage disposal, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Dees the House takes a recess until three-thirty, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
THURSDAY, April 25, 1935.

Pursuant to its recess, the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

On motion of Mr. Lindsey, Mary Frances Stone, daughter of Representative Stone of Rockingham County, is made an honorary page of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

S. B. 315, a bill to be entitled An act to fix the salary of the Treasurer of North Carolina.

And

H. B. 1250, a bill to be entitled An act to amend Chapter 87, Public Laws of 1921, relating to marketing associations, so as to put the owners of all classes of stock in marketing associations on an equal basis in regard to being classed as members, and so as to enable marketing associations to determine in their by-laws the per cent of stock that any one member might own.

And

S. B. 522, a bill to be entitled An act to authorize the town of Brevard to lease and operate a golf course.

And

H. B. 1223, a bill to be entitled An act to amend Chapter 268 of the Public-Local Laws of North Carolina, Session 1911, entitled "An Act to drain the lowlands of Crowder's Creek and its tributaries in Gaston County."

And

H. B. 1244, a bill to be entitled An act for the relief of Iredell-Rowan County Drainage District Number One.

And

H. B. 1199, a bill to be entitled An act to provide for the collection of delinquent amounts due the State Literary and School Building Revolving Fund from the various counties.

With favorable reports.

By Mr. Uzzell, for the Committee on Public Utilities.

S. B. 456, a bill to be entitled An act to authorize the Utilities Commission to make rules and regulations as to separation of races and toilet facilities on trains consisting of not more than one passenger car unit in certain service.

With a favorable report.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Bowers: H. B. 1269, a bill to be entitled An act to place Robert Milton Pittman, Confederate Veteran, on the pension roll of Avery County.

Referred to the Committee on Calendar.

By Mr. Cherry: H. B. 1270, a bill to be entitled An act to require an audit of the affairs of the World War Veterans Loan Fund, and to require an appraisal of the properties and securities of said fund, and for other purposes.

Placed on the Calendar.

By Mr. White: H. B. 1271, a bill to be entitled An act authorizing the county commissioners of any county to pay the expenses of members of the General Assembly after the expiration of the first sixty days of the Session.

Placed on the Calendar.

By Mr. Williams of Pasquotank: H. B. 1272, a bill to be entitled An act to validate tax sales in Pasquotank County.

Placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 505, a bill to be entitled An act to amend Section 1443 of Volume III of the Consolidated Statutes transferring Alexander County from the Seventeenth Judicial District to the Fifteenth District and fixing the terms of Court for said county.

On motion of Mr. Johnston the bill is recalled from the Committee on Courts and Judicial Districts and placed on the Calendar for its immediate consideration.

The bill passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration S. B. 194, a bill to be entitled An act to increase the number of State Highway Patrol and to define and prescribe its duties and supervision and to amend Chapter 218 of the Public Laws of 1929 as amended by Chapter 381 of the Public Laws of 1931 and by Chapter 214 of the Public Laws of 1933, relating to the State Highway Patrol, and to provide a State-wide radio system to be used in connection with the enforcement of the criminal laws of the State.

The question now recurs upon the passage of the bill on its second reading.

An amendment offered by Mr. Bowie is adopted.

An amendment offered by Mr. Lumpkin is adopted.

An amendment offered by Mr. Bowie is lost.

The question now recurs upon the passage of the bill as amended, on its second reading.

As amended, the bill passes its second reading and remains on the Calendar.

CONFERENCE REPORT

Conferees on the part of the House of Representatives and Senate on Committee Substitute for H. B. 32 entitled "An act to raise revenue," beg leave to make the following report:

Honorable A. H. Graham, *President of the Senate*
and
Honorable Robert G. Johnson, *Speaker of the House of Representatives:*

The undersigned Conferees do hereby report that they have agreed upon a Conference Report and recommend to the Senate and the House of Representatives the adoption of the following:

1. It is recommended that the House concur in the Senate amendment to Section 21, as follows:

"Amend Section 21, by adding at the end thereof the following: 'If any executor, administrator, collector, committee, trustee or any other fiduciary within or without this State holding or having control of any funds, property, trust or estate, the transfer of which becomes taxable under the provisions of this act, shall fail to file the statements herein required within the times herein required, the Commissioner of Revenue is authorized and shall be required to secure the information herein required from the best sources available, and therefrom assess the taxes levied hereunder, together with the penalties herein and otherwise provided'."

2. It is recommended that the House concur in the Senate amendment to Article I, Schedule A, by adding on page 36 a new section to be known as Section 29, as follows:

"Section 29: *Reciprocal Relations in Respect to Death Taxes.*

"(a) The terms 'death tax' and 'death taxes,' as used in the five following subsections, shall include inheritance, succession, transfer and estate taxes and any taxes levied against the estate of a decedent upon the occasion of his death.

"(b) At any time before the expiration of eighteen months after the qualification in any probate Court in this commonwealth of any executor of the will or administrator of the estate of any non-resident decedent, such executor or administrator shall file with such Court proof that all death taxes, together with interest or penalties thereon, which are due to the State of domicile of such decedent, or to any political subdivision thereof, have been paid or secured, or that no such taxes, interest or penalties are due, as the case may be, unless it appears that letters testamentary or of administration have been issued on the estate of such decedent in the State of his domicile in the four following subsections called the domiciliary State.

"(c) The proof required by subsection (b) may be in the form of a certificate issued by the official or body charged with the administration of the death tax laws of the domiciliary State. If such proof has not been filed within the time limited in subsection (b), and if within such time it does not appear that letters testamentary or of administration have been issued in the domiciliary state, the register of probate shall forthwith upon the expiration of such time notify by mail the official or body of the domicilary state charged with the administration of the death tax laws thereof with respect to such state, and shall state in such notice so far as is known to him (a) the name, date of death and last domicile of such decedent, (b) the name and address of each executor or administrator, (c) a summary of the values of the real estate, tangible personalty, and intangible personalty, wherever situated, belonging to such decedent at the time of his death, and (d) the fact that such executor or administrator has not filed theretofore the proof required in subsection (b). Such register shall attach to such notice a plain copy of the will and codicils of such decedent, if he died testate, or, if he died intestate, a list of his heirs and next of kin, so far as is known to such register. Within sixty days after the mailing of such notice the official or body charged with the administration of the death tax laws, of the domiciliary state may file with such probate court in this commonwealth a petition for an accounting in such estate, and such official or body of the domiciliary state shall, for the purposes of this section, be a party interested for the purpose of petitioning such probate Court for such accounting. If such petition be filed within said period of sixty days, such probate Court shall decree such accounting and upon such accounting being filed and approved shall decree either the payment of any such tax found to be due to the domiciliary state or subdivision thereof or the remission to a fiduciary appointed or to be appointed by the Probate Court, or other Court charged with the administration of estates of decedents, of the domiciliary state, of the balance of the intangible personalty after the payment of creditors and expenses of administration in this commonwealth.

"(d) No final account of an executor or administrator of a non-resident decedent shall be allowed unless either (1) proof has been filed as required by subsection (b), or (2) notice under subsection (c) has been given to the official or body charged with the administration of the death tax laws of the domiciliary state, and such official or body has not petitioned for an accounting under said subsection within sixty days after the mailing of such notice, or (3) an accounting has been had under said subsection (c), a decree has been made upon such accounting and it appears that the executor or admin-

istrator has paid such sums and remitted such securities, if any, as he was required to pay or remit by such decree, or (4) it appears that letters testamentary or of administration have been issued by the domiciliary state and that no notice has been given under said subsection (c).

"(e) Subsection (a) to (d), inclusive, shall apply to the estate of a non-resident decedent, only in case the laws of the domiciliary state contain a provision, of any nature or however expressed, whereby this commonwealth is given reasonable assurance, as finally determined by the Commissioner, of the collection of its death taxes, interest and penalties from the estates of decedents dying domiciled in this commonwealth, when such estates are administered in whole or in part by a probate Court, or other Court charged with the administration of estates of decedents, in such other state.

"(f) The provisions of subsections (a) to (e), inclusive, shall be liberally construed in order to ensure that the domiciliary state of any non-resident decedent whose estate is administered in this commonwealth shall receive any death taxes, together with interest and penalties thereon, due to it from the estate of such decedent."

3. It is recommended that the House concur in Senate amendment to Section 112, page 63, subsection (d) as follows:

"Amend Section 112, subsection (d) by retaining therein the printed subsection (d) as reported to the House by the Joint Committee on Finance; and by adding the following: 'Provided further, that any person, firm or corporation soliciting orders for pool cars of coal to be distributed without profit shall be subject to license tax'."

4. It is recommended that the House concur in Senate amendment to Section 121, page 73, as follows:

Amend Committee Substitute to H. B. 32 by striking out the figures "50" in line 13, section 121, page 73, and insert in lieu thereof the figures "25."

5. It is recommended that the House concur in Senate amendment to Section 121, page 74, as follows:

"Amend Section 121, by adding at the end of subsection (b) the following: Provided, however, any person peddling fruits, vegetables or produce of the farm shall pay a license tax of $28.00 per year, which license shall be Statewide. No county shall levy an additional tax under this subsection, but cities and towns may levy a tax under this subsection equal to the State tax."

6. It is recommended that the House concur in Senate amendment to Section 121, line 32 on page 74, as follows:

Amend Section 121, pag 74, line 32, by striking out the House amendment which reads as folows: "by adding after the word 'same' in line 32 the following 'or to fish and other sea foods sold from door to door by the person catching them'."

7. It is recommended that the House concur in Senate amendment to Section 121, on page 75, as follows:

Amend by striking out House amendment to Section 121 on page 75 which reads as follows: "Amend Section 121, subsection (e) by striking from line 44 the word 'coal'."

8. It is recommended that the House concur in Senate amendment to Section 121, page 75, which reads as follows:

Amend by striking out House amendment to Section 121, page 75 which reads as follows: "Amend Section 121, subsection (e) by striking out in line 45 the following: 'beef, mutton, pork'."

9. It is recommended that the House concur in Senate amendment to Section 121, page 75, as follows:

Amend Section 121, page 75, by striking out the House amendment, which reads as follows: "Amend Section 121, subsection (e) by striking out all of said section after the word 'sale' in line 43 down through the word 'or' in line 46, and by inserting a period after the word 'manufacture' in line 46, and striking out the remainder of said section."

10. It is recommended that the House concur in Senate amendment to Section 121, page 75, as follows:

Amend Section 121, subsection (e), page 75, line 45, by adding to the words "poultry, eggs" between the words "dairy and live stock."

11. It is recommended that the House concur in Senate amendment to Section 121, page 75, as follows:

Amend Section 121, subsection (f) by striking out the House amendment, which reads as follows: "Amend Section 121, subsection (f), line 55, after the word 'continuously,' by adding the words 'Paralytics and club-footed people who are free from communicable and contagious diseases'."

12. It is recommended that the Senate recede from its amendment to Section 126, pages 84 and 85, the effect of which is to cut in half the base license taxes levied in subsections (a) and (b), as shown in lines 10 to 27 of said section, and thereby to restore the base license shown in the printed Committee Substitute for House Bill 32 in subsections (a) and (b), lines 7 to 27 of said section.

13. It is recommended that the House concur in Senate amendment to Section 126, page 85, line 31, as follows:

Amend Section 126 by inserting between the word "the" and the word "tax" in line 31, the words "annual license."

14. It is recommended that the House concur in Senate amendment to Section 126, subsection (e), page 85, as follows:

Amend Section 126, subsection (e) page 85 by striking out the words "rental of rooms and of" in lines 37 and 38.

15. It is recommended that the House concur in Senate amendment to Section 126, page 85, line 41, as follows:

Amend Section 126 by striking out the first word "to" in line 41 and inserting in lieu thereof the word "may."

16. It is recommended that the House concur in Senate amendment to Section 126, page 85, line 44, as follows:

Amend Section 126 by inserting after the word "Act" in line 44 on page 85, the following: "A credit may be allowed upon the tax levied in this paragraph equal to the amount of sales tax levied in Article V of this Act and paid by the taxpayer on articles of merchandise used in the preparation of taxable meals. No credit shall be allowed unless the taxpayer's claim of credit is supported by invoices, or memorandum in some printed or written form, showing the amount and value of materials purchased, name of vendor and amount of sales tax paid."

17. It is recommended that the House concur in Senate amendment to Section 126 1/2, page 86, as follows:

Amend Section 126 1/2 by inserting after the word "camp" in line 3, the words "boarding house."

18. It is recommended that the Senate recede from its amendment to subsection (b), section 126 1/2, on page 86, as shown in lines 17 to 24 inclusive, to the extent that the words and figures "fifteen (15)" as shown in such amendment shall be changed to the words and figures "sixteen (16)," and said amendment shall read as follows:

"Amend Section 126 1/2 by striking out subsection (b) lines 17 to 24, inclusive, and inserting in lieu thereof the following: (b) Every person, firm or corporation engaged in the business of operating a boarding house using no form of advertising or solicitation for transient patronage and having seating capacity of a dining room in excess of sixteen (16) shall apply for, and procure, from the Commissioner of Revenue a State license for the privilege of conducting such business, and shall pay for such license a tax of ten dollars ($10.00) per year, plus a tax of one dollar ($1.00) per seat of dining room seating capacity. The tax levied in this subsection shall be in lieu of the tax levied in section 127."

19. It is recommended that the House concur in Senate amendment to Section 126 1/2, subsection (c), pages 86 and 87, as follows:

"Amend Section 126 1/2, subsection (c), by inserting in line 25 between the words 'the' and 'license,' the word 'base' and after the last word 'in' in the same line the words 'subsection (a) of'; by striking out the words 'a tax upon' in line 26 and inserting in lieu thereof 'for the privilege of engaging in said business a license tax measured by'; by striking out the first word 'to' in line 30 and by substituting in lieu thereof the words 'may'; and by inserting after the word 'Act' in line 33 the following: 'A credit may be allowed upon the tax levied in this paragraph equal to the amount of sales tax levied in Article V of this act and paid by the taxpayer on articles of merchandise used in the preparation of taxable meals. No credit shall be allowed unless the taxpayer's claim of credit is supported by invoices, or memorandum in some printed or written form, showing the amount and value of materials purchased, name of vendor and amount of sales tax paid'."

20. It is recommended that the House concur in Senate amendment to Section 126 1/2, subsection (c), lines 26 and 27, pages 86 and 87, as follows:

Amend Section 126 1/2, subsection (c), by striking out the words "of rental of rooms and" in lines 26 and 27.

21. It is recommended that the House concur in Senate amendment to Section 126 1/2, line 29, page 87, as follows:

Amend Section 126 1/2, page 87 by striking out the word "to" in line 29, and inserting in lieu thereof the word "may."

22. It is recommended that the Senate recede from its amendment to Section 126 1/2 as follows:

Amend Section 126 1/2 by inserting after the word "purchaser," in line 31, the words "as a separate charge or may be included in the rental price of rooms."

23. It is recommended that the House concur in Senate amendment to Section 126 1/2, subsection (d), lines 34 to 36, page 87, as follows:

"Amend Section 126 1/2 by striking out subsection (d) lines 34 to 36 inclusive, and insert in lieu thereof the following: (d) Counties shall not levy any license tax on the business taxed under this section, but cities and towns may levy a license tax not in excess of one-half of the base tax levied by the State."

24. It is recommended that the House concur in Senate amendment to Section 127, page 87, as follows:

Amend Section 127 by inserting at the end of line 10 the following: "Provided that the tax levied in this paragraph shall not apply to industrial plants maintaining a non-profit restaurant, cafe or cafeteria solely for the convenience of its employees."

25. It is recommended that the House concur in Senate amendment to Section 127, page 87, subsection (b) as follows:

Amend Section 127, subsection (b), by inserting in line 15 between the words "the" and "license" the word "base"; and by striking out the words "a tax upon" in line 16 and inserting in lieu thereof "for the privilege of engaging in said business a license tax measured by."

26. It is recommended that the House concur in Senate amendment to Section 127, line 20, page 88, as follows:

Amend Section 127 by striking out the first word "to" in line 20 and substituting in lieu thereof the word "may."

27. It is recommended that the House concur in Senate amendment to Section 127, page 88, by adding after the word "act" in line 23, the following:

"A credit may be allowed upon the tax levied in this paragraph equal to the amount of sales tax levied in Article V of this act and paid by the taxpayer on articles of merchandise used in the preparation of taxable meals. No credit shall be allowed unless the taxpayer's claim of credit is supported by invoices or memorandum in some printed or written form showing the amount and value of materials purchased, name of vendor and amount of sales tax paid."

28. It is recommended that the House concur in Senate amendment to Section 127, page 88, line 26 as follows:

Amend Section 127 by inserting between the words "of" and "the" in line 26 the words "one-half of."

29. It is recommended that the House concur in Senate amendment to Section 127, page 88, by adding after the amendment number 27 above and before subsection (c), the following:

Amend Section 127 by adding at the end of said section (b) and after amendment 27 above, the following: "Provided, this tax shall not apply to meals served to teachers and pupils in cafes or cafeterias operated on a non-profit basis by the public schools and colleges."

30. It is recommended that the House concur in Senate amendment to section 129, page 91, which reads as follows:

Amend Section 129 by striking out the House amendment reading as follows: "Amend Section 129 by adding a new subsection between lines 58 and 59 as follows: (d) In addition to the license tax levied in this section there is hereby levied a tax upon the gross receipts of such business at the rate of tax

levied in Article V of this act upon the retail sale of merchandise, and to be collected in the same manner as other taxes levied in such article."

31. It is recommended that the House concur in Senate amendment to Section 129, page 91, as follows:

Amend Section 129, page 91, by striking out the House amendment which reads as follows: "Amend further by appropriately renumbering subsection (d) in the present bill as subsection (e).

32. It is recommended that the House concur in Senate amendment to Section 129, page 91, as follows:

Amend Section 129, page 91, by striking out the House amendment which reads as follows: "Amend further by inserting between the words 'the' and 'tax' in line 64 the word 'base'."

33. It is recommended tha the Senate recede from its amendment to Section 130, as follows:

Amend Section 130 as follows: Strike out "$15.00" in line 21 and insert "$7.50"; strike out "$30.00" in line 22 and insert "$15.00"; strike out "$60.00" in line 23 and insert "$30.00"; strike out "$90.00" in line 24 and insert "$45.00," and it is further recommended that said Section 130, lines 21 to 24, page 92, be amended so that the schedule set out therein shall be as follows:

"Any such machine except as hereinafter provided, that requires a deposit of less

than five cents	$10.00
Five cents and less than ten cents	20.00
Ten cents and not more than twenty cents	40.00
More than twenty cents	80.00"

34. It is recommended that the Senate recede from its amendment to Section 130, page 92, as follows:

Amend Section 130 by adding after the period in line 35 on page 92, the following: "Provided, further, that machines vending music, which are operated by five cent (5c) slot, but which has a slot or slots in which may be placed multiples of 5c, to wit: dimes and 25c pieces, and which renders a piece of music for each 5c deposited shall be taxed as a 5c slot machine.

35. It is recommended that the Senate recede from its amendment to Section 130, page 93, subsection (b) as follows:

Amend Section 130, subsection (b), by adding after the word "luggage" in line 48 of the printed bill the words "nor to coin-operated toilet locks in hotels, stations or other public places."

36. It is recommended that the House concur in Senate amendment to Section 132, page 95, which strikes out House amendment to said section, as shown on page 95, and reads as follows:

Amend Section 132 as follows:

In line 13 change	$ 25.00	to $	37.50;
In line 15 change	50.00	to	75.00;
In line 17 change	100.00	to	150.00;
In line 19 change	200.00	to	300.00;
In line 20 change	300.00	to	500.00;
In line 38 change	150.00	to	225.00;

In line 40 change 250.00 to 400.00;
In line 42 change 500.00 to 750.00;
In line 43 change 750.00 to 1,000.00;
In line 44 change 1,000.00 to 1,500.00.

37. It is recommended that the House concur in Senate amendment to Section 132, subsection (d), page 97, as follows:

Amend Section 132, subsection (d), page 97, by adding after line 44 the following: "Providing that the tax levied in subsection (d) shall not apply to private wire service not connected with or handling quotations of a stock exchange, grain or cotton exchange."

38. It is recommended that the House concur in Senate amendment to Section 134, page 101 as follows:

Amend Section 134 by striking out all after the word "not" in line 55, down to and including the word "preparations" in line 62, and substituting in lieu thereof the following: "Provided further, that where no standard high or low pressure bottling machine is used to fill the containers, a tax of fifty dollars ($50.00) shall apply.

The tax levied in this section shall not apply to any product containing more than fifty per cent of milk, put up in containers for sale as food rather than soft drink preparations."

39. It is recommended that the House concur in Senate amendment to Section 136, page 104 as follows:

Amend Section 136, line 12, by striking out "Counties, cities or towns shall not levy any license tax under this section" and insert in lieu thereof "Counties, cities and towns may levy a tax not to exceed one-half of that levied by the State under the provisions of this act."

40. It is recommended that the House concur in Senate amendments to Section 138 1/2 on pages 107 and 108 as follows:

Amend Section 138 1/2 on pages 107 and 108 of said Bill by striking out all of said section.

41. It is recommended that the Senate recede from its amendment to Section 148, page 120, line 23, as follows:

Amend Section 148, page 120, line 23, by striking out House amendment to said section which reads as follows: "Amend Section 148 by striking out the word 'one-fourth' in line 23, page 120, and inserting in lieu thereof the word 'three-eights'."

42. It is recommended that the House concur in Senate amendment to Section 150, page 123 as follows:

Amend Section 150, on page 123, by adding between the word "excess" and the word "of" in line 51 the following words: "of one-half."

43. It is recommended that the Senate recede from its amendment to Section 153, line 39, page 136, as follows:

Amend Section 153, page 136, by striking out the word "one-fourth" in line 39, section 1, subsection (e) and inserting in lieu thereof the word "one-half."

44. It is recommended that the Senate recede from its amendment to Section 153, page 140, line 149, as follows:

Amend Section 153, page 140, line 149, by striking out House amendment to said section as follows: "Amend section 153, page 140, line 149, by strik-

ing out the words and figures 'one hundred dollars ($100.00)' and inserting in lieu thereof the words and figures 'one hundred and fifty dollars ($150.00)'."

45. It is recommended that the Senate recede from its amendment to Section 155, page 144, as follows:

Amend Section 155 by striking out House amendment to said section, which reads as follows: "Amend Section 155 by adding after the word 'Act' in line 27 on page 144, the following: Providing that any person, firm or corporation engaged in the business referred to in lines 3, 4 and 5 of this section who does not employ more than one helper shall pay a license not in excess of one-half of the base tax levied in this section."

46. It is recommended that the Senate recede from its amendment to Section 156, page 145, as follows:

Amend Section 156, page 145, by striking out House amendment to said section which reads as follows: "Amend section 156, page 145, by inserting between lines 22 and 23 the following: (b) Upon all other forms of contest in which a prize is offered or given away as an inducement to secure trade, twenty-five dollars ($25.00)."

Amend by re-lettering subsection (b) in the present bill as subsection (c).

47. It is recommended that the House concur in Senate amendment to Section 157, page 147, line 48, as follows:

Amend Section 157, page 147, in line 48, by adding after the word "months" the following: "Any Clerk of the Superior Court failing to make the report and pay the amount of tax due under this section within the first fifteen days of the month in which such report is required to be made shall be liable for a penalty of ten per cent (10%) on the amount of tax that may be due at the time such report should be made."

48. It is recommended that the House concur in Senate amendment to Section 161, page 150, as follows:

Amend Section 161, page 150, by striking out the House amendment which reads as follows: "Amend Section 161, page 150, line 8, by striking out the words 'one-half cent' inserting in lieu thereof the words 'one cent'."

49. It is recommended that the Senate recede from its amendment to Section 162, as follows:

Amend Section 162 by striking out the House amendment and by striking out the printed section all after the word "one" in line 17, page 152, down to line 36, page 153, and insert in lieu thereof the following:

For not more than four additional stores, for each such additional store ..... $ 50.00

For five additional stores and not more than eight, for each such additional store 70.00

For nine additional stores and not more than twelve, for each such additional store 80.00

For thirteen additional stores and not more than sixteen, for each additional store 90.00

For seventeen additional stores and not more than twenty, for each such additional store 100.00

For twenty-one additional stores and not more than fifty, for each such additional store 125.00

For fifty-one additional stores and not more than one hundred, for each such additional store..... 150.00

For one hundred and one additional stores and not more than one hundred and fifty, for each such additional store..... 175.00

For one hundred and fifty-one additional stores and not more than two hundred, for each such additional store..... 200.00

For two hundred and one additional stores and over, for each such additional store 225.00

and the Committee recommends the adoption of the House amendment to Section 162, page 152, as follows:

Amend Section 162, page 152, as follows:

In line 21 change $ 60.00 to $ 70.00;
In line 23 change 70.00 to 80.00;
In line 25 change 80.00 to 90.00;
In line 27 change 90.00 to 100.00;
In line 29 change 100.00 to 125.00;
In line 31 change 125.00 to 150.00;
In line 33 change 150.00 to 175.00.

Amend said section further by striking out lines 34 and 35 and insert the following:

"For one hundred and one additional stores and not more than two hundred, for each such additional store.....$200.00

For two hundred and one additional stores and over, for each such additional store..... 225.00"

50. It is recommended that the House concur in Senate amendment to Section 162, page 154, line 79, as follows:

Amend Section 162, page 154, by inserting after the word "to" and before the word "dealers" the words "retail or wholesale."

51. It is recommended that the House concur in Senate amendment to Section 162, page 154, as follows:

Amend Section 162, page 154, by inserting after the word "vehicles" in line 79 and before the word "who" in line 80, the words "and automotive equipment and supply dealers at wholesale."

52. It is recommended that the Senate recede from its amendment to Section 162 as follows:

Amend Section 162 by striking out lines 79, 80 and 81, being the last three lines thereof, and inserting in lieu thereof the following: "This section shall not apply to the business taxes under section 153 of this Article."

53. It is recommended that the House concur in Senate amendment to Section 162 1/2, pages 154, 155, 156, 157 and 158 except that the figures in the brackets "for not more than four additional automotive service stations, for each such station" shall be $10.00 in lieu of $15.00, and that the figures in the brackets "for five additional automotive service stations and not more than eight, for each such additional station" shall be $15.00 in lieu of $30.00, and that the said section shall be made to read as follows:

Amend Committee Substitute for House Bill 32 by striking out the House Section 162 1/2 and adding between Sections 162 and 163 the following:

Section 162 1/2. Branch or chain automotive service stations.

Every person, firm or corporation engaged in the business of operating or maintaining in this State, under the same general management, supervision or ownership, two or more automotive service stations, or engaged in the business or retail selling and/or delivering of any tires, tools, batteries, electrical equipment, automotive accessories, or motor fuels and/or lubricants, or any of such commodities, or who controls by lease either as lessor or lessee, or by contract, the manner in which any such automotive service station is operated, or the kind or kinds, character or brand or brands of merchandise which are sold therein, shall be deemed a branch or chain automotive service station operator, and shall apply for and obtain from the Commissioner of Revenue a State license for the purpose of engaging in the business of a branch or chain automotive service station operator, and shall pay for such license a tax according to the following schedule:

On each and every such automotive service station in this State in excess of one:

For not more than four additional automotive service stations, for each such station ..... $ 10.00

For five additional automotive service stations and not more than eight, for each such additional station 15.00

For nine additional automotive service stations and not more than twelve, for each such additional station 20.00

For thirteen additional automotive service stations and not more than sixteen, for each such additional station 25.00

For seventeen additional automotive service stations and not more than twenty, for each such additional station 30.00

For twenty-one additional automotive service stations and not more than thirty, for each such additional station 35.00

For thirty-one additional automotive service stations, and not more than fifty, for each such additional station 47.50

For fifty-one additional automotive service stations and not more than one hundred, for each such additional station 60.00

For one hundred and one automotive service stations and over, for each such additional station 85.00

The term "chain automotive service stations," as used in this section shall include automotive service stations operated under separate charters of incorporation, if there is common ownership of a majority of stock in such separately incorporated companies, and/or if there is similarity of name of such separately incorporated companies, and/or if such separately incorporated companies have the benefit in whole or in part or group purchase of merchandise, or of common management; and in like manner the term "chain automotive service station" shall apply to any group or automotive service stations where a majority interest is owned by an individual or partnership.

Nothing herein contained shall be construed as placing the tax on lessors or sub-lessors of such automotive service stations who have no control over the operation or management thereof and do not control or restrict the kind or kinds, character, brand or brands of merchandise or price of said brands of merchandise sold or offered for sale therein either in the lease, sublease, or by separate contract.

Counties, cities and towns shall not levy a license tax on the business taxed under this section, but this shall in no way affect the right given to counties, cities and towns to levy taxes under section 153 of this act.

Any contract or agreement which has been, or may hereafter be entered into including separate contracts or portions of contracts, between any chain automotive service station operator and chain operator of any unit in the chain operated by such branch or chain operator, by the terms of which the operator of any such unit shall be required to pay the tax levied in this section, or to reimburse the branch or chain automotive service station operator for tax paid under this section, is hereby declared to be contrary to public policy, and shall be null, void, and of no effect.

In enforcing this provision of this section the Commissioner of Revenue may prorate the total amount of tax for the chain to the several units, and the amount so prorated may be recovered from such unit in the chain in the same way as other taxes levied in this act.

Business taxed under this section shall not be taxed under section 162 of this act.

54. It is recommended that the House concur in Senate amendment to Section 203, subsection 5, page 174, as follows:

Amend Section 203, subsection 5, page 174, line 80, by inserting after the word "article" the words "unless the tax levied by sections 210 and 211 of this article exceed the tax levied in this section."

55. It is recommended that the House concur in Senate amendment to Section 207, page 179, as follows:

Amend Section 207, page 179, subsection (a), lines 24, 25 and 26, by striking out the following words "deducting the tolls received from the official business of the United States."

56. It is recommended that the House concur in Senate amendment to Section 208, as follows:

Amend Section 208, page 182, by striking out the House amendment as follows: "Amend Section 208 by adding between lines 42 and 43 on page 182 the following: 'That out of the license fees collected from mutual burial associations so much as is necessary shall be used to defray the expenses incurred by the Insurance Commissioner in supervising such burial associations'."

57. It is recommended that the House concur in Senate amendment to Section 210, subsection 2, line 20, as follows:

Amend section 210 subsection 2, by striking out of line 20 the words "(including determined value of corporate excess)."

58. It is recommended that the House concur in Senate amendment to Section 210, page 188, as follows:

Amend Section 210, subsection 2 by adding at the end of said subsection the following: "The provisions of this section that the basis of franchise tax shall not be less than the amount of issued and outstanding capital stock shall not apply to corporations in receivership, but such franchise tax shall be based upon the other factors set out in this section."

59. It is recommended that the House concur in Senate amendment to Section 210, subsection 2, page 188, as follows:

Amend Section 210, subsection 2, page 188, by adding at the end thereof and after amendment 58 above, the following: "The provisions of this subsection that the basis for franchise tax shall not be less than the amount of issued and outstanding capital stock shall not apply to domestic corporations, ninety per cent of whose stock is owned by persons or corporations to whom or to which such stock was issued prior to January 1, 1935, in part payment or settlement of their respective deposits in any closed bank in the State of North Carolina."

60. It is recommended that the House concur in Senate amendment to Section 210 as follows:

Amend Section 210, page 188, by inserting after the word "provided" in line 28 the words "there is hereby levied and," and by striking out of line 28 the words "levy and."

61. It is recommended that the House concur in Senate amendment to Section 211 as follows:

Amend Section 211, page 190, by inserting after the word "section" in line 45, the words "there is hereby levied and," and by striking out of lines 45 and 46 the words "and levy."

62. It is recommended that the House concur in Senate amendment to Section 213, page 193, as follows:

Amend Section 213, page 193, line 11, by striking out after the word "in" the words and figures "sections 210 and 211" and inserting in lieu thereof the words and figures "sections two hundred ten (210) and two hundred eleven (211)."

63. It is recommended that the Senate recede from its amendment to Section 310, Article IV, pages 201 and 202, as follows:

"Amend Section 310, Article IV, pages 201 and 202, by striking out lines 11, 12, 13, 14, 15, 16 and 17 and substituting in lieu thereof the following: 'On the excess over the amount legally exempted, up to one thousand dollars, four per cent. On the excess above one thousand dollars and up to two thousand dollars, five per cent. On the excess over two thousand, six per cent'."

64. It is recommended that the House concur in Senate amendment to Section 311½, page 207 as follows:

Amend Section 311½ of Article IV, Schedule D, entitled "Income from Stock in Foreign Corporations," by striking out the last sentence thereof beginning at line 30 on page 207.

65. It is recommended that the House concur in Senate amendment to Section 322, page 222, as follows:

Amend Section 322 entitled "Deductions" by striking out subsection 5 thereof and inserting in lieu thereof the following:

5. Dividends from stock in any corporation, the income of which shall have been assessed, and the tax on such income paid by the corporation under the provisions of this act; Provided, that when only part of the income of any corporation shall have been assessed under this act, only a corresponding part of the dividends received therefrom shall be deducted.

66. It is recommended that the House concur in Senate amendment to Section 322, subsection 9, page 223 as follows:

Amend Section 322, page 223, subsection 9, in line 82 by striking out the word "fifteen" and inserting in lieu thereof the word "ten."

67. It is recommended that the House concur in Senate amendment to Section 323, page 225, as follows:

Amend Section 323, page 225, entitled "Items not Deductible" by striking out the whole of paragraph (f) thereof beginning at line 12 on page 225.

68. It is recommended that the House concur in Senate amendment to Section 326, page 228 as follows:

Amend Section 326, page 228, by inserting after the word "Act" in line 12, the following: "Every resident of the State having gross income in excess of five thousand dollars ($5,000.00) and every non-resident having gross income within this State in excess of five thousand dollars ($5,000.00) shall be required to make a return."

69. It is recommended that the House concur in Senate amendment to Section 336, page 240, as follows:

Amend Section 336 by adding at the end of subsection 5 thereof the following: (6) Any person required under this act to pay any tax or required by law or regulations made under authority thereof to make a return, keep any records, or supply any information for the purposes of computation, assessment or collection of any tax imposed by this act, who willfully fails to pay this tax, make such return, keep such records or supply such information at the time or times required by law or regulations, shall, in addition to other penalties provided by law, be guilty of a misdemeanor, and upon conviction thereof, shall be fined not more than $500.00 or imprisoned not exceeding six months, or punished by both such fine and imprisonment at the discretion of the Court, within the limitations aforesaid.

70. It is recommended that the House concur in Senate amendment in the caption of Schedule E, Article V, page 243 as follows:

The House amendment to caption of Schedule E, of Article V, page 243 was adopted and the words "For State Purposes" was added by the Senate Committee after the words "Emergency Revenue."

71. It is recommended that the House concur in Senate amendment to Section 401 line 2, page 243, as follows:

Amend Committee Substitute for House Bill 32, section 401, line 2, page 243 by inserting the word "emergency" between the words "provide" and "revenue."

72. It is recommended that the House concur in Senate amendment to Section 401, pages 243 and 244 as follows:

Amend Section 401 by striking out lines 7 to 13 inclusive.

73. It is recommended that the House concur in Senate amendment to Section 401, page 244, as follows:

"Amend Section 401, by striking out the word "shall" in line 17, on page 244, and substituting in lieu thereof the word "may."

74. It is recommended that the House concur in Senate amendment to Section 401, pages 245 and 246 as follows:

Amend Section 401, by striking out all of the section beginning on line 38, page 245, through line 76 on page 246.

75. It is recommended that the House concur in Senate amendment to Section 403, page 247 as follows:

Amend by striking out all of Section 403 on page 247.

76. It is recommended that the House concur in Senate amendment to Section 404 as follows:

Amend Section 404 by striking out subheading "Consumers' Tax."

77. It is recommended that the House concur in Senate amendment to Section 404, subsection 5, page 248, as follows:

Amend Section 404, subsection 5, by inserting after the word "tobacco" in line 41 the words "and other farm products."

78. It is recommended that the House concur in Senate amendment to Section 404, subsection 9, as follows:

Amend paragraph 9 of section 404 by adding between the word "sold" and the word "in" in line 62 on page 249, the words "at retail."

79. It is recommended that the Senate recede from its amendment to Section 404, subsection 12, page 250, as follows:

Amend Committee Substitute for House Bill 32 as amended by striking out the words and figures "Ten Dollars ($10.00)" in line 86 of paragraph 12, section 404, and inserting in lieu thereof the words and figures "Fifteen Dollars ($15.00)."

80. It is recommended that Section 404, subsection 13, page 252, be amended as follows:

Add after the word "Act" in line 131, page 252, the following: "The term 'motor vehicle' as used in this section shall include trailers."

81. It is recommended that the Senate recede from that portion of section 405, pages 252, 253 and 254, which reads as follows:

Amend Article V, Schedule E, by adding the following to be known as Section 405, and striking out all of the present section 405 in Committee Substitute for House Bill 32:

Section 405. The taxes imposed in this article shall not apply to the sale of commercial fertilizer on which an inspection tax is paid, nor to the sale of public school books, on the adopted list, and the selling price of which is fixed by law. The taxes imposed in this article shall not apply to the sale of products of farms, forests, or mines when such sales are made by the persons or members of their immediate families or by employees forming a part of the organization of persons who produce such products in the original state or condition of preparation for sale, but shall apply to the resale of such products. The exemption in this section shall not extend to manufacturers or producers who become merchants in the ordinary meaning of that term, and who maintain, separate from the place of production, stores for the retail sale of merchandise, nor to the sale of their own products through such retail stores, nor shall it extend to the sale of their products through merchants acting as agents for the manufacturer, nor to the sale of products by peddlers.

No tax shall be imposed under this article upon the sale of any merchandise to the Federal Government or any of its agencies, or to the State of North Carolina or any of its subdivisions, including sales of merchandise to agencies of Federal, State or local governments for distribution in public welfare and relief work.

Conditional exemptions: In addition to the exemptions set out in this section there shall also be an exemption of sales by retail merchants, upon conditions hereinafter set out, of the following articles:

Flour, meal, meat, lard, milk, molasses, salt, sugar and coffee. It is the intention that this exemption shall apply to these primary and essential articles of food as the words used are commonly understood.

Flour means wheat flour and does not include cereal products other than flour.

Meal means corn meal and not grits, flakes or other cereal products.

Meat includes fresh or cured meats of animals or fish other than shell fish but does not include any specialized products in cans, jars, boxes or cartons for the retail trade.

Lard is intended to include articles commonly understood by the use of this term both from animal fat and vegetable substitute, but does not include oleomargarine, butter, oils or other like products.

Molasses includes the product commonly understood by that name and does not include cane, sugar, maple or other syrups.

Milk includes sweet and buttermilk, but does not include canned milk, evaporated milk or other milk products.

Sugar includes plain and granulated sugar as commonly understood and no other sugar products.

Coffee means plain, roasted or ground coffee as commonly understood but no coffee substitutes.

The exemption of the articles of food herein enumerated is upon condition that the retail merchant shall keep accurate and separate records of invoices and sales of the exempted articles in such form and detail as may be prescribed by the Department of Revenue and in any event in such manner that accurate reports may be separately made covering the sale of such conditionally exempted articles, and in such form as may be accurately and conveniently checked by the representatives of the Department of Revenue.

Unless records are kept in such manner as will accurately disclose separate accounting of sales of taxable and non-taxable merchandise the conditional exemptions herein made shall not be allowed, and it shall be the duty of the Commissioner to assess a tax upon the total gross sales, and if records are not kept showing total gross sales it shall be the duty of the Commissioner or agents to assess a tax upon an estimation of sales upon the best information obtainable.

It is recommended further that the House concur in so much of said Senate amendment to Section 405 as reads as follows, which portion of said section shall be adopted in lieu of the present subsection (a) of 405 of the printed bill, to wit:

(a) It is not the intent of this act to exempt gasoline from the retail sales tax levied in this act, nor is it considered expedient to levy a tax upon the wholesale distribution of gasoline, payable at the source of distribution, and an additional tax upon the retail sale. Therefore, to carry out the intent of this act, a proportion of the tax or six cents per gallon, to be determined in the manner herein set out, shall be deemed in satisfaction of the tax upon retail sales levied in this act. The Director of the Budget, the Chairman of the Highway Commission and the Commissioner of Revenue shall in the first fifteen days of each quarterly period determine the total amount of gasoline

sold in the State in the preceding three months, and the average retail price, inclusive of gasoline tax, and shall on this basis compute the amount of tax liability at the rate of tax levied in this act on retail sales, and the sum so computed shall be deducted from the tax of six cents per gallon, and credited by the State Treasurer to the sales tax revenue levied in this act.

It is further recommended that Section 405 entitled "Exemptions" as printed in Committee Substitute to House Bill 32 shall be in all respects adopted except that for subsection (a) contained in the printed bill there shall be substituted the Senate amendment relative to gasoline as hereinbefore set out.

82. It is recommended that the House concur in Senate amendment to Section 406, page 254, as follows:

Amend Section 406 by inserting after the word "business" in line 11, the following: "The license tax levied in this section shall be a continuing license until revoked for failure to comply with the provisions of this article. License issued under Article V, Chapter 445, Public Laws of 1933, for the tax year 1934-1935, shall be deemed a continuing license under this section."

83. It is recommended that the House concur in Senate amendment to Section 406 by striking out in line 12 as follows:

Amend Section 406, pages 254, by striking out in line 12 the words "on the sale of" and substituting in lieu thereof the words "for the privilege of engaging in the business of selling."

84. It is recommended that the House concur in Senate amendment to Section 427 as follows:

Amend by striking out Section 427 of Article V thereof.

85. It is recommended that the House concur in Senate amendment to Section 451 as follows:

Amend Section 451 by striking out in line 16 the words "margin of the record thereof" and inserting in lieu thereof the words "records of his office."

86. It is recommended that the House concur in Senate amendment to Section 121, page 74 as follows:

Amend Section 121, page 74, by striking out House amendment, which reads as follows: "Amend Committee Substitute for House Bill 32 as follows: By adding at the end of subsection (b) section 121 the following: Provided, however, any person peddling fruits, vegetables or products of the farm shall pay a license tax of $25.00 per year, which license shall be State-wide and no county or city shall levy an additional tax on such peddler."

87. It is recommended that the House concur in Senate amendment to Section 126, page 85 as follows:

Amend Section 126 by inserting in line 36 between the words "the" and "license" the word "base," and by striking out the words "a tax upon" in line 37 and inserting in lieu thereof "for the privilege of engaging in such business a license tax measured by."

All of which is respectfully submitted this the twenty-fifth day of April, 1935.

HARRISS NEWMAN,
CARL L. BAILEY,
Conferees on the part of the Senate.

R. G. CHERRY,
T. C. BOWIE,
HUGH G. HORTON,
Conferees on the part of the House of Representatives.

Mr. Cherry moves that the Conference Report be adopted.

Upon this question Dr. McDonald calls for the "ayes" and "noes." The call is sustained and the Conference Report fails of adoption by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Bailey, Bean, Bender, Blount of Beaufort, Bowie, Bryan, Bryson, Cherry, Crabtree, Day, Funderburk, Harris, Henry, Hobbs, Horton, Howard, Hoyle, Jonas, Jones, Kendrick, Palmer, Ray, Thomas of Anson, Uzzell, Warden, Wilson—28.

Those voting in the negative are: Messrs. Andrews, Barbee, Barker, Barnes, Bowers, Brown, Bryant, Carr, Clegg, Cooper, Cross, Davis, Dobson, Douglass, Eagles, Fenner, Gardner, Garrell, Gibson, Hatcher, Hauser, Johnston, Lee, Leggett, Lindsey, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, O'Berry, Page, Paylor, Pickens, Rasberry, Rouse, Royster, Scholl, Sink, Sparger, Stell, Stevens, Stone, Tatem, Thomas of Harnett, Thorne, Tonissen, Vann, White, Williams of Pasquotank, Woodall—52.

The following pairs are announced:

Mr. Blount of Pitt with Mr. Cone. Were Mr. Cone present he would vote "aye." Mr. Blount would vote "no."

Dr. Farrell with Mr. Thompson of Wake. Were Mr. Thompson present he would vote "no." Dr. Farrell would vote "aye."

Mr. Klutz with Mr. Cook. Were Mr. Cook present he would vote "aye." Mr. Klutz would vote "no."

Mr. Spruill with Mr. Morphew. Were Mr. Morphew present he would vote "aye." Mr. Spruill would vote "no."

Messrs. Thompson of Robeson and Lumpkin vote "present."

STATEMENTS BY MEMBERS

I am voting for the adoption of the Conference Report on the Committee Substitute for Revenue Bill, House Bill No. 32, because the majority party is responsible for providing revenue with which to support the institutions of the State and they present this Report as the result of their efforts to provide such revenue.

I have opposed many of the provisions of this bill, especially the sales tax provision, and still oppose them. I hereby exercise my constitutional right to have this statement entered in the Journal of the House.

This April 25, 1935.

CHAS. A. JONAS.

Believing this Conference Report will not balance the Appropriations Bill and due to the fact that it contains an unmerciful sales tax, I take pleasure in voting "no."

S. E. DOUGLASS.

On motion of Mr. Bryant the House Conferees are authorized to further consider the differences existing between the House and the Senate without specific instructions from the House.

On motion of Mr. Cooper H. B. 1184, a bill to be entitled An act to remove discrimination between common carriers and competing non-common carriers by placing the latter under the control of the Utilities Commission and to preserve the highways of North Carolina, is taken from the Committee on Public Utilities and recommitted to the Calendar Committee.

On motion of Mr. Fenner S. B. 501, a bill to be entitled An act authorizing and empowering the Commissioner of Revenue of the State of North Carolina to collect from John H. Bratcher, colored, of Rocky Mount, North Carolina, the fees specified in the Revenue Act for the year 1933 for the practice of chiropody in the State of North Carolina and to issue license therefor, is taken from the Committee on Health and placed on the Calendar.

On motion of Mr. Lumpkin H. B. 1245, a bill to be entitled An act to amend Chapter 211, Public Laws of 1933, relating to refunds for taxes for motor fuels, is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 1.

On motion of Mr. Blount of Beaufort H. B. 862, a bill to be entitled An act to make secure to debtors the benefits of Chapter 36 and Chapter 275, Public Laws of 1933, is taken from the Committee on Judiciary No. 1 and placed on the Calendar.

On motion of Dr. McDonald the House adjourns and will meet tomorrow at twelve o'clock, noon.

NINETY-THIRD DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, April 26, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend W. H. Brown of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Tatem, for the Committee on Roads.

H. B. 723, a bill to be entitled An act to provide for the inspection of motor vehicles.

With a favorable report as amended.

By Mr. Uzzell, for the Committee on Calendar.

H. B. 1269, a bill to be entitled An act to place Robert Milton Pittman, Confederate veteran, on the pension roll of Avery County.

With a favorable report.

By Mr. Williams of Pasquotank, for the Committee on Corporations.

H. B. 1086, a bill to be entitled An act to amend Section 1 of Section 1114 of the Consolidated Statutes of North Carolina relating to the name of corporations.

With a favorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed and ask that they be sent to the Senate.

It is so ordered.

H. B. 65, a bill to be entitled An act to submit to the voters of North Carolina the question of controlling the sale of whiskey in North Carolina.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Rasberry, Andrews, Hatcher, Barbee, Spruill, Johnson, and Klutz: H. B. 1273, a bill to be entitled An act to authorize the Council of the State of North Carolina to issue bonds in the sum of one million dollars, the proceeds thereof to be used by the Council of State in building additional buildings, and provide equipment for the State Hospitals for the Insane and Feeble-minded.

Referred to the Committee on Appropriations.

By Messrs. Tonissen, Ervin and Scholl: H. B. 1274, a bill to be entitled An act to permit the County Commissioners of Mecklenburg County to employ an attorney to assist in the prosecution of the criminal docket of Mecklenburg County.

On motion of Mr. Tonissen the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Sullivan, Tonissen, Thompson of Wake, Cook, Cooper and Ervin: H. B. 1275, a bill to be entitled An act to establish a State athletic commission to regulate boxing and wrestling matches within the State where now permitted by Public-Local Laws, and to amend Consolidated Statutes, Section 4412 (Michie) in so far as it is in conflict with this act.

Referred to the Committee on Judiciary No. 2.

By Mr. Page: H. B. 1276, a bill to be entitled An act to repeal Section 5960-5968 of the Consolidated Statutes and all amendments thereto relating to the Absentee Ballot Law, and to amend Section 6055 of the Consolidated Statutes relating to assistance to voters, to apply only to primary elections to be held in Bladen County.

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Mitchell, Douglass, and Thompson of Wake: H. R. 1277, joint resolution inviting the Honorable Josephus Daniels, Ambassador Extraordinary and Minister Plenipotentiary of the United States of the Republic of Mexico, to address a Joint Session of the General Assembly.

On motion of Mr. Mitchell the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Klutz: H. B. 1278, a bill to be entitled An act to incorporate the trustees of Mott's Grove Methodist Episcopal Church and camp ground, in the county of Catawba.

Referred to the Committee on Calendar.

And

H. B. 1279, a bill to be entitled An act repealing Chapter 147 of the Public-Local Laws of 1925, relating to additional costs taxed against defendants in criminal cases in Catawba County.

Referred to the Committee on Calendar.

And

H. B. 1280, a bill to be entitled An act to amend Chapter 32, Public Laws of 1931, relating to barber's license law in Bandy's Township, Catawba County.

Referred to the Committee on Calendar.

By Mr. Bryan: H. B. 1281, a bill to be entitled An act providing for the appointment of a solicitor for the Mayor's Court of the town of North Wilkesboro.

On motion of Mr. Bryant the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1282, a bill to be entitled An act to validate certain sales of land for taxes and certificates issued in pursuance thereof in the town of North Wilkesboro.

On motion of Mr. Bryan the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Pickens: H. B. 1283, a bill to be entitled An act to amend Chapter 149 of the Public Laws of 1927, relating to the sales of stocks, bonds, and other securities by more clearly defining the term "dealer."

Referred to the Committee on Judiciary No. 2.

By Mr. Sprinkle: H. B. 1284, a bill to be entitled An act to regulate the salary of the County Attorney of Madison County.

Referred to the Committee on Salaries and Fees.

And

H. B. 1285, a bill to be entitled An act to regulate the salary of the Tax Collector of Madison County.

Referred to the Committee on Salaries and Fees.

By Mr. Meekins: H. B. 1286, a bill to be entitled An act authorizing the County Commissioners of Caldwell County and/or the governing body of any municipality in said county, taxpayers as to penalties, interest and cost.

On motion of Mr. Meekins the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams of Hyde: H. B. 1287, a bill to be entitled An act to allow further time in which to bring tax foreclosure suits in Hyde County.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1288, a bill to be entitled An act supplemental to An Act entitled "An Act to require the liquidation by the Commissioner of Banks of all banking institutions now in receivership in the State Courts, and to make this liquidation mandatory and exclusive," to correct an error therein, and being H. B. 271, ratified April 25, 1935.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cone: H. B. 1289, a bill to be entitled An act prescribing the conditions upon which the State and political subdivisions, boards, and agencies thereof, and estates, trusts of fiduciaries may insure property in mutual insurance corporations.

Referred to the Committee on Insurance.

By Mr. Falkner: H. B. 1290, a bill to be entitled An act to fix salaries for the officers of Vance County.

On motion of Mr. Falkner the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Blount of Beaufort: H. B. 1291, a bill to be entitled An act to regulate the use of haul nets in rivers and creeks of the waters of North Carolina.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 373, a bill to be entitled An act to amend Chapter 186 of the Public Laws of 1931, entitled "An Act to provide the manner in which the issuance

of bonds or notes of a unit and the indebtedness of a unit may be validated."

Referred to the Committee on Finance.

S. B. 375, a bill to be entitled An act to amend the Local Government Act, being Chapter 60 of the Public Laws of 1931 as amended.

Referred to the Committee on Finance.

S. B. 386, a bill to be entitled An act to amend Section 5440-A of the Consolidated Statutes relative to providing textbooks and the teaching of the effects of alcoholism and narcotism on the human system.

Referred to the Committee on Education.

S. B. 413, a bill to be entitled An act to require bottling plants and soft drinks places to be operated in a sanitary condition.

Referred to the Committee on Health.

S. B. 426, a bill to be entitled An act creating the rural electrification authority of North Carolina for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to said inhabitants of the State at the lowest cost consistent with sound economy and prudent management and defining some of its powers and duties.

On motion of Mr. O'Berry the bill is placed on the Calendar.

S. B. 514, a bill to be entitled An act to create a sanitary district in Rutherford County, North Carolina, to be known as the Broad River Sanitary District.

Referred to the Committee on Judiciary No. 1.

S. B. 517, a bill to be entitled An act to provide for a tax on itinerant second-hand or used car dealers for Robeson County.

Referred to the Committee on Calendar.

S. B. 524, a bill to be entitled An act to repeal Chapter 364 of the Public-Local Laws of 1933, relating to the officers of Lenoir County.

On motion of Mr. Rouse the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

H. B. 460, a bill to be entitled An act to validate the acts of the Commissioners of the town of Aulander and Tax Collector in accepting bonds of the town of Aulander in payment of paving assessments and taxes, and to allow payment of taxes for the years 1934 and prior thereto to be paid with bonds.

For concurrence in the Senate amendment.

On motion of Mr. Spruill the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 860, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Henderson County. (Applicable also to Richmond County.)

For concurrence in the Senate amendment.

On motion of Mr. Sherard the House concurs in the Senate amendment and the bill is ordered enrolled.

SPECIAL MESSAGE

SENATE CHAMBER,
April 26, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate fails to grant your request for the return of H. B. 313, titled, "relating to joint act of municipalities as to water systems and sewerage disposals," for the further consideration of your Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Senate Substitute for H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929 with reference to tax collector for Rutherford County.

On motion of Mr. Gardner the Senate Substitute and original House Bill are recommitted to the Committee on Elections and Election Laws.

H. B. 1158, a bill to be entitled An act to amend Section 5, Chapter 45, Private Laws of 1931, relative to the Charter of the town of Chapel Hill.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1220, a bill to be entitled An act to enlarge the time for foreclosure of tax sales certificates issued to Wilson County in all cases where taxes are less than fifteen dollars.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1218, a bill to be entitled An act authorizing the Commissioners of Wilson County to extend the time of sale for delinquent taxes to the first Monday in November of each year.

On motion of Mr. Vann the bill is recommitted to the Committee on Counties, Cities, and Towns.

H. B. 1219, a bill to be entitled An act authorizing the Board of Aldermen of the town of Wilson to extend the time of sale for delinquent taxes to the first Monday in November of each year.

On motion of Mr. Vann the bill is recommitted to the Committee on Counties, Cities and Towns.

H. B. 1266, a bill to be entitled An act to authorize and require the Board of County Commissioners to install an adequate accounting and bookkeeping system for the county of Wake.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1272, a bill to be entitled An act to validate tax sales in Pasquotank County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 339, a bill to be entitled An act to authorize the North Carolina Institution for the Education of the Deaf, Dumb and Blind, to convey to the city of Raleigh certain unoccupied and unused property within the limits of said city to be used for public park purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 194, a bill to be entitled An act to increase the number of the State Highway Patrol, and to define and prescribe its duties and supervision, and to amend Chapter 218, Public Laws of 1929 as amended by Chapter 381, Public Laws of 1931, and by Chapter 214, Public Laws of 1933 relating to the State Highway Patrol, and to provide a State wide radio system to be used in connection with the enforcement of the criminal laws of the State.

The question now recurs upon the passage of the bill as amended on its third reading.

An amendment offered by Mr. Lumpkin is lost.

On motion of Mr. Blount of Beaufort the vote by which the bill passed its second reading is reconsidered.

Mr. Blount of Beaufort moves that the vote by which the amendment offered by Mr. Bowie on yesterday was adopted be reconsidered, which motion is carried.

The question now recurs upon the adoption of the amendment offered by Mr. Bowie.

The amendment fails of adoption.

An amendment offered by Mr. Sparger is lost.

The question now recurs upon the passage of the bill as amended, on its second reading.

As amended, the bill passes its second reading.

The question now recurs upon the passage of the bill as amended on its third reading.

Upon this question Mr. Bowie calls for the "ayes" and "noes." The call is sustained and the bill as amended passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House amendment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bryant, Bryson, Carr, Cherry, Cone, Crabtree, Cross, Day, Douglass, Eagles, Farrell, Fenner, Funderburk, Gardner, Gibson, Hatcher, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Jones, Lee, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Spruill, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Pasquotank, Woodall, Zickler—73.

Those voting in the negative are: Messrs. Bowers, Bowie, Brock, Brown, Bryan, Clegg, Hauser, Kelly, Klutz, Leggett, Sprinkle, Warden—12.

S. B. 462, a bill to be entitled An act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Buncombe County.

Passes its second and third readings and is ordered enrolled.

S. B. 502, a bill to be entitled An act to amend Chapter 258, Public-Local Laws of 1933, as amended by Chapter 469 of the Public-Local Laws of 1933, entitled "An Act to regulate the duties of Sheriff of Edgecombe County and establish office of tax collector of Edgecombe County," to increase salaries of deputy sheriffs of Edgecombe County.

Passes its second and third readings and is ordered enrolled.

S. B. 515, a bill to be entitled An act to repeal Chapter 380 of the Private Laws of 1901, entitled An Act to incorporate the Unity Cemetery Association of the town of Rocky Mount, North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 522, a bill to be entitled An act to authorize the town of Brevard to lease and operate a golf course.

Passes its second and third readings and is ordered enrolled.

H. B. 1087, a bill to be entitled An act to permit Pinehurst School District in Moore County, North Carolina to hold an election upon the question of levying an additional tax for additional school facilities in said District.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 1223, a bill to be entitled An act to amend Chapter 268 of the Public-Local Laws of North Carolina, Session 1911, entitled "An Act to drain Crowder's Creek lowlands and its tributaries in Gaston County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 1244, a bill to be entitled An act for the relief of Iredell-Rowan County Drainage District No. 1.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 1264, a bill to be entitled An act to permit Eureka School District in Moore County, North Carolina to hold an election upon the question of levying an additional tax for additional school facilities in said District.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 1235, a bill to be entitled An act to eliminate certain territory from the corporate limits of the town of Burnsville.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson,

Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 1258, a bill to be entitled An act to provide for a kennel tax in Greene County and the town of Snow Hill.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 1265, a bill to be entitled An act incorporating the town of Center Hill, Chowan County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 1088, a bill to be entitled An act to permit the School Committee of the town of Southern Pines in Moore County to pay pensions to certain teachers out of the special taxes authorized to be levied in said School District.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin,

Meekins, Mitchell, Moody, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 1213, a bill to be entitled An act to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Bryson, Carr, Clegg, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Jones, Kelly, Kendrick, Klutz, Lee, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Moody, Morphew, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—91.

Those voting in the negative are: None.

H. B. 1116, a bill to be entitled An act to define and classify the various kinds of motor vehicle carriers and to better safeguard the interest of the public by requiring motor vehicle carriers to obtain permits before beginning to operate, and to comply with other regulations.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Carr, Cherry, Cone, Cooper, Crabtree, Cross, Day, Douglass, Eagles, Ervin, Farrell, Fenner, Gardner, Garrett, Hobbs, Horton, Howard, Hutchins, Lee, Lindsey, Meekins, Mitchell, Morphew, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Pickens, Rouse, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stone, Tatem, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Vann, Ward, White, Williams of Pasquotank, Woodall—59.

Those voting in the negative are: Messrs. Bailey, Bowie, Brock, Brown, Clegg, Falkner, Funderburk, Garrell, Harris, Hatcher, Hauser, Henry, Jones, Kelly, Kendrick, Leggett, Lumpkin, Moody, Ray, Sprinkle, Sullivan, Thorne, Wade, Warden, Zickler—25.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1249. Joint Resolution requiring the Secretary of State to have printed two thousand copies of H. B. 652 being An Act to amend Section 2 of Chapter 560, Public Laws of 1933, relating to sales of real estate for taxes.

H. B. 239. An Act to prohibit the sale of fireworks in certain portions of Durham County.

H. B. 382. An Act to authorize the transfer of school district sinking funds to county treasurers.

H. B. 586. An Act to prohibit the use of indecent and profane language and misleading and false calls over telephones, and to protect telephone subscribers. (Applicable only to Cabarrus, Stanly and Moore counties.)

H. B. 707. An Act prohibiting dredging or catching oysters during closed season.

H. B. 881. An Act to make it unlawful to operate a filling station in the town of Ramseur, Randolph County, on Sunday between the hours of ten-thirty, a.m., and twelve-thirty, p.m.

H. B. 904. An Act relating to compensation of Sheriff of Pasquotank County for collection of back taxes.

H. B. 954. An Act to amend Chapter 207 of the Public Laws of 1933, relating to adoption of minors.

H. B. 975. An Act extending the time for final settlement by executors and administrators where the funds of the estate of their intestate are in banks or trust companies in course of liquidation.

H. B. 1017. An Act relating to mutual burial associations doing business in Gates County.

H. B. 1139. An Act relating to the Municipal County Court of the county of Lenoir.

H. B. 1202. An Act to amend Chapter 230 of the Public-Local Laws of 1933, pertaining to barbed wire fences in Graham County.

H. B. 1205. An Act to allow the Sheriff of New Hanover County an allowance for the use and upkeep of his automobile.

H. B. 1228. An Act to provide that suits foreclosing tax certificates issued by Beaufort County or municipalities therein for delinquent taxes for the year 1932 and subsequent years may be brought within two years from the date of such certificates, and ratifying all tax certificates heretofore issued and tax suits heretofore brought by said county or the municipalities therein.

H. B. 1230. An Act to empower the Board of Commissioners of McDowell County, in its discretion, to postpone the sale of real estate for 1934 taxes.

S. B. 170. An Act to provide compensation for school children killed and/or injured while riding on a school bus to and from the public schools of the State: and to authorize the State School Commission to set aside certain funds for that purpose out of which medical and hospital expenses and death claims shall be paid.

S. B. 218. An Act to appoint trustees of the Tryon-Saluda City Administrative School Unit.

S. B. 343. An Act for uniform Courts in the Eleventh Judicial District.

S. B. 400. An Act providing for the advertisement of delinquent taxpayers of the town of Harmony, North Carolina, for the years 1929, 1930, 1931, and 1932 where such advertisement has not been made.

S. B. 475. An Act to repeal Chapter 40 Public Laws of 1933, relating to fees of witnesses in Duplin County.

S. B. 507. An Act to extend the time for instituting foreclosure proceedings on tax sales certificates for the year 1932 in Harnett County and to continue proceedings instituted on certificates for years prior to 1932.

On motion of Mr. Scholl, H. B. 966, a bill to be entitled An act to authorize the city of Charlotte to construct certain street improvements and to issue bonds under the Municipal Finance Act as amended and the Local Government Act, as amended, to pay the cost of such improvements, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Bowie the House takes a recess until three-thirty, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
FRIDAY, April 26, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Douglass, Thompson of Wake and Mitchell: H. B. 1292, a bill to be entitled An act relating to compensation of Registrars in Wake County.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Uzzell: H. B. 1293, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the cities of Salisbury, Spencer and East Spencer, in Rowan County, and to provide for the observance of certain holidays.

Placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1044, a bill to be entitled An act authorizing the Boards of Commissioners of Drainage Districts to adjust delinquent assessments made in said Districts.

As amended, the bill remains on the Calendar.

H. R. 362, joint resolution requesting Congress to pass an act providing for an equalizing fund for use of the schools.

The resolution fails to pass its second reading.

H. R. 1208, a joint resolution to pay the expenses of the Committee from the House of Representatives and the Senate visiting the State Hospital at Goldsboro.

On motion of Mr. Bryant, the resolution is recalled from the Appropriations Committee and placed on its immediate passage.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1048, a bill to be entitled An act to amend Chapter 148, Public Laws of 1927, being a "Uniform Act regulating operation of vehicles on highways," so as to provide that all cars sold in the State after January 1, 1936, shall be provided with safety glass throughout and the Highway Commission be empowered to establish tests of safety glass for the protection of the public against lowered standards of safety glass.

A Committee amendment is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. R. 1263, a joint resolution to pay expenses of the Senate and House Committee visiting Eastern Carolina Training School at Rocky Mount, North Carolina.

On motion of Mr. Bryant the bill is recalled from the Committee on Appropriations and placed on its immediate passage.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. R. 298, a joint resolution to pay the expenses of the Joint Subcommittee visiting the Western Carolina Teachers' College.

On motion of Mr. Bryant the resolution is recalled from the Committee on Appropriations and placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 862, a bill to be entitled An act to make secure to debtors the benefits of Chapter 36 and Chapter 275, Public Laws of 1933.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

CONFERENCE REPORT

Conferees on the part of the House of Representatives and Senate on Committee Substitute for H. B. 32, entitled "An act to raise revenue," beg leave to make the following report:

HONORABLE A. H. GRAHAM, *President of the Senate*
and
HONORABLE ROBERT G. JOHNSON, *Speaker of the House of Representatives:*

The undersigned Conferees do hereby report that they have agreed upon a Conference Report and recommend to the Senate and the House of Representatives the adoption of the following:

1. It is recommended that the House concur in the Senate amendment to Section 21, as follows:

"Amend Section 21, by adding at the end thereof the following: If any executor, administrator, collector, committee, trustee or any other fiduciary within or without this State holding or having control of any funds, property, trust or estate, the transfer of which becomes taxable under the provisions

of this act shall fail to file the statements herein required within the times herein required, the Commissioner of Revenue is authorized and shall be required to secure the information herein required from the best sources available, and therefrom assess the taxes levied hereunder, together with the penalties herein and otherwise provided."

2. It is recommended that the House concur in the Senate amendment to Article I, Schedule A, by adding on page 36 a new section to be known as Section 29, as follows:

"Section 29: *Reciprocal Relations in Respect to Death Taxes.*

(a) The terms 'death tax' and 'death taxes,' as used in the five following subsections, shall include inheritance, succession, transfer and estate taxes and any taxes levied against the estate of a decedent upon the occasion of his death.

(b) At any time before the expiration of eighteen months after the qualification in any probate court in this commonwealth of any executor of the will or administrator of the estate of any non-resident decedent, such executor or administrator shall file with such court proof that all death taxes, together with interest or penalties thereon, which are due to the state of domicile of such decedent, or to any political subdivision thereof, have been paid or secured, or that no such taxes, interest or penalties are due, as the case may be, unless it appears that letters testamentary or of administration have been issued on the estate of such decedent in the state of his domicile in the four following subsections called the domiciliary state.

(c) The proof required by subsection (b) may be in the form of a certificate issued by the official or body charged with the administration of the death tax laws of the domiciliary state. If such proof has not been filed within the time limited in subsection (b), and if within such time it does not appear that letters testamentary or of administraton have been issued in the domiciliary state, the register of probate shall forthwith upon the expiration of such time notify by mail the official or body of the domiciliary state charged with the administration of the death tax laws thereof with respect to such state, and shall state in such notice so far as is known to him (a) the name, date of death and last domicile of such decedent, (b) the name and address of each executor or administrator, (c) a summary of the values of the real estate, tangible personalty, and intangible personalty, wherever situated, belonging to such decedent at the time of his death, and (d) the fact that such executor or administrator has not filed theretofore the proof required in subsection (b). Such register shall attach to such notice a plain copy of the will and codicils of such decedent, if he died testate, or, if he died intestate, a list of his heirs and next of kin, so far as is known to such register. Within sixty days after the mailing of such notice the official or body charged with the administration of the death tax laws, of the domiciliary state may file with such probate court in this commonwealth a petition for an accounting in such estate, and such official or body of the domiciliary state shall, for the purposes of this section, be a party interested for the purpose of petitioning such probate court for such accounting. If such petition be filed within said period of sixty days, such probate court shall decree such accounting, and upon such accounting being filed and approved shall decree either the payment of any such tax found to be due to the domiciliary state or subdivision thereof or the remission to a fiduciary appointed or to be ap-

pointed by the probate court, or other court charged with the administration of estates of decedents, of the domiciliary state, of the balance of the intangible personalty after the payment of creditors and expenses of administration in this commonwealth.

(d) No final account of an executor or administrator of a non-resident decedent shall be allowed unless either (1) proof has been filed as required by subsection (b), or (2) notice under subsection (c) has been given to the official or body charged with the administration of the death tax laws of the domiciliary state, and such official or body has not petitioned for an accounting under said subsection within sixty days after the mailing of such notice, or (3) an accounting has been had under said subsection (c), a decree has been made upon such accounting and it appears that the executor or administrator has paid such sums and remitted such securities, if any, as he was required to pay or remit by such decree, or (4) it appears that letters testamentary or of administration have been issued by the domiciliary state and that no notice has been given under said subsection (c).

(e) Subsections (a) to (b), inclusive, shall apply to the estate of a non-resident decedent, only in case the laws of the domiciliary state contain a provision, of any nature or however expressed, whereby this commonwealth is given reasonable assurance, as finally determined by the Commissioner, of the collection of its death taxes, interest and penalties from the estates of decedents dying domiciled in this commonwealth, when such estates are administered in whole or in part by a probate court, or other court charged with the administration of estates of decedents, in such other state.

(f) The provisions of subsections (a) to (e), inclusive, shall be liberally construed in order to ensure that the domiciliary state of any non-resident decedent whose estate is administered in this commonwealth shall receive any death taxes, together with interest and penalties thereon, due to it from the estate of such decedent."

3. It is recommended that the House concur in Senate amendment to Section 112, page 63, subsection (d) as follows:

"Amend Section 112, subsection (d) by retaining therein the printed subsection (d) as reported to the House by the Joint Committee on Finance; and by adding the following: 'Providing further, that any person, firm or corporation soliciting orders for pool cars of coal to be distributed without profit shall be subject to license tax'."

4. It is recommended that the House concur in Senate amendment to Section 121, page 73, as follows:

Amend Committee Substitute to H. B. 32 by striking out the figures '50' in line 13, section 121, page 73, and insert in lieu thereof the figures '25.'

5. It is recommended that the House concur in Senate amendment to Section 121, page 74, as follows:

"Amend Section 121, by adding at the end of subsection (b) the following: Provided, however, any person peddling fruits, vegetables or produce of the farm shall pay a license tax of $28.00 per year, which license shall be statewide. No county shall levy an additional tax under this subsection," but cities and towns may levy a tax under this subsection equal to the State tax."

6. It is recommended that the House concur in Senate amendment to Section 121, line 32 on page 74, as follows:

Amend Section 121, page 74, line 32, by striking out the House amendment which reads as follows: by adding after the word "same" in line 32 the following: "or to fish and other sea foods sold from door to door by the person catching same."

7. It is recommended that the House concur in Senate amendment to Section 121, on page 75, as follows:

Amend by striking out House amendment to Section 121 on page 75 which reads as follows: "Amend Section 121, subsection (e) by striking from line 44 the word 'coal'."

8. It is recommended that the House concur in Senate amendment to Section 121, page 75, which reads as follows:

Amend by striking out House amendment to Section 121, page 75 which reads as follows: Amend Section 121, subsection (e) by striking out in line 45 the following: "beef, mutton, pork."

9. It is recommended that he House concur in Senate amendment to Section 121, page 75, as follows:

Amend Section 121, page 75, by striking out the House amendment, which reads as follows: "Amend Section 121, subdivision (e) by striking out all of said section after the word 'sale' in line 43 down through the word 'or' in line 46, and by inserting a period after the word 'manufacture' in line 46, and striking out the remainder of said section."

10. It is recommended that the House concur in Senate amendment to Section 121, page 75, as follows:

Amend Section 121, subsection (e), page 75, line 45, by adding the words "poultry, eggs" between the words "dairy and livestock."

11. It is recommended that the House concur in Senate amendment to Section 121, page 75, as follows:

Amend Section 121, subsection (f) by striking out the House amendment, which reads as follows: "Amend Section 121, subsection (f), line 55, after the word 'continuously,' by adding the words 'Paralytics and Club-footed people who are free from communicable and contagious diseases'."

12. It is recommended that the Senate recede from its amendment to Section 126, pages 84 and 85, the effect of which is to cut in half the base license taxes levied in subsections (a) and (b), as shown in lines 10 to 27 of said section, and thereby to restore the base license shown in the printed Committee Substitute for House Bill 32 in subsection (a) and (b), lines 7 to 27 of said section.

13. It is recommended that the House concur in Senate amendment to Section 126, page 85, line 31, as follows:

Amend Section 126 by inserting between the word "the" and the word "tax" in line 31, the words "annual license."

14. It is recommended that the House concur in Senate amendment to Section 126, subsection (e) page 85, as follows:

Amend Section 126, subsection (e) page 85 by striking out the words "rental of rooms and of" in lines 37 and 38.

15. It is recommended that the House concur in Senate amendment to Section 126, page 85, line 41, as follows:

Amend Section 126 by striking out the first word "to" in line 41 and inserting in lieu thereof the word "may."

16. It is recommended that the House concur in Senate amendment to Section 126, page 85, line 44, as follows:

Amend Section 126 by inserting after the word "Act" in line 44 on page 85, the following: "A credit may be allowed upon the tax levied in this paragraph, equal to the amount of sales tax levied in Article V of this Act and paid by the taxpayer on articles of merchandise used in the preparation of taxable meals. No credit shall be allowed unless the taxpayer's claim of credit is supported by invoices, or memorandum in some printed or written form, showing the amount and value of materials purchased, name of vendor and amount of sales tax paid."

17. It is recommended that the House concur in Senate amendment to Section 126½, page 86, as follows:

Amend Section 126½ by inserting after the word "camp" in line 3, the words "boarding-house."

18. It is recommended that the Senate recede from its amendment to subsection (b), section 126½, on page 86, as shown in lines 17 to 24 inclusive, to the extent that the words and figures "fifteen (15)" as shown in such amendment shall be changed to the words and figures "sixteen (16)," and said amendment shall read as follows:

"Amend Section 126½ by striking out subsection (b) lines 17 to 24, inclusive, and inserting in lieu thereof the following: (b) Every person, firm or corporation engaged in the business of operating a boarding house using no form of advertising or solicitation for transient patronage and having seating capacity of a dining room in excess of sixteen (16) shall apply for, and procure, from the Commissioner of Revenue a state license for the privilege of conducting such business, and shall pay for such license a tax of ten dollars ($10.00) per year, plus a tax of one dollar $1.00) per seat of dining room seating capacity. The tax levied in this subsection shall be in lieu of the tax levied in section 127."

19. It is recommended that the House concur in Senate amendment to Section 126½, subsection (c), pages 86 and 87, as follows:

"Amend Section 126½, subsection (c), by inserting in line 25 between the words 'the' and 'license,' the word 'base' and after the last word 'in' in the same line the words 'subsection (a) of'; by striking out the words 'a tax upon' in line 26 as inserting in lieu thereof 'for the privilege of engaging in said business a license tax measured by'; by striking out the first word 'to' in line 30 and by substituting in lieu thereof the word 'may'; and by inserting after the word 'Act' in line 33 the following: 'A credit may be allowed upon the tax levied in this paragraph equal to the amount of sales tax levied in Article V of this act and paid by the taxpayer on articles of merchandise used in the preparation of taxable meals. No credit shall be allowed unless the taxpayer's claim of credit is supported by invoices, or memorandum in some printed or written form, showing the amount and value of materials purchased, name of vender and amount of sales tax paid'."

20. It is recommended that the House concur in Senate amendment to Section 126½, subsection (c), lines 26 and 27, pages 86 and 87, as follows:

Amend Section 126½, subsection (c), by striking out the words "of rental of rooms and" in lines 26 and 27.

21. It is recommended that the House concur in Senate amendment to Section 126½, line 29, page 87, as follows:

Amend Section 126½, page 87 by striking out the word "to" in line 29 and inserting in lieu thereof the word "may."

22. It is recommended that the Senate recede from its amendment to Section 126½ as follows:

Amend Section 126½ by inserting after the word "purchaser," in line 31, the words "as a separate charge or may be included in the rental price of rooms."

23. It is recommended that the House concur in Senate amendment to Section 126½, subsection (d), lines 34 to 36, page 87, as follows:

"Amend Section 126½ by striking out subsection (d) lines 34 to 36 inclusive, and insert in lieu thereof the following: (d) Counties shall not levy any license tax on the business taxed under this section, but cities and towns may levy a license tax not in excess of one-half of the base tax levied by the State."

24. It is recommended that the House concur in Senate amendment to Section 127, page 87, as follows:

Amend Section 127 by inserting at the end of line 10 the following: "Provided that the tax levied in this paragraph shall not apply to industrial plants maintaining a non-profit restaurant, cafe or cafeteria solely for the convenience of its employees."

25. It is recommended that the House concur in Senate amendment to Section 127, page 87, subsection (b) as follows:

Amend Section 127, subsection (b), by inserting in line 15 between the words "the" and "license" the word "base"; and by striking out the words "a tax upon" in line 16 and inserting in lieu thereof "for the privilege of engaging in said business a license tax measured by."

26. It is recommended that the House concur in Senate amendment to Section 127, line 20, page 88, as follows:

Amend Section 127, by striking out the first word "to" in line 20 and substituting in lieu thereof the word "may."

27. It is recommended that the House concur in Senate amendment to Section 127, page 88, by adding after the word "act" in line 23, the following:

"A credit may be allowed upon the tax levied in this paragraph equal to the amount of sales tax levied in Article V of this act and paid by the taxpayer on articles of merchandise used in the preparation of taxable meals. No credit shall be allowed unless the taxpayer's claim of credit is supported by invoices or memorandum in some printed or written form showing the amount and value of materials purchased, name of vender and amount of sales tax paid."

28. It is recommended that the House concur in Senate amendment to Section 127, page 88, line 26 as follows:

Amend Section 127 by inserting between the words "of" and "the" in line 26 the words "one-half of."

29. It is recommended that the House concur in Senate amendment to Section 127, page 88, by adding after the amendment numbered 27 above and before subsection (c), the following:

Amend Section 127 by adding at the end of said section (b) and after amendment 27 above; the following: "Provided, this tax shall not apply to meals served to teachers and pupils in cafes or cafeterias operated on a non-profit basis by the public schools and colleges."

30. It is recommended that the House concur in Senate amendment to Section 129, page 91, which reads as follows:

Amend Section 129 by striking out the House amendment reading as follows: Amend Section 129 by adding a new subsection between the lines 58 and 59 as follows: (d) In addition to the license tax levied in this section there is hereby levied a tax upon the gross receipts of such business at the rate of tax levied in Article V of this act upon the retail sale of merchandise, and to be collected in the same manner as other taxes levied in such article."

31. It is recommended that the House concur in Senate amendment to Section 129, page 91, as follows:

Amend Section 129, page 91, by striking out House amendment which reads as follows: "Amend further by appropriately renumbering subsection (d) in the present bill as subsection (e)."

32. It is recommended that the House concur to Senate amendment to Section 129, page 91, as follows:

Amend Section 129, page 91, by striking out the House amendment which reads as follows: "Amend further by inserting between the words 'the' and 'tax' in line 64 the word 'base'."

33. It is recommended that the Senate recede from its amendment to Section 130, as follows:

Amend Section 130 as follows: Strike out "$15.00" in line 21 and insert "$7.50"; strike out "$30.00" in line 22 and insert "$15.00"; strike out "$60.00" in line 23 and insert "$30.00"; strike out "$90.00" in line 24 and insert "$45.00," and it is further recommended that said Section 130, lines 21 to 24, page 92, be amended so that the schedule set out therein shall be as follows:

"Any such machine except as hereinafter provided, that requires a deposit of

less than five cents	$10.00
Five cents and less than ten cents	20.00
Ten cents and not more than twenty cents	40.00
More than twenty cents	80.00

34. It is recommended that the Senate recede from its amendment to Section 120, page 92, as follows:

Amend Section 130 by adding after the period in line 35 on page 92, the following: "Provided, further, that machines vending music, which are operated by five cent (5c) slot, but which has a slot or slots in which may be placed multiples of 5c, to-wit: dimes and 25c pieces, and which renders a piece of music for each 5c deposited shall be taxed as a 5c slot machine.

35. It is recommended that the Senate recede from its amendment to Section 130, page 93, subsection (b) as follows:

Amend Section 130, subsection (b), by adding after the word "luggage" in line 48 of the printed bill the words "nor to coin-operated toilet locks in hotels, stations or other public places."

36. It is recommended that the House concur in Senate amendment to Section 132, page 95, which strikes out House amendment to said section, as shown on page 95, and reads as follows:

Amend Section 132 as follows:

In line 13 change $ 25.00 to $ 37.50;
In line 15 change 50.00 to 75.00;

In line 17 change 100.00 to 150.00;
In line 19 change 200.00 to 300.00;
In line 20 change 300.00 to 500.00;
In line 38 change 150.00 to 225.00;
In line 40 change 250.00 to 400.00;
In line 42 change 500.00 to 750.00;
In line 43 change 750.00 to 1000.00;
In line 44 change 1000.00 to 1500.00.

37. It is recommended that the House concur in Senate amendment to Section 132, subsection (d), page 97, as follows:

Amend Section 132, subsection (d), page 97, by adding after line 44 the following: "Providing that the tax levied in subsection (d) shall not apply to private wire service not connected with or handling quotations of a stock exchange, grain or cotton exchange."

38. It is recommended that the House concur in Senate amendment to Section 134, page 101 as follows:

Amend Section 134 by striking out all after the word "not" in line 55, down to and including the word "preparations" in line 62, and substituting in lieu thereof the following: "Provided further, that where no standard high or low pressure bottling machine is used to fill the containers, a tax of fifty dollars ($50.00) shall apply.

The tax levied in this section shall not apply to any product containing more than fifty per cent of milk, put up in containers for sale as food rather than soft drink preparations."

39. It is recommended that the House concur in Senate amendment to Section 136, page 104 as follows:

Amend Section 136, line 12, by striking out "Counties, cities or towns shall not levy any license tax under this section" and insert in lieu thereof "Counties, cities and towns may levy a tax not to exceed one-half of that levied by the State under the provisions of this Act."

40. It is recommended that the House concur in Senate amendment to Section 138½ on pages 107 and 108 as follows:

Amend Section 138½ on pages 107 and 108 of said Bill by striking out all of said section.

41. It is recommended that the Senate recede from its amendment to Section 148, page 120, line 23, as follows:

Amend Section 148, page 120, line 23, by striking out House amendment to said section which reads as follows: "Amend Section 148 by striking out the word 'one-fourth' in line 23, page 120, and inserting in lieu thereof the word 'three-eighths'."

42. It is recommended that the House concur in Senate amendment to Section 150, page 123 as follows:

Amend Section 150, on page 123, by adding between the word "excess" and the word "of" in line 51 the following words: "of one-half."

43. It is recommended that the Senate recede from its amendment to Section 153, line 39, page 136, as follows:

Amend Section 153, page 136, by striking out the word "one-fourth" in line 39, Section 1, subsection (e) and inserting in lieu thereof the word "one-half."

44. It is recommended that the Senate recede from its amendment to Section 153, page 140, line 149, as follows:

Amend Section 153, page 140, line 149, by striking out House amendment to said section as follows: "Amend Section 153, page 140, line 149, by striking out the words and figures 'one hundred dollars ($100.00)' and inserting in lieu thereof the words and figures 'one hundred and fifty dollars ($150.00)'."

45. It is recommended that the Senate recede from its amendment to Section 155, page 144, as follows:

Amend Section 155 by striking out House amendment to said section, which reads as follows: "Amend Section 155 by adding after the word 'Act' in line 27 on page 144, the following: Provided that any person, firm or corporation engaged in the business referred to in lines 3, 4 and 5 of this section who does not employ more than one helper shall pay a license not in excess of one-half of the base tax levied in this section."

46. It is recommended that Senate recede from its amendment to Section 156, page 145, as follows:

Amend Section 156, page 145, by striking out House amendment to said section which reads as follows: "Amend Section 156, page 145, by inserting between lines 22 and 23 the following: (b) Upon all other forms of contest in which a prize is offered or given away as an inducement to secure trade, twenty-five dollars ($25.00).

Amend by re-lettering subsection (b) in the present bill as subsection (c).

47. It is recommended that the House concur in Senate amendment to Section 157, page 147, line 48, as follows:

Amend Section 157, page 147, in line 48, by adding after the word "months" the following: "Any Clerk of the Superior Court failing to make the report and pay the amount of tax due under this section within the first fifteen days of the month in which such report is required to be made shall be liable for a penalty of ten per cent (10%) on the amount of tax that may be due at the time such report should be made."

48. It is recommended that the House concur in Senate amendment to Section 161, page 150, as follows:

Amend Section 161, page 150, by striking out the House amendment which reads as follows: Amend Section 161, page 150, line 8, by striking out the words "one-half cent" and inserting in lieu thereof the words "one cent."

49. It is recommended that the Senate recede from its amendment to Section 162, as follows:

Amend Section 162 by striking out the House amendment and by striking out the printed section all after the word "one" in line 17, page 152, down to line 36, page 153, and insert in lieu thereof the following:

For not more than four additional stores, for each such additional store ..... $ 50.00

For five additional stores and not more than eight, for each such additional store 70.00

For nine additional stores and not more than twelve, for each such additional store 80.00

For thirteen additional stores and not more than sixteen, for each additional store 90.00

For seventeen additional stores and not more than twenty, for each additional store 100.00

For twenty-one additional stores and not more than fifty, for each such additional store 125.00

For fifty-one additional stores and not more than one hundred for each such additional store 150.00

For one hundred and one additional stores and not more than one hundred and fifty, for each such additional store 175.00

For one hundred and fifty-one additional stores and not more than two hundred, for each such additional store 200.00

For two hundred and one additional stores and over for each such additional store 225.00

and the Committee recommends the adoption of the House amendment to Section 162, page 152, as follows:

Amend Section 162, page 152, as follows:

In line 21 change $ 60.00 to $ 70.00;
In line 23 change 70.00 to 80.00;
In line 25 change 80.00 to 90.00;
In line 27 change 90.00 to 100.00;
In line 29 change 100.00 to 125.00;
In line 31 change 125.00 to 150.00;
In line 33 change 150.00 to 175.00.

Amend said section further by striking out lines 34 and 35 and insert the following:

"For one hundred and one additional stores and not more than two hundred, for each such additional store $200.00

For two hundred and one additional stores and over, for each such additional store ..... 225.00"

50. It is recommended that the House concur in Senate amendment to Section 162, page 154, line 79, as follows:

Amend Section 162, page 154, line 79, by inserting after the word "to" and before the word "dealers" the words "retail or wholesale."

51. It is recommended that the House concur in Senate amendment to Section 162, page 154, as follows:

Amend Section 162, page 154, by inserting after the word "vehicles" in line 79 and before the word "who" in line 80, the words "and automotive equipment and supply dealers at wholesale."

52. It is recommended that the Senate recede from its amendment to Section 162 as follows:

Amend Section 162 by striking out lines 79, 80 and 81, being the last three lines thereof, and inserting in lieu thereof the following: "This section shall not apply to the business taxed under Section 153 of this Article.

53. It is recommended that the House concur in Senate amendment to Section 162½, pages 154, 155, 156, and 157 and 158 except that the figures in the brackets "for not more than four additional automotive service stations, for each such station" shall be $10.00 in lieu of $15.00, and that the figures in the bracket "for five additional automotive service stations and not more than eight, for each such additional station" shall be $15.00 in lieu of $30.00, and that the said section shall be made to read as follows:

Amend Committee Substitute for House Bill No. 32 by striking out the House Section 162½ and adding between Sections 162 and 163 the following:

Section 162 1/2. Branch or chain automotive service stations.

Every person, firm or corporation engaged in the business of operating or maintaining in this State, under the same general management, supervision or ownership, two or more automotive service stations, or engaged in the business or retail selling and/or delivering of any tires, tools, batteries, electrical equipment, automotive accessories, or motor fuels and/or lubricants, or any of such commodities, or who controls by lease either as lessor or lessee, or by contract, the manner in which any such automotive service station is operated, or the kind or kinds, character or brand or brands of merchandise which are sold therein, shall be deemed a branch or chain automotive service station operator, and shall apply for and obtain from the Commissioner of Revenue a State license for the purpose of engaging in the business of a branch or chain automotive service station operator, and shall pay for such license a tax according to the following schedule:

On each and every such automotive service station in this State in excess of one:

For not more than four additional automotive service stations, for each such station $10.00

For five additional automotive service stations and not more than eight, for each such additional station 15.00

For nine additional automotive service stations and not more than twelve, for each such additional station 20.00

For thirteen additional automotive service stations and not more than sixteen, for each such additional station 25.00

For seventeen additional automotive service stations and not more than twenty, for each such additional station 30.00

For twenty-one additional automotive service stations and not more than thirty, for each such additional station 35.00

For thirty-one additional automotive service stations, and not more than fifty, for each such additional station 47.50

For fifty-one additional automotive service stations and not more than one hundred, for each such additional station 60.00

For one hundred and one automotive service stations and over, for each such additional station 85.00

The term "chain automotive service stations," as used in this section shall include automotive service stations operated under separate charters of incorporation, if there is common ownership of a majority of stock in such separately incorporated companies, and/or if there is similiarity of name of such separately incorporated companies, and/or if such separately incorporated companies have the benefit in whole or in part of group purchase of merchandise, or of common management; and in like manner the term "chain automotive service station" shall apply to any group of automotive service stations where a majority interest is owned by an individual or partnership.

Nothing herein contained shall be construed as placing this tax on lessors or sub-lessors of such automotive service stations who have no control over the operation or management thereof and do not control or restrict the kind or kinds, character, brand or brands of merchandise or price of said brands

of merchandise sold or offered for sale therein either in the lease, sub-lease, or by separate contract.

Counties, cities and towns shall not levy a license tax on the business taxed under this section, but shall in no way affect the right given to counties, cities and towns to levy taxes under Section 153 of this Act.

Any contract or agreement which has been, or may hereafter be, entered into including separate contracts or portions of contracts, between any chain automotive service station operator and the operator of any unit in the chain operated by such branch or chain operator, by the terms of which the operator of any such unit shall be required to pay the tax levied in this section, or to reimburse the branch or chain automotive service station operator for tax paid under this section, is hereby declared to be contrary to public policy, and shall be null, void, and of no effect.

In enforcing this provision of this section the Commissioner of Revenue may prorate the total amount of tax for the chain to the several units, and the amount so prorated may be recovered from each unit in the chain in the same way as other taxes levied in this Act.

"Business taxed under this section shall not be taxed under section 162 of this Act."

54. It is recommended that the House concur in Senate amendment to Section 203, subsection 5, page 174, as follows:

Amend Section 203, subsection 5, page 174, line 80, by inserting after the word "article" the words "unless the tax levied by sections 210 and 211 of this article exceed the tax levied in this section."

55. It is recommended that the House concur in Senate amendment to Section 207 page 179, as follows:

Amend Section 207, page 179, subsection (a), lines 24, 25 and 26, by striking out the following words "deducting the tolls received from the official business of the United States."

56. It is recommended that the House concur in Senate amendment to Section 208, as follows:

"Amend Section 208, page 182, by striking out the House amendment as follows: Amend Section 208 by adding between line 42 and 43 on page 182 the following: 'That out of the license fees collected from mutual burial associations so much as is necessary shall be used to defray the expenses incurred by the Insurance Commissioner in supervising such burial associations'."

57. It is recommended that the House concur in Senate amendment to Section 210, subsection 2, line 20, as follows:

Amend Section 210 subsection 2, by striking out of line 20 the words "(including determined value of corporate excess)."

58. It is recommended that the House concur in Senate amendment to Section 210, page 188, as follows:

Amend Section 210, subsection (2) by adding at the end of said subsection the following: "The provisions of this section that the basis of franchise tax shall not be less than the amount of issued and outstanding capital stock shall not apply to corporations in receivership, but such franchise tax shall be based upon the other factors set out in this section."

59. It is recommended that the House concur in Senate amendment to Section 210, subsection 2, page 188, as follows:

Amend Section 210, subsection (2), page 188, by adding at the end thereof and after amendment 58 above, the following: "The provisions of this subsection that the basis for franchise tax shall not be less than the amount of issued and outstanding capital stock shall not apply to domestic corporations, ninety per cent of whose stock is owned by persons or corporations to whom or to which such stock was issued prior to January 1, 1935, in part payment or settlement of their respective deposits in any closed bank in the State of North Carolina.

60. It is recommended that the House concur in Senate amendment to Section 210 as follows:

Amend Section 210, page 188, by inserting after the word "provided" in line 28 the words "there is hereby levied and," by striking out of line 28 the words "levy and."

61. It is recommended that House concur in Senate amendment to Section 211 as follows:

Amend Section 211, page 190, by inserting after the word "section" in line 45, the words "there is hereby levied and," and by striking out of lines 45 and 46 the words "and levy."

62. It is recommended that the House concur in Senate amendment to Section 213, page 193, as follows:

Amend Section 213, page 193, line 11, by striking out after the word "in" the words and figures "sections 210 and 211" and inserting in lieu thereof the words and figures "sections two hundred ten (210) and two hundred eleven (211)."

63. It is recommended that the Senate recede from its amendment to Section 310, Article IV, pages 201 and 202, as follows:

"Amend Section 310, Article IV, pages 201 and 202, by striking out lines 11, 12, 13, 14, 15, 16 and 17 and substituting in lieu thereof the following: "on the excess over the amount legally exempted, up to one thousand dollars, four per cent. On the excess above one thousand dollars and up to two thousand dollars, five per cent. On the excess over two thousand, six per cent."

64. It is recommended that the House concur in Senate amendment to Section 311 1/2, page 207, as follows:

Amend Section 311 1/2 of Article IV, Schedule D, entitled "Income from stock in foreign corporations," by striking out the last sentence thereof beginning at line 30 on page 207.

65. It is recommended that the House concur in Senate amendment to Section 322, page 222, as follows:

Amend Section 322 entitled "Deductions" by striking out subsection 5 thereof and inserting in lieu thereof the following:

5. Dividends from stock in any corporation, the income of which shall have been assessed, and the tax on such income paid by the corporation under the provisions of this act; Provided, that when only part of the income of any corporation shall have been assessed under this act, only a corresponding part of the dividends received therefrom shall be deducted."

66. It is recommended that the House concur in Senate amendment to Section 322, subsection 9, page 223 as follows:

Amend Section 322, page 223, subsection 9, in line 82 by striking out the word "fifteen" and inserting in lieu thereof the word "ten."

67. It is recommended that the House concur in Senate amendment to Section 323, page 225, as follows:

Amend Section 323, page 225, entitled "Items not deductible" by striking out the whole of paragraph (f) thereof beginning at line 12 on page 225.

68. It is recommended that the House concur in Senate amendment to Section 326, page 228 as follows:

Amend Section 326, page 228, by inserting after the word "Act" in line 12, the following: "Every resident of the State having gross income in excess of five thousand dollars ($5,000) and every non-resident having gross income within this State in excess of five thousand ($5,000) shall be required to make a return."

69. It is recommended that the House concur in Senate amendment to Section 336, page 240, as follows:

Amend Section 336 by adding at the end of subsection 5 thereof the following: (6) Any person required under this act to pay any tax or required by law or regulations made under authority thereof to make a return, keep any records, or supply any information for the purposes of computation, assessment or collection of any tax imposed by this act, who willfully fails to pay this tax, make such return, keep such records or supply such information at the time or times required by law or regulations, shall, in addition to other penalties provided by law, be guilty of a misdemeanor, and upon conviction thereof, shall be fined not more than $500.00 or imprisoned not exceeding six months, or punished by both such fine and imprisonment at the discretion of the court, within the limitations aforesaid."

70. It is recommended that the House concur in Senate amendment in the caption of Schedule E, Article V, page 243 as follows:

The House amendment to caption of Schedule E, of Article V page 243 was adopted and the words "For State Purposes" was added by the Senate Committee after the words "Emergency Revenue."

71. It is recommended that the House concur in Senate amendment to section 401 line 2, page 243, as follows:

Amend Committee Substitute for House Bill 32, section 401, line 2, page 243 by inserting the word "emergency" between the words "provide" and "revenue."

72. It is recommended that the House concur in Senate amendment to Section 401, pages 243 and 244 as follows:

Amend Section 401 by striking out lines 7 to 13 inclusive.

73. It is recommended that the House concur in Senate amendment to Section 401, page 244, as follows:

"Amend Section 401, by striking out the word 'shall' in line 17, on page 244, and substituting in lieu thereof the word 'may'."

74. It is recommended that the House concur in Senate amendment to Section 401, pages 245 and 246 as follows:

Amend Section 401, by striking out all of the section beginning on line 38, page 245, through line 76 on page 246.

75. It is recommended that the House concur in Senate amendment to Section 403, page 247 as follows:

Amend by striking out all of Section 403 on page 247.

76. It is recommended that the House concur in Senate amendment to Section 404 as follows:

Amend section 404 by striking out subheading "Consumers Tax."

77. It is recommended that the House concur in Senate amendment to Section 404, subsection 5, page 248, as follows:

Amend Section 404, subsection 5, by inserting after the word "tobacco" in line 41 the words "and other farm products."

78. It is recommended that the House concur in Senate amendment to Section 404, subsection 9, as follows:

Amend paragraph 9 of section 404 by adding between the word "sold" and the word "in" in line 62 on page 249, the words, "at retail."

79. It is recommended that the Senate recede from its amendment to Section 404, subsection 12, page 250, as follows:

Amend Committee Substitute for House Bill No. 32 as amended by striking out the words and figures "Ten Dollars ($10.00)" in line 86 of paragraph 12, section 404 and inserting in lieu thereof the words and figures "Fifteen Dollars ($15.00)."

80. It is recommended that Section 404, subsection 13, page 252, be amended as follows:

Add after the word "Act" in line 131, page 252, the following: "The term 'motor vehicle' as used in this section shall include trailers."

81. It is recommended that the Senate recede from that portion of section 405, pages 252, 253 and 254, which reads as follows:

Amend Article V, Schedule E, by adding the following to be known as Section 405, and striking out all of the present section 405 in Committee Substitute for House Bill No. 32:

Section 405. The taxes imposed in this article shall not apply to the sale of commercial fertilizer on which an inspection tax is paid, nor to the sale of public school books, on the adopted list, and the selling price of which is fixed by law. The taxes imposed in this article shall not apply to the sale of products of farms, forests, or mines when such sales are made by the persons or members of their immediate families or by employees forming a part of the organization of persons who produce such products in the original state or condition of preparation for sale, but shall apply to the resale of such products. The exemption in this section shall not extend to manufacturers or producers who become merchants in the ordinary meaning of that term, and who maintain, separate from the place of production, stores for the retail sale of merchandise, nor to the sale of their own products through such retail stores, nor shall it extend to the sale of their products through merchants acting as agents for the manufacturer, nor to the sale of products by peddlers.

No tax shall be imposed under this article upon the sale of any merchandise to the Federal Government or any of its agencies, or to the State of North Carolina or any of its subdivisions, including sales of merchandise to agencies of Federal, State or local governments for distribution in public welfare and relief work.

Conditional exemptions: In addition to the exemptions set out in this section there shall also be an exemption of sales by retail merchants, upon conditions hereinafter set out, of the following articles:

Flour, meal, meat, lard, milk, molasses, salt, sugar, and coffee. It is the intention that this exemption shall apply to these primary and essential articles of food as the words used are commonly understood.

Flour means wheat flour and does not include cereal products other than flour.

Meal means corn meal and not grits, flakes or other cereal products.

Meat includes fresh or cured meats of animals or fish other than shell fish but does not include any specialized products in cans, jars, boxes or cartons, for the retail trade.

Lard is intended to include articles commonly understood by the use of this term both from animal fat and vegetable substitute, but does not include oleomargarine, butter, oils or other like products.

Molasses includes the products commonly understood by that name and does not include cane, sugar, maple or other syrups.

Milk includes sweet and buttermilk, but does not include canned milk, evaporated milk or other milk products.

Sugar includes plain and granulated sugar as commonly understood and no other sugar products.

Coffee means plain, roasted or ground coffee as commonly understood, but not coffee substitutes.

The exemption of the articles of food herein enumerated is upon condition that the retail merchant shall keep accurate and separate records of invoices and sales of the exempted articles in such form and detail as may be prescribed by the Department of Revenue and in any event in such manner that accurate reports may be separately made covering the sale of such conditionally exempted articles, and in such form as may be accurately and conveniently checked by the representatives of the Department of Revenue.

Unless records are kept in such manner as will accurately disclose separate accounting of sales of taxable and non-taxable merchandise the conditional exemptions herein made shall not be allowed, and it shall be the duty of the Commissioner to assess a tax upon the total gross sales, and if records are not kept showing total gross sales, it shall be the duty of the Commissioner or agents to assess a tax upon an estimation of sales upon the best information obtainable.

IT IS RECOMMENDED FURTHER that the House concur in so much of said Senate amendment to Section 405 as reads as follows: which portion of said section shall be adopted in lieu of the present subsection (a) of 405 of the printed bill, to wit:

"(a) It is not the intent of this act to exempt gasoline from the retail sales tax levied in this act, nor is it considered expedient to levy a tax upon the wholesale distribution of gasoline, payable at the source of distribution, and an additional tax upon the retail sale. Therefore, to carry out the intent of this act, a proportion of the tax of six cents per gallon, to be determined in the manner herein set out, shall be deemed in satisfaction of the tax upon retail sales levied in this Act. The Director of the Budget, the Chairman of the Highway Commission and the Commissioner of Revenue shall in

the first fifteen days of each quarterly period determine the total amount of gasoline sold in the State in the preceding three months, and the average retail price, inclusive of gasoline tax, and shall on this basis compute the amount of tax liability at the rate of tax levied in this act on retail sales, and the sum so computed shall be deducted from the tax of six cents per gallon, and credited by the State Treasurer to the sales tax revenue levied in this act."

It is further recommended that Section 405 entitled "Exemptions" as printed in Committee Substitute to House Bill 32 shall be in all respects adopted except that for subsection (a) contained in the printed bill there shall be substituted the Senate amendment relative to gasoline as hereinbefore set out.

The Conferees on the part of the House of Representatives and the Senate recommend the following addition to the Senate amendment to Section 405, page 18, of the report, by adding at the end of subsection (a) the following:

"The allocation from the Highway Fund to the General Fund herein provided for, insofar as it may exceed the sum of one million dollars per year, shall not be made to any extent that violates the provisions of the Hayden-Cartwright Act of Congress, ratified on the 18th day of June, 1934, and that has the effect of reducing the allotment of Federal funds for construction and improvement of highways in this State. These sums shall be available only after full provision is made for the expense of collecting highway revenues, for the administration of the Highway and Public Works Commission, for the service of the Debt, and for reasonable maintenance of State and County Highways and Federal aid construction, (as set out under titles XII and XIII of Section 3 of the Appropriation Act) and there then remains a sufficient balance or surplus, nor shall the application herein made become available to the general fund unless the Director of the Budget shall find such sum to be reasonably necessary to meet appropriations from the general fund, (not including the contingent increase in salaries beyond twenty per cent provided in the Appropriations Bill for the first year of the Biennium). In construing this provision the Director of the Budget shall not be required to take into account an incidental credit balance of the general fund.

82. It is recommended that the House concur in Senate amendment to Section 406, page 254, as follows:

Amend Section 406 by inserting after the word "business" in line 11, the following: "The license tax levied in this section shall be a continuing license until revoked for failure to comply with the provisions of this article. Licenses issued under Article V, Chapter 445, Public Laws of 1933, for the year 1934-1935, shall be deemed a continuing license under this section."

83. It is recommended that the House concur in Senate amendment to section 406 by striking out in line 12 as follows:

Amend Section 406, page 254, by striking out in line 12 the words "on the sale of" and substituting in lieu thereof the words "for the privilege of engaging in the business of selling."

84. It is recommended that the House concur in Senate amendment to Section 427 as follows:

Amend by striking out Section 427 of Article V thereof.

85. It is recommended that the House concur in Senate amendment to section 451 as follows:

Amend Section 451 by striking out in line 16 the words "margin of the record thereof" and inserting in lieu thereof the words "records of his office."

86. It is recommended that the House concur in Senate amendment to Section 121, page 74, as follows:

Amend Section 121, page 74, by striking out House amendment which reads as follows: "Amend Committee Substitute for House Bill No. 32 as follows: By adding at the end of subsection (b) section 121 the following: Provided, however, any person peddling fruits, vegetables or products of the farm shall pay a license tax of $25.00 per year, which license shall be State-wide and no county or city shall levy an additional tax on such peddler."

87. It is recommended that the House concur in Senate amendment to Section 126, page 85, as follows:

Amend Section 126 by inserting in line 36 between the words "the" and "license" the word "base," and by striking out the words "a tax upon" in line 37 and inserting in lieu thereof "for the privilege of engaging in such business a license tax measured by."

The Conferees on the part of the House of Representatives and the Senate are unable to agree upon further changes in Revenue which will be approved by a majority of Conferees on each House, or that they could hope would meet majority support in both houses of the General Assembly.

All of which is respectfully submitted, this the twenty-sixth day of April, 1935.

HARRISS NEWMAN,
CARL L. BAILEY,
Conferees on the part of the Senate.
R. G. CHERRY,
T. C. BOWIE,
HUGH G. HORTON,
Conferees on the part of the House of Representatives.

Mr. Cherry moves that the Conference Report be adopted.

The Conference Report is adopted.

The Conference Report having been adopted, it is ordered that the adoption of the Conferees Report shall constitute the first reading of the provisions contained in the Report not appearing in the bill heretofore passed, and the bill and Conference Report is placed on the Calendar for its second reading roll call.

On motion of Mr. Harris the House takes a recess until ten-thirty o'clock p.m.

NIGHT SESSION

HOUSE OF REPRESENTATIVES,
FRIDAY, April 26, 1935.

Pursuant to its recess, the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Dr. Carr, for the Committee on Health.

S. B. 345, a bill to be entitled An act to amend Chapter 100, Public Laws of 1927, as amended by Chapter 8, Public Laws of 1933 relating to sanitary districts.

And

H. B. 977, a bill to be entitled An act to amend Chapter 95, Public Laws of 1933, relating to State Barber's License Law.

With favorable reports.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 262, a bill to be entitled An act to regulate the practice of journeyman plumbers and steamfitters.

Referred to the Committee on Manufactures and Labor.

S. B. 464, a bill to be entitled An act to create the office of Tax Collector for Surry County, and to provide for the collection of county taxes, and other taxes and levies now and heretofore devolving upon the Sheriff of Surry County.

Referred to the Committee on Calendar.

S. B. 508, a bill to be entitled An act to prevent interference with graveyards in Duplin County.

Referred to the Committee on Calendar.

S. B. 512, a bill to be entitled An act validating sales of real estate made by administrators, de bonis non of deceased trustees.

Referred to the Committee on Calendar.

S. B. 518, a bill to be entitled An act to validate certain recorded instruments where seals not shown on record.

Referred to the Committee on Calendar.

S. B. 525, a bill to be entitled An act relating to the foreclosure of tax sales certificates in the county of McDowell.

Referred to the Committee on Calendar.

S. B. 529, a bill to be entitled An act to amend Section 1443 relative to the terms of court in Watauga County.

Referred to the Committee on Calendar.

S. B. 534, a bill to be entitled An act to regulate the hunting of foxes in Granville County.

Referred to the Committee on Calendar.

S. B. 541, a bill to be entitled An act for the relief of C. C. Howell, former sheriff of Montgomery County.

Referred to the Committee on Calendar.

H. B. 313, a bill to be entitled An act relating to joint act of municipalities as to water systems and sewage disposal.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 979, a bill to be entitled An act to place certain portions of Dare County under the State-wide Stock Law.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 1084, a bill to be entitled An act relating to tax foreclosure suits in Cleveland County, and extending the time of the Sheriff's sales for 1934 taxes.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 1261, a bill to be entitled An act relating to the terms of the Superior Court of Hertford County.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 462, a bill to be entitled An act to license dealers in scrap tobacco.

Placed on the Calendar for concurrence in the Senate amendment.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Dr. Peterson: H. B. 1294, a bill to be entitled An act to amend H. B. 1107, entitled "An Act to amend provisions of Consolidated Statutes 8037 regarding foreclosure of tax suits in Mitchell County," ratified April 25, 1935.

Referred to the Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 783, a bill to be entitled An act to make uniform the law of sales of goods.

On motion of Mr. Royster the bill is made a special order for next Tuesday, April 30.

H. B. 1115, a bill to be entitled An act regulating acceptance of assignment of wages.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1131, a bill to be entitled An act to place the names of widows of certain Confederate soldiers on the pension list.

As amended, the bill passes its second reading and remains on the Calendar.

H. B. 1164, a bill to be entitled An act to authorize and empower the North Carolina Department of Conservation and Development to acquire or lease property for development as State forests and State parks and providing for the disposition of income from such lands.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 1199, a bill to be entitled An act to provide for the collection of delinquent amounts due the State Literary and School Building Revolving Fund from the various counties.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1224, a bill to be entitled An act to amend 6318 of the Consolidated Statutes of 1919 providing for the collection of expenses of examinations of insurance companies.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1246, a bill to be entitled An act to amend Section 1, of the Consolidated Statutes 2594, validating certain cancellation of deeds of trust.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1250, a bill to be entitled An act to amend Chapter 87, Public Laws of 1921, relating to marketing associations, so as to put owners of all classes of stock in marketing associations on an equal basis in regard to being classed as members, and so as to enable marketing associations to determine in their by-laws the per cent of stock that any one member might own.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1270, a bill to be entitled An act to require an audit of the affairs of the World War Veterans' Loan Fund, and to require appraisal of the properties and securities of said fund, and for other purposes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 92, a bill to be entitled An act to safeguard public records in North Carolina.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 291, a bill to be entitled An act prohibiting the placing of trash, refuse or garbage within five hundred yards of the hard-surfaced highways.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 315, a bill to be entitled An act to fix the salary of the Treasurer of North Carolina.

An amendment is offered by Mr. Lumpkin adding, Superintendent of Public Instruction, State Auditor and Secretary of State, and upon the question of its adoption Mr. Lumpkin calls for the "ayes" and "noes." The call is sustained and the amendment is lost by the following vote.

Those voting in the affirmative are: Messrs. Barnes, Brown, Bryant, Eagles, Hoyle, Hutchins, Morphew, McDonald, McEachern, Ray, Scholl, Spruill, Thompson of Wake—13.

Those voting in the negative are: Messrs. Alspaugh, Andrews, Bailey, Blount of Beaufort, Bowie, Carr, Cherry, Crabtree, Cross, Dobson, Douglass, Fenner, Funderburk, Gardner, Harris, Hobbs, Horton, Howard, Johnston, Jones, Klutz, Leggett, Lindsey, Lumpkin, O'Berry, Paylor, Peterson, Rasberry, Rouse, Sherard, Sprinkle, Stell, Thomas of Anson, Tonissen, Uzzell, Ward, Warden, Williams of Hyde, Williams of Pasquotank—39.

Mr. McEachern raises a point of no quorum; whereupon the Chair orders the doors closed and a call of the membership of the House and the absentees noted, after which the names of the absentees were verified.

On the call of the House, members were present and absent according to the following roll call:

Members answering present are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barnes, Blount of Beaufort, Bowers, Bowie, Brown, Bryant, Bryson, Carr, Cherry, Crabtree, Cross, Dobson, Douglass, Eagles, Fenner, Funderburk, Gardner, Harris, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Jones, Klutz, Leggett, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McDonald, McEachern, O'Berry, Paylor, Peterson, Rasberry, Ray, Rouse, Scholl, Sherard, Sparger, Sprinkle, Spruill, Stell, Stevens, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank—61.

Members not answering are: Messrs. Abernathy, Barbee, Barker, Bean, Bender, Blount of Pitt, Brock, Bryan, Clegg, Cloud, Cone, Cook, Cooper, Craig, Craver, Davis, Day, Dees, Dowtin, Ervin, Falkner, Farrell, Garrell, Garrett, Gibson, Gray, Hatcher, Hauser, Head, Hyde, Jonas, Kelly, Kendrick, Lee, Moody, McCall, McQueen, Norwood, Page, Palmer, Pickens, Ragan, Royster, Sentelle, Sink, Stone, Sullivan, Swift, Tatem, Taylor, Thomas of Harnett, Thompson of Robeson, Thorne, Vann, Warren, White, Wilson, Woodall, Zickler—59.

The Chair declares a quorum present.

The question now recurs upon the passage of the bill on its second reading.

Upon this Mr. Lumpkin calls for the "ayes" and "noes."

The call is sustained and the bill passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Barnes, Blount of Beaufort, Bowie, Bryant, Carr, Cherry, Crabtree, Cross, Dobson, Eagles, Fenner, Gardner, Harris, Hobbs, Horton, Howard, Hutchins, Johnston, Jones, Lindsey, Meekins, Mitchell, Morphew, McDonald, O'Berry, Paylor, Peterson, Rasberry, Ray, Rouse, Sherard, Sparger, Spruill, Stevens, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Williams of Hyde, Williams of Pasquotank—47.

Those voting in the negative are: Messrs. Brown, Bryson, Douglass, Funderburk, Henry, Hoyle, Klutz, Leggett, Lumpkin, McEachern, Scholl, Sprinkle, Stell, Warden—14.

The question now recurs upon the passage of the bill on its third reading.

The bill passes its third reading and is ordered enrolled.

On motion of Mr. Harris the House adjourns and will meet tomorrow at 12:05 o'clock, a.m.

NINETY-FOURTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, April 27, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Representative Paylor of Pitt County.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

Committee Substitute for H. B. 32 with Conference Report, a bill to be entitled An act to raise revenue.

The question recurs upon the passage of the Substitute Bill with the Conference Report, heretofore adopted, on its second reading roll call.

The Substitute Bill, with the Conference Report, passes its second reading by the following vote and takes its place on the Calendar for its third reading roll call.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Blount of Beaufort, Bowie, Bryant, Bryson, Cherry, Crabtree, Cross, Dobson, Eagles, Fenner, Funderburk, Gardner, Harris, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Johnston, Jones, Meekins, Morphew, McEachern, O'Berry, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Sherard, Sparger, Spruill, Stell, Stevens, Sullivan, Thomas of Anson, Thompson of Wake, Tonissen, Wade, Ward, Warden, Williams of Pasquotank—48.

Those voting in the negative are: Messrs. Douglass, Leggett, Scholl—3.

STATEMENTS BY MEMBERS

I am positive that the Revenue Bill as now written will mean greater salvation to the rich and further damnation to the poorest of the poor. I apppreciate the fact that this great State must continue to function but I am certain that a Revenue Bill can be written that will not stamp into the dust the blind, the widows, the aged and the sick and afflicted, therefore my conscience forces me to vote "no."

S. E. DOUGLASS.

As previously stated, I cannot in deference to my convictions vote for an exemptionless sales tax. I have been requested to pair with Mr. Bean of Rowan. If he were here he would vote "aye." I vote "no."

CLARENCE E. MITCHELL.

The following pairs are announced.

Mr. Uzzell with Mr. Garrell. Were Mr. Garrell present he would vote "no." Mr. Uzzell would vote "aye."

Mr. Thomas of Harnett with Mr. Cone. Were Mr. Cone present he would vote "aye." Mr. Thomas would vote "no."

Mr. Barnes with Mr. Sentelle. Were Mr. Sentelle present he would vote "aye." Mr. Barnes would vote "no."

Mr. Bowers with Mr. Wilson. Were Mr. Wilson present he would vote "aye." Mr. Bowers would vote "no."

Dr. Carr with Mr. Blount of Pitt. Were Mr. Blount present he would vote "aye." Dr. Carr would vote "no."

Mr. Klutz with Mr. Day. Were Mr. Day present he would vote "aye." Mr. Klutz would vote "no."

Mr. Lindsey with Mr. Tatem. Were Mr. Tatem present he would vote "aye." Mr. Lindsey would vote "no."

Mr. Mitchell with Mr. Bean. Were Mr. Bean present he would vote "aye." Mr. Mitchell would vote "no."

Dr. McDonald with Mr. Craig. Were Mr. Craig present he would vote "aye." Dr. McDonald would vote "no."

Mr. Sprinkle with Mr. Jones. Were Mr. Jones present he would vote "aye." Mr. Sprinkle would vote "no."

Mr. Williams of Hyde with Mr. Palmer. Were Mr. Palmer present he would vote "aye." Mr. Williams would vote "no."

On motion of Mr. Cherry the House adjourns and will meet Monday at two o'clock, p.m.

NINETY-FIFTH DAY

HOUSE OF REPRESENTATIVES,
MONDAY, April 29, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend H. A. Cox of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

STATEMENT BY MEMBER

April 29, 1935.

Mr. Speaker, Lady from Yancey, and Gentlemen of the House:

The highest compliment that can be paid to anyone is to have it said of him that he was fair in his dealings with his fellowman.

Now Mr. Speaker, speaking for myself personally, and for the House members collectively, I wish to pay this compliment to you and to say that to the best of my knowledge and belief, your rulings in each and every case have been fair to one and all, and for this fair treatment, I wish to thank you and to move you, Sir, that when the House adjourns on May fourth, 1935, that it do so in respect to the Speaker, whose birthday comes on May fifth.

J. T. BAILEY.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 1116, a bill to be entitled An act to define and classify the various kinds of motor vehicle carriers and to better safeguard the interest of the public by requiring motor vehicle carriers to obtain permits before beginning to operate, and to comply with other regulations.

H. B. 862, a bill to be entitled An act to make secure to debtors the benefits of Chapter 36 and Chapter 275, Public Laws of 1933.

H. B. 1048, a bill to be entitled An act to amend Chapter 148, Public Laws, 1927, being a "Uniform Act regulating operation of vehicles on highways," so as to provide that all cars sold in the State after January 1, 1936, shall be provided with safety glass throughout and the Highway Commission be em-

powered to establish tests of safety glass for the protection of the public against lowered standards of safety glass.

H. B. 1115, a bill to be entitled An act regulating acceptance of assignment of wages.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Paylor: H. B. 1295, a bill to be entitled An act to permit Farmville School District in Pitt County, North Carolina, to hold an election upon the question of levying an additional tax for additional school facilities in said District.

Referred to the Committee on Calendar.

By Mr. Wade: H. B. 1296, a bill to be entitled An act to amend Chapter 52, Public Laws of 1931, relating to the State Board of Examiners of Plumbing and Heating Contractors.

Referred to the Committee on Calendar.

By Mr. Ward: H. B. 1297, a bill to be entitled An act to authorize the city of New Bern to fund and refund certain outstanding notes and bonds.

Placed on the Calendar.

By Mr. Dobson: H. B. 1298, a bill to be entitled An act to authorize the town of Elkin, Surry County, to accept its own bonds in payment of taxes and street assessments and relating to the tax rate in the town of Elkin, Surry County.

Placed on the Calendar.

By Mr. Royster: H. B. 1299, a bill to be entitled An act to amend H. B. 623, same being "An Act to fix the fees to be collected by the Clerk of the Recorder's Court of Granville County, North Carolina," ratified March 22, 1935.

On motion of Mr. Royster the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1300, a bill to be entitled An act to amend Section 2, Chapter 457, Public Laws of 1933, relating to sales of real estate for taxes in Granville County and municipalities therein.

Placed on the Calendar.

By Messrs. Cooper and Sentelle: H. B. 1301, a bill to be entitled An act to authorize the Governor of North Carolina to appoint an advisory board of paroles, and to set up rules and regulations relative to prisoners and paroles.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 427, a bill to be entitled An act providing for the formation of non-profit membership corporations to be known as electic membership corporations for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to the inhabitants of the State at the lowest cost consistent with sound economy and prudent man-

agement of the business of such corporations; providing for the rights, powers and duties of such corporations; authorizing and regulating the issuance of bonds by such corporations; and providing for the payment of such bonds.

Referred to the Committee on Calendar.

S. B. 492, a bill to be entitled An act to district Cherokee County for the purpose of the nomination and election of members of the Board of County Commissioners.

Referred to the Committee on Calendar.

S. B. 528, a bill to be entitled An act to repeal the absentee ballot law for Union County.

Referred to the Committee on Calendar.

S. B. 542, a bill to be entitled An act to require testing for contagious abortion of cattle in Buncombe County.

Placed on the Calendar.

SPECIAL MESSAGES

SENATE CHAMBER,
April 27, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 966, title "To authorize the city of Charlotte to construct certain street improvements and to issue bonds under the Municipal Finance Act, as amended and the Local Government Act, as amended, to pay the cost of such improvements," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate, on motion of Mr. Scholl the vote by which the bill passed its second and third readings is reconsidered, and the bill is placed upon the second reading roll call Calendar.

SENATE CHAMBER,
April 29, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has failed to concur in the House amendments to S. B. 82, title, "To amend Section 1 of Chapter 375 of Public Laws of 1933, relating to the rates for automobiles, trucks, truck-trailers, trailers, semi-trailers and buses," and requests a conference thereon. For your information the President has appointed Senators Spence, Summersill and Johnson of Duplin as Conferees on the part of the Senate.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above information the Speaker appoints as Conferees on the part of the House, Messrs. Jones, Paylor, Hatcher, Palmer and Howard, and the Senate is so notified.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 462, a bill to be entitled An act to license dealers in scrap tobacco.

For concurrence in the Senate amendment.

On motion of Mr. Spruill the House fails to concur in the Senate amendment and a Conference Committee is asked for.

The Speaker appoints as Conferees on the part of the House, Messrs. Spruill, Rasberry and Falkner, and the Senate is so notified.

Senate Substitute for H. B. 313, a bill to be entitled An act relating to joint act of municipalities as to water systems and sewage disposal.

For adoption of the Senate Substitute for H. B.

On motion of Mr. Bailey the Senate Substitute is adopted and remains on the Calendar for its second reading roll call.

H. B. 1293, a bill to be entitled An act to regulate the opening and closing hours of barber shops in the cities of Salisbury, Spencer and East Spencer, in Rowan County, and to provide for the observance of certain holidays.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1269, a bill to be entitled An act to place Robert Milton Pittman, Confederate Veteran, on the pension roll of Avery County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1044, a bill to be entitled An act authorizing the Boards of Commissioners of Drainage Districts to adjust delinquent assessments made in said Districts.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Blount of Beaufort, Brown, Bowers, Bowie, Bryant, Cherry, Cook, Craig, Cross, Day, Douglass, Dowtin, Falkner, Farrell, Fenner, Funderburk, Gibson, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jones, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Meekins, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sherard, Sink, Sparger, Spruill, Stell, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Wade, Ward, Warden—61.

Those voting in the negative are: None.

H. B. 1223, a bill to be entitled An act to amend Chapter 268 of the Public-Local Laws of North Carolina, Session 1911, entitled "An Act to drain the lowlands of Crowder's Creek and its tributaries in Gaston County."

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Blount of Beaufort, Bowers, Bowie, Brown, Bryant, Cherry, Cook, Crabtree, Craig, Cross, Day, Dobson, Douglass, Dowtin, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Jones, Kendrick, Klutz, Lee, Meekins, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell,

Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Wade, Ward, Warden—63.

Those voting in the negative are: None.

H. B. 1235, a bill to be entitled An act to eliminate certain territory from the corporate limits of the town of Burnsville.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Blount of Beaufort, Bowers, Bowie, Brown, Bryant, Cherry, Cook, Crabtree, Craig, Cross, Day, Dobson, Douglass, Dowtin, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Jones, Kendrick, Klutz, Lee, Meekins, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Wade, Ward, Warden—63.

Those voting in the negative are: None.

H. B. 1244, a bill to be entitled An act for the relief of Iredell-Rowan County Drainage District No. 1.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Blount of Beaufort, Bowers, Bowie, Brown, Bryant, Cherry, Cook, Crabtree, Craig, Cross, Day, Dobson, Douglass, Dowtin, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Jones, Kendrick, Klutz, Lee, Meekins, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Wade, Ward, Warden—63.

Those voting in the negative are: None.

H. B. 1265, a bill to be entitled An act incorporating the town of Center Hill, Chowan County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Blount of Beaufort, Bowers, Bowie, Brown, Bryant, Cherry, Cook, Crabtree, Craig, Cross, Day, Dobson, Douglass, Dowtin, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Jones, Kendrick, Klutz, Lee, Meekins, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Wade, Ward, Warden—63.

Those voting in the negative are: None.

H. B. 1258, a bill to be entitled An act to provide for a kennel tax in Greene County and the town of Snow Hill.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Blount of Beaufort, Bowers, Bowie, Brown, Bryant, Cherry, Cook, Crabtree, Craig, Cross, Day, Dobson, Douglass, Dowtin, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Jones, Kendrick, Klutz, Lee, Meekins, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Wade, Ward, Warden—63.

Those voting in the negative are: None.

H. B. 1264, a bill to be entitled An act to permit Eureka School District in Moore County, North Carolina to hold an election upon the question of levying an additional tax for additional school facilities in said District.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Blount of Beaufort, Bowers, Bowie, Brown, Bryant, Cherry, Cook, Crabtree, Craig, Cross, Day, Dobson, Douglass, Dowtin, Falkner, Farrell, Fenner, Funderburk, Gardner, Gibson, Hatcher, Hauser, Henry, Horton, Howard, Hoyle, Hutchins, Hyde, Jones, Kendrick, Klutz, Lee, Meekins, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Wade, Ward, Warden—63.

Those voting in the negative are: None.

Committee Substitute for H. B. 32, with Conference Report, a bill to be entitled An act to raise revenue.

The question now recurs upon the passage of the Substitute Bill, with the Conference Report heretofore adopted on its third reading.

The Substitute Bill with the Conference Report passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Bean, Blount of Beaufort, Bowie, Brown, Bryant, Cherry, Cook, Crabtree, Craig, Cross, Day, Dobson, Dowtin, Farrell, Fenner, Funderburk, Gardner, Harris, Hatcher, Henry, Horton, Howard, Hoyle, Hutchins, Johnston, Jones, Kendrick, Lee, Meekins, Morphew, McCall, McEachern, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Thomas of Anson, Thompson of Wake, Uzzell, Wade, Ward—57.

Those voting in the negative are: Messrs. Abernathy, Barnes, Douglass, Falkner, Gibson, Hauser, Klutz, Lumpkin, McQueen, Scholl, Thomas of Harnett, Warden—12.

The following pairs are announced:

Mr. Bowers with Mr. Wilson. Were Mr. Wilson present he would vote "aye." Mr. Bowers would vote "no."

Mr. Hyde with Mr. Alspaugh. Were Mr. Alspaugh present he would vote "aye." Mr. Hyde would vote "no."

Mr. Lindsey with Mr. Tatem. Were Mr. Tatem present he would vote "aye." Mr. Lindsey would vote "no."

Mr. Mitchell with Mr. Cone. Were Mr. Cone present he would vote "aye." Mr. Mitchell would vote "no."

Mr. Thompson of Robeson votes present.

STATEMENTS BY MEMBERS

As previously stated I cannot vote for an exemptionless sales tax.

C. E. MITCHELL.

Mr. Speaker:

This revenue bill still contains a Section which demands a three to ten per cent sales tax upon all necessities of life, regardless of the financial, physical or mental condition of our people. Knowing that such a principal is absolutely contrary to the teachings of the Master, and further believing that those who place in motion anything that would oppress the poor, the sick and afflicted and the aged are indeed riding for a fall, I vote "no."

S. E. DOUGLASS.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1277. Joint Resolution inviting Honorable Josephus Daniels, Ambassador Extraordinary and Minister Plenipotentiary of the United States to the Republic of Mexico to address a Joint Session of the General Assembly.

H. R. 681. Joint Resolution providing for an unpaid commission on interstate coöperation.

S. R. 298. A Joint Resolution to pay the expenses of the Joint Subcommittee the Western Carolina Teachers College.

S. B. 299. An Act to amend the Constitution to permit classification of property for taxation, encouragement of home ownership, to increase the limit for income taxation and to limit the power of state and local government to borrow money without a vote of the people.

S. B. 315. An Act to fix the salary of the Treasurer of North Carolina.

S. B. 334. An Act to amend Section 18, Chapter 100, Public Laws of 1927, relative to revenue anticipation loans for sanitary districts.

S. B. 339. An Act to authorize the North Carolina Institution for the Education of the Deaf, Dumb and Blind, to convey to the city of Raleigh certain unoccupied and unused property within the limits of said city, to be used for public park purposes.

S. B. 462. An Act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Buncombe County.

S. B. 515. An Act to repeal Chapter 380 of the Private Laws of 1901, entitled An Act to incorporate the Unity Cemetery Association of the town of Rocky Mount, North Carolina.

S. B. 502. An Act to amend Chapter 258 Public-Local Laws of 1933 as amended by Chapter 469, Public-Local Laws of 1933, entitled "An Act to regulate the duties of Sheriff of Edgecombe County and establish office of

Tax Collector of Edgecombe County," to increase salaries of deputy sheriffs of Edgecombe County.

S. B. 505. An Act to amend Section 1443 of Volume III of the Consolidated Statutes transferring Alexander County from the Seventeenth Judicial District to the Fifteenth District and fixing the terms of Court for said county.

S. B. 522. An Act to authorize the town of Brevard to lease and operate a golf course.

S. B. 524. An Act to repeal Chapter 364 of the Public-Local Laws of 1933 relating to the officers of Lenoir County.

H. B. 7. An Act to amend Chapter 246 of Public Laws of 1933, relative to fees of certain officers of Moore County.

H. B. 372. An Act to afford the relief of perpetuation of testimony.

H. B. 460. An Act to validate the acts of the Commissioners of the town of Aulander and Tax Collector in accepting bonds of the town of Aulander in payment of paving assessments and taxes and to allow payment of taxes for the years 1932 and prior thereto to be paid with bonds.

H. B. 525. An Act to prohibit the city of Asheville, North Carolina from charging a drivers license or a city privilege tax for private automobiles.

H. B. 569. An Act to require any person, partnership, association of persons, or corporation that may hereafter be organized as business schools in North Carolina to comply with their contracts with the students, etc., who matriculate with them for the purpose of taking commercial courses in accounting, bookkeeping, stenography, stenotypy, telegraphy, typing, and other branches generally included in the curriculum of such schools; to require such institutions, before collecting fees, tuition, and other expenses from students who desire to take such courses in such institutions, to enter into a bond executed by standard and solvent guaranty companies guaranteeing the refund of such fees, tuition, and other expenses as are paid in case the promoters, officers, and agents of such institutions fail to comply with their contract; to provide penalties for failure to refund to any student the amounts whenever the promoters, officers and agents of such institutions fail to comply with their contract to give and furnish training in commercial courses according to the contract entered into.

H. B. 724. An Act to transfer and segregate the collection of all taxes now required by law to be collected by the Sheriff of Iredell County into the office of the County Manager and County Accountant of Iredell County.

H. B. 725. An Act to amend Chapter 293 of the Public-Local Laws of 1927, relating to collection of taxes in Iredell County.

H. B. 790. An Act to amend Rule 10, Section 1654 of Consolidated Statutes relating to heirs of illegitimates.

H. B. 860. An Act to prohibit the wrongful hoarding and/or selling of milk bottles, crates, cans and other containers of dairy products in Henderson County (applicable also to Richmond County).

H. B. 873. An Act to permit the town of Gibsonville in Guilford and Alamance counties to levy taxes upon the basis of the information obtained from the tax records of Guilford and Alamance counties as to taxables and to otherwise facilitate the levy of taxes by said town.

H. B. 875. An Act to permit the town of Hamilton Lakes to levy taxes upon the basis of the information obtained from the tax records of Guilford

County as to taxables and to otherwise facilitate the levy of taxes by said town.

H. B. 887. An Act to amend Chapter 172 of the Public Laws of 1933, creating the Department of State Highway and Public Works Commission in certain particulars.

H. B. 964. An Act to authorize the desk sergeant in the office of the Sheriff of Buncombe County to execute warrants for the general County Court.

H. B. 983. An Act to amend Section 1107, Consolidated Statutes, with reference to discriminating between connection lines.

H. B. 991. An Act to amend Chapter 234 of the Public Laws of 1921, fixing the salary of the Clerk of the Superior Court of Alamance County.

H. B. 1003. An Act to increase the pay of the election officials of Ashe County and to amend Chapter 557 of the Public Laws of 1933, relative to elections in Ashe County.

H. B. 1100. An Act to provide for the appointment of County Board of Health in Davidson County.

H. B. 1134. An Act to authorize the Commissioners of Franklin County, in their discretion, to increase the salary of the Judge of Recorder's Court of Franklin County during his term of office.

H. B. 1135. An Act to amend H. B. 781 entitled, "A bill to be entitled An act to relieve the taxpayers of Beaufort County," ratified March 26, 1935.

H. B. 1137. An Act to allow Anson County to refund tax sales certificates.

H. B. 1196. An Act to amend H. B. 104, entitled "An Act to amend Chapter 266, Public Laws of 1933, relating to the fees for registering Federal crop liens and Federal chattel mortgages" ratified the 26th day of March, 1935.

H. B. 1172. An Act to authorize, empower and direct the Board of Commissioners of New Hanover County to expend money for the development of the port of Wilmington, North Carolina.

H. B. 1173. An Act to permit the Board of Commissioners of New Hanover County to expend money for the development and maintenance of Greenfield Park and Greenfield Lake.

H. B. 1211. An Act to authorize the Board of Commissioners of the town of Elkin, Surry County, to accept title to and convey real property on which is due delinquent taxes or paving assessments.

H. B. 1214. An Act authorizing the Elizabeth City Fire Department to assist in fighting fires outside the limits of Elizabeth City.

H. B. 1217. An Act to authorize the Board of County Commissioners of Graham County, in its discretion, to employ a county nurse and to cooperate with the public health service of the Federal Government and the State of North Carolina in establishing a health unit in Graham County, or to coöperate with other counties in forming a health unit.

H. B. 1222. An Act to provide for a whole time welfare officer for the county of Mitchell.

H. B. 1237. An Act to equalize salaries of members of the Board of Education and Board of Commissioners of Northampton County.

H. B. 1260. An Act relating to municipal elections in the town of Dillsboro in Jackson County.

H. B. 1268. An Act to fix and establish the boundaries of the several wards of the city of Charlotte.

On motion of Mr. Bowers H. B. 1243, a bill to be entitled An act to amend Section 1177 of the Consolidated Statutes, so as to authorize the Court to appoint a receiver under certain conditions is taken from the Committee on Judiciary No. 2 and recommitted to the Committee on Judiciary No. 1.

On motion of Dr. Farrell, S. B. 541, a bill to be entitled An act for the relief of C. C. Howell, former Sheriff of Montgomery County, is taken from the Calendar Committee and placed on the Calendar.

Pursuant to H. B. 1277, Joint Resolution inviting the Honorable Josephus Daniels, Ambassador Extraordinary and Minister Plenipotentiary of the United States to the Republic of Mexico to address a Joint Session of the General Assembly, heretofore passed, the Speaker appoints as a Committee on the part of the House to extend the invitation, Messrs. Mitchell, Sentelle and Sink.

On motion of Mr. Cherry the House adjourns and will meet tomorrow at twelve o'clock, noon.

NINETY-SIXTH DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, April 30, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend J. S. Farmer of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Cherry, Victor Bryant, Jr., son of Representative Bryant of Durham County, is made an honorary page of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

S. B. 517, a bill to be entitled An act to provide for a tax on itinerant second-hand or used car dealers for Robeson County.

And

S. B. 518, a bill to be entitled An act to validate certain recorded instruments where seals not shown on record.

And

S. B. 525, a bill to be entitled An act relating to the foreclosure of tax sales certificates in the county of McDowell.

And

S. B. 529, a bill to be entitled An act to amend Section 1443 relative to the terms of Court in Watauga County.

And

S. B. 464, a bill to be entitled An act to create the office of tax collector for Surry County, and to provide for the collection of county taxes, and other taxes and levies now and heretofore devolving upon the Sheriff of Surry County.

And

S. B. 508, a bill to be entitled An act to prevent interference with grave yards in Duplin County.

And

S. B. 512, a bill to be entitled An act validating sales of real estate made by administrators, de bonis non of deceased trustees.

And

H. B. 1278, a bill to be entitled An act to incorporate the trustees of Mott's Grove Methodist Episcopal Church and Camp Ground, in the county of Catawba.

And

H. B. 1294, a bill to be entitled An act to amend H. B. 1107, entitled "An Act to amend provisions of Consolidated Statutes 8037 regarding foreclosure of tax suits in Mitchell County," ratified April 25, 1935.

And

S. B. 534, a bill to be entitled An act to regulate the hunting of foxes in Granville County.

And

S. B. 427, a bill to be entitled An act providing for the formation of non-profit membership corporations to be known as electric membership corporations for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to the inhabitants of the State at the lowest cost consistent with sound economy and prudent management of the business of such corporations; providing for the rights, powers and duties of such corporations; authorizing and regulating the issuance of bonds by such corporations; and providing for the payment of such bonds.

With favorable reports.

And

H. B. 1184, a bill to be entitled An act to remove discrimination between common carriers and competing non-common carriers by placing the letter under the control of the Utilities Commission and to preserve the highways of North Carolina.

With a favorable report, as amended.

And

H. B. 1280, a bill to be entitled An act to amend Chapter 32, Public Laws of 1931, relating to barber's license law in Bandy's Township, Catawba County.

With an unfavorable report.

By Mr. Morphew, for the Committee on Judiciary No. 1.

S. B. 519, a bill to be entitled An act to permit Duplin County to condemn land adjacent to its courthouse square.

With a favorable report.

On motion of Dr. Carr the bill is recommended to the Committee on Judiciary No. 1.

And

H. B. 735, a bill to be entitled An act to set up and establish liens of taxes, and the methods, processes, and proceedings for sales of real property for failure to pay taxes.

And

H. B. 463, a bill to be entitled An act to provide for the better enforcement of the prohibition laws of North Carolina.

With unfavorable reports.

And

H. B. 1257, a bill to be entitled An act to amend Section 2285 of the Consolidated Statutes of North Carolina relating to inquisitions of lunacy.

And

H. B. 14, a bill to be entitled An act to authorize and empower the Board of Commissioners of Hyde County to levy taxes for debt service in proportion to the ability of the taxpayers to pay.

And

H. B. 1243, a bill to be entitled An act to amend Section 1177 of the Consolidated Statutes so as to authorize the Court to appoint a receiver under certain conditions.

And

H. B. 1147, a bill to be entitled An act to amend Section 946 of the Consolidated Statutes.

With favorable reports.

By Mr. Cherry, for the Committee on Finance.

H. B. 918, a bill to be entitled An act to amend Chapter 410 Public Laws, 1933, relating to the extension of special assessments.

And

H. B. 834, a bill to be entitled An act providing for the appointment of a deputy sheriff in each township of Johnston County and fixing the compensation of said deputies.

And

H. B. 833, a bill to be entitled An act to facilitate the collection of taxes in Johnston County.

And

S. B. 175, a bill to be entitled An act to permit Edgecombe County and the municipalities therein to adjust taxes and tax sales certificates, and to accept adjusted payment therefor.

And

H. B. 1057, a bill to be entitled An act providing for the formation of nonprofit membership corporations to be known as electric membership corporations for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to the inhabitants of the State at the lowest cost consistent with sound economy

and prudent management of the business of such corporations; providing for the rights, powers and duties of such corporations; authorizing and regulating the issuance of bonds by such corporations; and providing for the payment of such bonds and the rights of the holders therefor.

And

H. B. 1058, a bill to be entitled An act providing for the creation of power districts; prescribing powers and duties of such districts; and authorizing such districts to conduct and operate utilities for the production, transmission or distribution of electric energy, and to issue bonds and providing for the payment of such bonds.

And

H. B. 1059, a bill to be entitled An act creating the rural electrification authority of North Carolina for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to certain inhabitants of the State at the lowest cost consistent with sound economy and prudent management; authorizing the authority to sell and distribute electric energy and to construct or otherwise acquire the system or systems for the generation, transmission and distribution of electric energy to carry out the purposes of this act; providing for the rights, powers and duties of the authority; authorizing and regulating the issuance of bonds by the authority; and providing for the payment of such bonds and the rights of the holders thereof.

And

H. B. 1233, a bill to be entitled An act to allow the governing bodies of municipalities to provide pension funds for employees.

With unfavorable reports.

And

H. B. 1050, a bill to be entitled An act to authorize cities and towns to issue bonds for municipal improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

And

S. B. 374, a bill to be entitled An act to amend the municipal finance act and the county finance act in relation to funding, refunding, renewing or extending the time for payment of outstanding indebtedness.

And

S. B. 373, a bill to be entitled An act to amend Chapter 186 of the Public Laws of 1931 entitled "An Act to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated."

And

S. B. 470, a bill to be entitled An act to authorize the State Treasurer and the governing boards of the counties, cities and other political subdivisions of the State of North Carolina to settle for or issue new bonds for stolen, lost or destroyed bonds of the State or its political subdivision.

And

S. B. 375, a bill to be entitled An act to amend the Local Government Act being Chapter 60 of the Public Laws of 1931, as amended.

And

H. B. 1051, a bill to be entitled An act to authorize counties to issue bonds for improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

And

H. B. 1056, a bill to be entitled An act to authorize corporate agencies of the United States, and corporations and agencies receiving aid from the United States to exercise the power of eminent domain under certain conditions and subject to certain restrictions.

And

H. B. 1054, a bill to be entitled An act authorizing the State of North Carolina and its several departments, agencies and commissions to issue revenue bonds for the purpose of financing such undertakings as the Governor, with the approval of the Council of State, may deem for the best interest of the State, and authorizing the State of North Carolina and its several departments, agencies and commissions to accept and receive loans, gifts and other assistance from the United States Government and other agencies.

And

H. B. 1229, a bill to be entitled An act to empower the governing body of the town of Sanford, Lee County, to relieve churches and charitable institutions of street paving assessments.

With favorable reports.

And

H. B. 1060, a bill to be entitled An act providing for the acquisition, purchase, construction, reconstruction, improvement, betterment, extension, operation and maintenance of revenue producing undertakings by any city, town or incorporated village; authorizing and regulating the issuance of revenue bonds for financing such undertakings; and providing for the payment of such bonds and the rights of holders thereof.

And

H. B. 1053, a bill to be entitled An act to declare the necessity of creating public bodies, corporate and politic, to be known as housing authorities to engage in slum clearance and/or projects to provide dwelling accommdations for persons of low income; to provide for the creation of such housing authorities; to define the powers and duties of housing authorities and to provide for the exercise of such powers, including acquiring property by purchase, gift or eminent domain, and including borrowing money, issuing revenue and credit bonds and other obligations, and giving security therefor; to confer remedies on the obligees of housing authorities; to provide that bonds of the authority shall be legal investments; and to provide that housing authorities, and certain property and securities thereof shall be tax exempt and to declare that this act shall take effect from the date of its ratification.

And

H. B. 1055, a bill to be entitled An act to authorize corporate agencies of the United States and corporations receiving aid from the United States to exercise the power of eminent domain; to acquire property for housing projects; and to declare that this act shall take effect from the date of its ratification.

And

H. B. 1052, a bill to be entitled An act to authorize cities, towns and incorporated villages in the State, its subdivisions and agencies to coöperate with housing authorities in the United States of America by rendering services, conveying or leasing property; and providing for street, roads and other facilities; to authorize any city or town having a population of more than fifteen thousand inhabitants which is located within a housing authority to make an appropriation for the first year of administrative expenses of such housing authority; to authorize cities, towns and incorporated villages located within housing authorities to make grants and lend money to such housing authorities; and to declare that this act take effect from the date of its ratification.

With favorable reports, as amended.

By Mr. Lumpkin, for the Committee on Banks and Banking.

H. B. 577, a bill to be entitled An act to amend Section 34, Chapter 60, of the Public Laws of 1931, relative to the depositing of funds of any governmental unit under the direction of Local Government Commission.

And

H. B. 955, a bill to be entitled An act to place installment paper dealers under the supervision of the Commissioner of Banks.

With favorable reports, as amended.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Messrs. Fenner and Abernathy: H. B. 1302, a bill to be entitled An act to amend the Charter of the city of Rocky Mount relative to its street tax.

On motion of Mr. Fenner the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Craig: H. B. 1303, a bill to be entitled An act to empower the town of Black Mountain, Buncombe County, North Carolina, to refinance the entire bonded indebtedness of said town and permitting the town to accept bonds in payment of special assessments.

Placed on the Calendar.

By Mr. Bowie: H. B. 1304, a bill to be entitled An act to repeal the absentee ballot law in all primary elections in North Carolina.

Referred to the Committee on Elections and Election Laws.

By Mr. Bryant: H. B. 1305, a bill to be entitled An act to extend the doctrine of resipsa laquitur to suits against manufacturing of food products

in suits for damages arising out of foreign or deleterious substances found in manufacturers' containers.

Referred to the Committee on Judiciary No. 2.

And

H. B. 1306, a bill to be entitled An act requiring notice to be given makers of mortgages and deeds of trust prior to foreclosure.

Referred to the Committee on Calendar.

By Mr. Williams of Hyde: H. B. 1307, a bill to be entitled An act to authorize the Board of Commissioners of Hyde County to compose and settle county indebtedness.

Placed on the Calendar.

And

H. B. 1308, a bill to be entitled An act to regulate the closing of filling stations and places of business on Sunday in Hyde County.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Palmer, by request: H. B. 1309, a bill to be entitled An act to amend H. B. 996, entitled "An Act to enable Cabarrus County to establish and maintain a public hospital, to levy a tax and issue bonds therefor, appoint hospital trustees, maintain a training school for nurses, etc.," ratified April 17, 1935.

On motion of Mr. Palmer the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Garrell: H. B. 1310, a bill to be entitled An act to amend Section 2779 of Consolidated Statutes of North Carolina relating to changing the name of cities, towns and municipalities.

Referred to the Committee on Calendar.

By Mr. Barnes, by request: H. B. 1311, a bill to be entitled An act to empower the County Commissioners of Wilson County to make an annual appropriation to the Wilson Chamber of Commerce not exceeding two hundred and fifty dollars.

Referred to the Committee on Calendar.

By Mr. Harris: H. B. 1312, a bill to be entitled An act to authorize the Board of Commissioners of Roxboro to accept certain securities of said municipality in payment of street assessments and delinquent taxes.

Referred to the Committee on Calendar.

By Messrs. Bryant, Bowie, O'Berry, Barbee, Thompson of Wake, and McEachern: H. B. 1313, a bill to be entitled An act to fix the salary of the Superintendent of Public Instruction of North Carolina.

Referred to the Committee on Calendar.

SPECIAL MESSAGE

SENATE CHAMBER,
April 30, 1935.

Mr. Speaker:

Pursuant to Joint Resolution No. 1277 inviting Honorable Josephus Daniels to address a Joint Session of the General Assembly at the hour of twelve, noon, today, the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body to hear the Honorable Josephus Daniels.

Respectfully,

LEROY MARTIN,
Principal Clerk of the Senate.

JOINT SESSION

Pursuant to resolution heretofore adopted, the Sergeant-at-Arms announces the approach of the Senate, and that Body, preceded by its officers, comes into the House and are assigned seats, Lieutenant Governor Graham at the right of Mr. Speaker Johnson, the purpose of the Joint Assembly being to hear a personal message from Honorable Josephus Daniels, Ambassador to Mexico.

The Joint Assembly is called to order by Lieutenant Governor Graham, and the approach of Mr. Daniels is announced.

The Joint Committee of the House and Senate comes into the Hall of the House, acting as escort to Mr. Daniels, who makes his address to the Joint Assembly.

After the address, on motion of Senator Johnston of Buncombe, the Joint Assembly dissolves.

The Senate repairs to its Chamber, and the House resumes consideration of its business.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 549, a bill to be entitled An act to authorize the town of Brevard to accept bonds and matured interest coupons of said town in full payment of 1932 taxes.

Referred to the Committee on Calendar.

S. B. 232, a bill to be entitled An act to authorize the Board of Aldermen of the town of Lincolnton to issue bonds to pay its indebtedness.

Referred to the Committee on Calendar.

S. B. 513, a bill to be entitled An act for the relief of the taxpayers of the town of Weaverville, Buncombe County, North Carolina, and to authorize the Mayor and Commissioners of said town to refinance the public indebtedness of said town.

Placed on the Calendar.

SPECIAL MESSAGE

SENATE CHAMBER,
April 30, 1935.

Mr. Speaker:

Pursuant to your notice of non-concurrence in Senate amendment to H. B. 462, title, "To license dealers in scrap tobacco," and the appointment of the conference committee, the President has appointed as Conferees on the part of the Senate, Senators Clark, and Gravely, to the end that the differences existing between the two Bodies may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk of the Senate.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 541, a bill to be entitled An act for the relief of C. C. Howell, former Sheriff of Montgomery County.

Passes its second and third readings and is ordered enrolled.

H. B. 1300, a bill to be entitled An act to amend Section 2, Chapter 457, Public Laws of 1933, relating to sales of real estate for taxes in Granville County and municipalities therein.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 542, a bill to be entitled An act to require testing for contagious abortion of cattle in Buncombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 1084, a bill to be entitled An act relating to tax foreclosure suits in Cleveland County, and extending the time of the Sheriff's sale for 1934 taxes.

For concurrence in the Senate amendment.

On motion of Mr. Gardner the House fails to concur in the Senate amendment and a conference is asked for. The Speaker appoints as Conferees on the part of the House, Messrs. Gardner, Carr, and O'Berry, and the Senate is so notified.

H. B. 979, a bill to be entitled An act to place certain portions of Dare County under the State-wide stock law.

For concurrence in the Senate amendment.

On motion of Mr. Davis the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1267, a bill to be entitled An act requiring the city of High Point to accept its debentures issued for street improvement purposes in payment of liens against real property for street improvements.

On motion of Mr. Pickens the bill is taken from the Committee on Judiciary No. 2 and placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration H. B. 783, a bill to be entitled An act to make uniform the law of sales of goods.

On motion of Mr. Bowie the bill is laid on the table.

H. B. 966, a bill to be entitled An act to authorize the city of Charlotte to construct certain street improvements and to issue bonds under the Municipal Finance Act, as amended, and the Local Government Act, as amended, to pay the cost of such improvements.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cook, Crabtree, Craig, Cross, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hutchins, Johnston, Jones, Kendrick, Klutz, Lee, Lumpkin, Mitchell, McCall, McDonald, McEachern, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Sink, Sparger, Spruill, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Ward, Warden, Williams of Pasquotank, Wilson, Woodall, Zickler—76.

Those voting in the negative are: None.

H. B. 1297, a bill to be entitled An act to authorize the city of New Bern to fund and refund certain outstanding notes and bonds.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cook, Crabtree, Craig, Cross, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hutchins, Johnston, Jones, Kendrick, Klutz, Lee, Lumpkin, Mitchell, McCall, McDonald, McEachern, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Sink, Sparger, Spruill, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Ward, Warden, Williams of Pasquotank, Wilson, Woodall, Zickler—76.

Those voting in the negative are: None.

Senate Substitute for H. B. 313, a bill to be entitled An act relating to joint act of municipalities as to water systems and sewage disposal.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cook, Crabtree, Craig, Cross, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hutchins, Johnston, Jones, Kendrick, Klutz, Lee, Lumpkin, Mitchell, McCall,

McDonald, McEachern, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Sink, Sparger, Spruill, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Ward, Warden, Williams of Pasquotank, Wilson, Woodall, Zickler—76.

Those voting in the negative are: None.

H. B. 1298, a bill to be entitled An act to authorize the town of Elkin, Surry County, to accept its own bonds in payment of taxes and street assessments and relating to the tax rate in the town of Elkin, Surry County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cook, Crabtree, Craig, Cross, Davis, Dees, Dobson, Douglass, Dowtin, Eagles, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Hutchins, Johnston, Jones, Kendrick, Klutz, Lee, Lumpkin, Mitchell, McCall, McDonald, McEachern, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Sink, Sparger, Spruill, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Ward, Warden, Williams of Pasquotank, Wilson, Woodall, Zickler—76.

Those voting in the negative are: None.

On motion of Mr. Bean, H. B. 1284, a bill to be entitled An act to regulate the salary of the County Attorney of Madison County is taken from the Committee on Salaries and Fees and recommitted to the Committee on Judiciary No. 2.

On motion of Mr. Bean, H. B. 1285, a bill to be entitled An act to regulate the salary of the Tax Collector of Madison County, is taken from the Committee on Salaries and Fees and recommitted to the Committee on Judiciary No. 2.

CONFERENCE REPORT

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned Conferees on the part of the Senate and the House of Representatives, in adjusting the differences arising between the two Bodies in Senate Bill 368 entitled "An act to amend Section 4458 of the Consolidated Statutes, relating to the punishment for public drunkenness in Swain County," beg leave to report the following:

We recommend that both Houses pass in lieu of House amendment, an amendment of Section 1 of the act, to strike out all of said Section after the word "days" in line seven of said Section and insert a period after the word "days."

Respectfully submitted,

W. P. Horton,
V. A. Browning,
Conferees on the part of the Senate.

T. C. Bryson,
R. B. Morphew,
Conferees on the part of the House of Representatives.

On motion of Mr. Morphew the Conference Report is adopted, and the Senate is so notified to the end that if they adopt a similar report, they may order the bill enrolled.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 68. An Act to repeal Chapter 218 Public-Local Laws of 1933.

H. B. 442. An Act regarding hunting in Macon County.

H. B. 518. An Act to amend House Bill Number 147, the same being "An Act to prohibit the setting of steel traps in Swain and Graham counties. (Applicable also to Bladen and Craven counties)," ratified February 15, 1935, so as to include Clay County.

H. B. 551. An Act for the relief of the taxpayers of Macon County during the economic emergency declared to exist.

H. B. 916. An Act to amend Chapter 579, Public-Local Laws 1933, relating to game laws of Harnett County.

H. B. 1021. An Act requiring a new registration of voters in Haywood County.

H. B. 1011. An Act to divide Martin County into five districts, from each of which shall be elected a member of the Board of County Commissioners.

H. B. 1125. An Act to amend Chapter 65, Public Laws of 1933.

H. B. 1069. An Act to amend Chapter 313 of the Private Laws of 1913 relating to the time of filing notice of candidacy for the office of mayor and alderman of the town of Marshville, Union County.

H. B. 1104. An Act to amend Chapter 364, Public Laws of 1933 relating to absentee voters in Graham County.

H. B. 1150. An Act relating to hunting quail in Catawba County.

H. B. 1181. An Act to prohibit the setting of steel traps in Hoke County.

On motion of Dr. Douglass the House takes a recess until three-thirty o'clock, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
Tuesday, April 30, 1935.

Pursuant to its recess, the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

H. B. 1306, a bill to be entitled An act requiring notice to be given makers of mortgages and deeds of trust prior to foreclosure.

And

H. B. 1311, a bill to be entitled An act to empower the County Commissioners of Wilson County to make an annual appropriation to the Wilson Chamber of Commerce not exceeding two hundred and fifty dollars.

And

H. B. 1312, a bill to be entitled An act to authorize the Board of Commissioners of Roxboro to accept certain securities of said municipality in payment of street assessments and delinquent taxes.

And

H. B. 1313, a bill to be entitled An act to fix the salary of the Superintendent of Public Instruction of North Carolina.

And

H. B. 1295, a bill to be entitled An act to permit Farmville School District in Pitt County, North Carolina, to hold an election upon the question of levying an additional tax for additional school facilities in said District.

And

H. B. 1296, a bill to be entitled An act to amend Chapter 52, Public Laws of 1931, relating to the State Board of Examiners of Plumbing and Heating Contractors.

And

S. B. 492, a bill to be entitled An act to district Cherokee County for the purpose of the nomination and election of members of the Board of County Commissioners.

And

S. B. 232, a bill to be entitled An act to authorize the Board of Aldermen of the town of Lincolnton to issue bonds to pay its indebtedness.

And

S. B. 549, a bill to be entitled An act to authorize the town of Brevard to accept bonds and matured interest coupons of said town in full payment of 1932 taxes.

With favorable reports.

And

S. B. 528, a bill to be entitled An act to repeal the absentee ballot law for Union County.

And

H. B. 1310, a bill to be entitled An act to amend Section 2779 of the Consolidated Statutes of North Carolina relating to changing the name of cities, towns and municipalities.

With unfavorable reports.

By Mr. Harris, for the Committee on Education.

H. B. 1189, a bill to be entitled An act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor.

With an unfavorable report as to bill, favorable as to Committee Substitute.

On motion of Mr. Harris the Committee Substitute is adopted and remains on the Calendar for its second reading roll call.

On motion of Mr. Harris the bill is made special order for tomorrow, May 1.

By Mr. Morphew, for the Committee on Judiciary No. 1.

House Committee Substitute for S. B. 514, a bill to be entitled An act to create a sanitary district in Rutherford County, North Carolina, to be known as the Broad River Sanitary District.

With an unfavorable report as to bill, favorable as to Committee Substitute.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Hatcher: H. B. 1314, a bill to be entitled An act to amend the Charter of the town of Morganton as contained in Chapter 104 of Private Laws of 1913, and Acts amendatory thereof, relating to the J. Frederick Kistler Airport.

On motion of Mr. Hatcher the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Mitchell, Horton, Jones, Bender, Paylor, Lumpkin, Meekins, Bowie, Bryant, and Douglass: H. B. 1315, a bill to be entitled An act to fix the salary of the State Auditor.

Referred to the Committee on Calendar.

By Mr. Hobbs: H. B. 1316, a bill to be entitled An act to repeal H. B. 300 ratified on February 20, 1935, being An Act authorizing the Board of Commissioners of New Hanover County to appropriate money to the Wilmington Port Traffic Association Incorporated.

On motion of Mr. Hobbs the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Harris: H. B. 1317, a bill to be entitled An act to authorize the Governor to create an advisory agency known as the State Planning Board.

Referred to the Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1131, a bill to be entitled An act to place the names of widows of certain Confederate soldiers on the pension list.

As amended, the bill passes its third reading and is ordered engrossed and sent to the Senate.

H. B. 723, a bill to be entitled An act to provide for the inspection of motor vehicles.

The bill fails to pass its second reading.

H. B. 1291, a bill to be entitled An act to regulate the use of haul nets in rivers and creeks of the waters of North Carolina.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 461, a bill to be entitled An act to amend Section 2597 of the Consolidated Statutes, relating to the cancellation of mortgages by corporate officers.

Passes its second and third readings and is ordered enrolled.

S. B. 501, a bill to be entitled An act to authorizing and empowering the Commissioner of Revenue of the State of North Carolina to collect from John H. Bratcher, colored, of Rocky Mount, North Carolina, the fees specified in the Revenue Act for the year 1933 for the practice of chiropody in the State of North Carolina and to issue license therefor.

Passes its second and third readings and is ordered enrolled.

S. B. 503, a bill to be entitled An act to give the Governor full and exclusive control over pardons, commutations and paroles in all the institutions of the State.

Passes its second and third readings and is ordered enrolled.

S. B. 350, a bill to be entitled An act relating to standard weight of packages of grits, meal and flour.

Passes its second and third readings and is ordered enrolled.

S. B. 456, a bill to be entitled An act to authorize the Utilities Commissioner to make rules and regulations as to separation of races and toilet facilities on trains consisting of not more than one passenger car unit in certain service.

Passes its second and third readings and is ordered enrolled.

S. B. 348, a bill to be entitled An act to amend Chapter 282, Public Laws of 1933, pertaining to the State Board of Agriculture.

Passes its second and third readings and is ordered enrolled.

S. B. 205, a bill to be entitled An act to repeal Chapter 116, Public Laws, Extra Session 1924, relating to the sale of certain drugs.

On motion of Mr. Thompson of Robeson the bill is recommitted to the Committee on Health.

S. B. 255, a bill to be entitled An act to amend the State Highway Law with respect to light traffic roads.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 344, a bill to be entitled An act to amend Section 509 of the Consolidated Statutes extending the Section to apply to inferior Courts of record below Superior Court where it is outside the county.

Passes its second and third readings and is ordered enrolled.

S. B. 139, a bill to be entitled An act to amend Section 1, Chapter 243, Public Laws of 1931, and to provide for compensation and expenses of advisory commission to the Commissioner of Banks.

Passes its third reading and is ordered enrolled.

H. B. 1234, a bill to be entitled An act to stimulate the production of motor fuel in North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 204, a bill to be entitled An act to amend Chapter 28 of the Public Laws of 1927, relating to the registration of drug stores and pharmacies.

On motion of Mr. Brown the bill is laid on the table.

H. B. 607, a bill to be entitled An act to establish a State Board of Examiners of Electrical Contractors to prescribe their duties and for other purposes.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 977, a bill to be entitled An act to amend Chapter 95, Public Laws of 1933, relating to State barbers' license law.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1086, a bill to be entitled An act to amend Section 1 of Section 1114 of the Consolidated Statutes of North Carolina relating to the name of corporations.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1186, a bill to be entitled An act to provide additional penalties for non-payment of poll tax.

On motion of Mr. Sparger the bill is laid on the table.

H. B. 1044, a bill to be entitled An act authorizing the Boards of Commissioners of drainage districts to adjust delinquent assessments made in said districts.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cook, Craig, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Farrell, Fenner, Funderburk, Garrell Harris, Hatcher, Hauser, Head, Henry, Horton, Hutchins, Hyde, Kendrick, Klutz, Lumpkin, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Rasberry, Ray, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Thomas of Anson, Thompson of Robeson, Thorne, Uzzell, Warden, Williams of Pasquotank, Wilson, Woodall, Zickler—68.

Those voting in the negative are: None.

S. B. 345, a bill to be entitled An act to amend Chapter 100 Public Laws of 1927 as amended by Chapter 8, Public Laws of 1933 relating to sanitary districts.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cook, Craig, Cross, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Farrell, Fenner, Funderburk, Garrell Harris, Hatcher, Hauser, Head, Henry, Horton, Hutchins, Hyde, Kendrick, Klutz, Lumpkin, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Rasberry, Ray, Rouse, Royster, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Thomas of Anson, Thompson of Robeson, Thorne, Uzzell, Warden, Williams of Pasquotank, Wilson, Woodall, Zickler—68.

Those voting in the negative are: None.

On motion of Mr. Hyde S. B. 492, a bill to be entitled An act to district Cherokee County for the purpose of the nomination and election of members of the Board of County Commissioners, is taken from the Calendar and recommitted to the Committee on Elections and Election Laws.

On motion of Dr. Carr the House adjourns in honor of the inauguration of George Washington, first President of the United States, who was inaugurated one hundred forty-six years ago today, and will meet tomorrow at twelve o'clock, noon.

NINETY-SEVENTH DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, May 1, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend M. G. Ervin of Mocksville, North Carolina.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Sentelle, for the Committee on Penal Institutions.

H. B. 913, a bill to be entitled An act to amend Section 6786 of Volume III of the Consolidated Statutes, relating to the disposition of the bodies of prisoners dying while in the Central Hospital or road camps in Wake County either from electrocution or from natural causes.

With a favorable report.

And

H. B. 575, a bill to be entitled An act to create a board of parole, to define its powers and duties, to provide terms and conditions for the release of convicts by the board of parole and to further the discipline, treatment and care of convicts, all to the end that crime may be reduced in North Carolina and its heavy toll lessened, and to rehabilitate the State Prison finances.

And

H. R. 615, a joint resolution to appoint a committee to investigate alleged inhuman treatment of prisoners in a State Prison Camp in Mecklenburg County.

With unfavorable reports.

By Mr. Harris, for the Committee on Education.

H. B. 1253, a bill to be entitled An act to prohibit the sale of the Higgins School House Property, Higgins, North Carolina, and to dedicate the same for a public recreational ground and park.

And

S. B. 489, a bill to be entitled An act describing the manner of advertising and sale of school property in Randolph County.

With favorable reports.

By Mr. Craig, for the Committee on Judiciary No. 2.

S. B. 516, a bill to be entitled An act to amend Chapter 234, Public Laws, 1933, relating to the Superior Courts of Duplin County.

And

H. B. 1110, a bill to be entitled An act to amend Section 4428 of the Consolidated Statutes.

And

H. B. 1283, a bill to be entitled An act to amend Chapter 149 of the Public Laws of 1927, relating to the sale of stocks, bonds and other securities by more clearly defining the term "dealer."

With favorable reports.

And

H. B. 1187, a bill to be entitled An act to enforce collection of taxes owed by employees of the State and its political subdivisions.

And

H. B. 1284, a bill to be entitled An act to regulate the salary of the County Attorney of Madison County.

And

H. B. 1285, a bill to be entitled An act to regulate the salary of the Tax Collector of Madison County.

With unfavorable reports.

And

H. B. 1062, a bill to be entitled An act to amend Section 4428, Consolidated Statutes, relating to evidence.

The bill is reported without prejudice.

And

H. B. 814, a bill to be entitled An act authorizing the Utilities Commissioner to regulate the meters that furnish for pay, electricity, gas or water in the State of North Carolina, and the standards for testing same.

With an unfavorable report with a minority report attached.

By Mr. Bowie, for the Committee on Constitutional Amendments.

H. B. 1061, a bill to be entitled An act to submit a proposed amendment to Section 27 of Article 2 and Section 24 of Article 4 of the Constitution of North Carolina increasing the terms of office of members of the General Assembly, Sheriffs and Coroners from two to four years.

With an unfavorable report.

And

Committee Substitute for H. B. 4, a bill to be entitled An act to submit a proposed amendment to Section 3 of Article 5 of the Constitution of North Carolina raising the rate of tax on incomes.

With an unfavorable report as to bill and substitute.

By Mr. Vann, for the Committee on Counties, Cities and Towns.

H. B. 1259, a bill to be entitled An act to amend Chapter 398, Private Laws of 1905, extending the corporate limits of the town of Creedmoor, North Carolina.

With a favorable report.

And

H. B. 1218, a bill to be entitled An act authorizing the Commissioners of Wilson County to extend the time of sale for delinquent taxes to the first Monday in November of each year.

And

H. B. 1219, a bill to be entitled An act authorizing the Board of Aldermen of the town of Wilson to extend the time of sale for delinquent taxes to the first Monday in November of each year.

With unfavorable reports as to bills, favorable as to Committee Substitutes. By Mr. Uzzell, for the Committee on Calendar.

H. B. 1317, a bill to be entitled An act to authorize the Governor to create an advisory agency known as the State Planning Board.

And

H. B. 1315, a bill to be entitled An act to fix the salary of the State Auditor.

With favorable reports.

And

H. B. 1279, a bill to be entitled An act repealing Chapter 147, Public-Local Laws of 1925, relating to additional costs taxed against defendants in criminal cases in Catawba County.

With an unfavorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 1044, a bill to be entitled An act authorizing the Boards of Commissioners of drainage districts to adjust delinquent assessments made in said districts.

H. B. 1131, a bill to be entitled An act to place the names of widows of certain Confederate soldiers on the pension list.

H. B. 1291, a bill to be entitled An act to regulate the use of haul nets in rivers and creeks of the waters of North Carolina.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Cook: H. R. 1318, a joint resolution to pay the expenses of the Committee from the Senate and House of Representatives visiting the North Carolina Sanatorium at Sanatorium.

On motion of Mr. Cook the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Abernathy and Fenner: H. B. 1319, a bill to be entitled An act to authorize the Board of Commissioners of the town of Spring Hope, Nash County, to relieve the Spring Hope Missionary Baptist Church of past due taxes on certain property owned by said church.

On motion of Mr. Abernathy the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Barnes: H. B. 1320, a bill to be entitled An act relating to the fees for recordation of certain Federal crop liens and chattel mortgages in Wilson County.

On motion of Mr. Barnes the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1321, a bill to be entitled An act to amend Section 4458 of the Consolidated Statutes relating to public drunkenness in Wilson County.

On motion of Mr. Barnes the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Barbee: H. B. 1322, a bill to be entitled An act validating sales of land for taxes in the town of Garysburg, Northampton County, from January 1, 1930 to December 5, 1935.

On motion of Mr. Barbee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Bender and Bailey: H. B. 1323, a bill to be entitled An act supplemental to An act, being An act authorizing the County Commissioners of Columbus County to make adjustments with delinquent taxpayers as to penalties, interest and cost, and being H. B. 926, so that said act may apply to the counties of Caswell, Haywood and Jones.

Referred to Committee on Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 1079, a bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

Placed on the Calendar for concurrence in the Senate amendments.

S. B. 546, a bill to be entitled An act to amend Chapter 425 of the Public-Local Laws of 1913 relating to the Recorder's Court of Stanly County and to provide for the election of the Recorder and Prosecuting Attorney of said Court by a vote of the people.

Placed on the Calendar.

S. B. 487, a bill to be entitled An act to fix the fees of the Sheriff of New Hanover County in certain cases.

Referred to the Committee on Calendar.

S. B. 527, a bill to be entitled An act to amend Chapter 576, Public-Local Laws, Session 1919, relative to schedule of fees in Guilford County.

Referred to the Committee on Calendar.

S. B. 545, a bill to be entitled An act to amend subsection (a), (b) and (c) of Section 1, Chapter 286, of the Public-Local Laws of 1933, relating to fees of officers of Catawba County.

Referred to the Committee on Calendar.

H. B. 33, a bill to be entitled An act to make appropriations for the maintenance of the State's departments, bureaus, institutions, and agencies and for other purposes.

For concurrence in the Senate amendments.

On motion of Mr. Bryant the House fails to concur in the Senate amendments and asks for a Conference.

The Speaker appoints as Conferees on the part of the House, Messrs. Bryant, Morphew, Rouse, Blount of Beaufort and Bean, and the Senate is so notified.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1261, a bill to be entitled An act relating to the terms of the Superior Court of Hertford County.

For concurrence in the Senate amendment.

On motion of Mr. Vann the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1229, a bill to be entitled An act to empower the governing body of the town of Sanford, Lee County, to relieve churches and charitable institutions of street paving assessments.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1278, a bill to be entitled An act to incorporate the trustees of Mott's Grove Methodist Episcopal Church and Camp Ground, in the county of Catawba.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1294, a bill to be entitled An act to amend H. B. 1107, entitled "An Act to amend provisions of Consolidated Statutes 8037 regarding foreclosure of tax suits in Mitchell County," ratified on April 25, 1935.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1311, a bill to be entitled An act to empower the County Commissioners of Wilson County to make an annual appropriation to the Wilson Chamber of Commerce not exceeding two hundred and fifty dollars.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1312, a bill to be entitled An act to authorize the Board of Commissioners of Roxboro to accept certain securities of said municipality in payment of street assessments and delinquent taxes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 464, a bill to be entitled An act to create the office of tax collector for Surry County, and to provide for the collection of County taxes, and other taxes levied now and heretofore devolving upon the Sheriff of Surry County.

Passes its second and third readings and is ordered enrolled.

S. B. 534, a bill to be entitled An act to regulate the hunting of foxes in Granville County.

Passes its second and third readings and is ordered enrolled.

S. B. 549, a bill to be entitled An act to authorize the town of Brevard to accept bonds and matured interest coupons of said town in full payment of 1932 taxes.

Passes its second and third readings and is ordered enrolled.

S. B. 508, a bill to be entitled An act to prevent interference with grave yards in Duplin County.

Passes its second and third readings and is ordered enrolled.

S. B. 525, a bill to be entitled An act relating to the foreclosure of tax sales certificates in the county of McDowell.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 529, a bill to be entitled An act to amend Section 1443 relative to the terms of Court in Watauga County.

Passes its second and third readings and is ordered enrolled.

H. B. 14, a bill to be entitled An act to authorize and empower the Board of Commissioners of Hyde County to levy taxes for debt service in proportion to the ability of the taxpayers to pay.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, McCall, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

S. B. 517, a bill to be entitled An act to provide for a tax on itinerant second hand or used car dealers for Robeson County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt,

Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, McCall, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

H. B. 1297, a bill to be entitled An act to authorize the city of New Bern to fund and refund certain outstanding notes and bonds.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, McCall, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

H. B. 1298, a bill to be entitled An act to authorize the town of Elkin, Surry County, to accept its own bonds in payment of taxes and street assessments and relating to the tax rate in the town of Elkin, Surry County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, McCall, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

H. B. 1303, a bill to be entitled An act to empower the town of Black Mountain, Buncombe County, North Carolina, to refinance the entire bonded indebtedness of said town and permitting the town to accept bonds in payment of special assessments.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, McCall, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

H. B. 1307, a bill to be entitled An act to authorize the Board of Commissioners of Hyde County to compose and settle County indebtedness.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, McCall, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

S. B. 232, a bill to be entitled An act to authorize the Board of Aldermen of the town of Lincolnton to issue bonds to pay its indebtedness.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, McCall, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

S. B. 513, a bill to be entitled An act for the relief of the taxpayers of the town of Weaverville, Buncombe County, North Carolina, and to authorize the Mayor and Commissioners of said town to refinance the public indebtedness of said town.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, McCall, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

H. B. 1295, a bill to be entitled An act to permit Farmville School District in Pitt County, North Carolina, to hold an election upon the question of levying an additional tax for additional tax for additional school facilities in said District.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, McCall, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

H. B. 966, a bill to be entitled An act to authorize the city of Charlotte to construct certain street improvements and to issue bonds under the Municipal Finance Act, as amended, and the Local Government Act, as amended, to pay the cost of such improvements.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, McCall, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stevens, Stone, Thomas of

Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

Senate Substitute for H. B. 313, a bill to be entitled An act relating to joint act of municipalities as to water systems and sewage disposal.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hoyle, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Meekins, Mitchell, McCall, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stevens, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—87.

Those voting in the negative are: None.

The original bill is laid on the table.

On motion of Mr. Uzzell H. B. 1280, a bill to be entitled An act to amend Chapter 32, Public Laws of 1931, relating to barber's license law in Bandy's Township, Catawba County, is taken from the unfavorable Calendar, and placed on the Calendar.

On motion of Mr. Uzzell S. B. 262, a bill to be entitled An act to regulate the practice of journeymen plumbers and steamfitters, is taken from the Committee on Manufacturers and Labor and placed on the Calendar.

On motion of Mr. Funderburk, S. B. 528, a bill to be entitled An act to repeal the absentee ballot law for Union County, is taken from the unfavorable Calendar and placed on the Calendar for consideration on next Tuesday, May 7.

On motion of Mr. Harris the House takes a recess until three-thirty o'clock p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
WEDNESDAY, May 1, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

The courtesies of the floor are extended to Honorable E. Lee Trinkle, former Governor of Virginia.

On motion of Mr. Mitchell, Miss Ella McCauley Douglass, daughter of Representative Douglass of Wake County is made an honorary page of the House.

REPORTS OF COMMITTEES

By Mr. Bryant, for the Committee on Appropriations.

H. B. 1236, a bill to be entitled An act to create a State old age pension commissioner; to define the powers and duties of said commissioner; to provide for the assistance of the old age pension commissioner; to make

appropriations of public funds for carrying out the purpose of this act, and to prescribe penalties for the violation of its provisions.

The Committee recommends that action on the bill be postponed indefinitely.

And

H. B. 1154, a bill to be entitled An act to provide for keeping open the State Library until nine p.m., each day except Sundays and legal holidays.

With an unfavorable report.

And

Report of the Committee appointed to investigate the management of the State Hospital for the Insane at Morganton.

With a request that the report be filed with the Chief Clerk of the House of Representatives.

By Mr. Sparger, for the Committee on Elections and Election Laws.

H. B. 1198, a bill to be entitled An act to limit and regulate absentee voting in Cherokee County.

And

S. B. 8, a bill to be entitled An act to repeal Sections 5960-5968 of the Consolidated Statutes, and all amendments thereto, relating to the absentee ballot law.

And

H. B. 1195, a bill to be entitled An act to repeal the absentee ballot law applying to Anson County only.

With favorable reports.

And

H. B. 1216, a bill to be entitled An act to repeal all laws permitting absentee voting in Wilson County.

And

H. B. 679, a bill to be entitled An act to amend Sections 5960 to 5968 inclusive, of the Consolidated Statutes exempting Davie County from the absentee voters law.

And

H. B. 1215, a bill to be entitled An act strengthening the Australian Ballot in Wilson County.

With unfavorable reports as to bills, favorable as to Committee Substitutes.

And

H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929 with reference to tax collector for Rutherford County.

With an unfavorable report as to bill favorable as to Senate Committee Substitute, as amended.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 607, a bill to be entitled An act to establish a State board of examiners of electrical contractors, to prescribe their duties; and for other purposes.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Hoyle, Cone and Pickens: H. B. 1324, a bill to be entitled An act to amend H. B. 652, entitled "An Act to amend Section 2, Chapter 560, Public Laws of 1933, relating to sales of real estate for taxes," ratified April 25, 1935 so as to exempt Guilford County and municipalities therein.

On motion of Mr. Pickens the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Garrell: H. B. 1325, a bill to be entitled An act authorizing the City Commissioners of the town of Tabor City to make adjustments with delinquent taxpayers as to penalties, interest and cost.

On motion of Mr. Garrell the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1326, a bill to be entitled An act relating to advertisement and sale of land for taxes in the town of Tabor City.

On motion of Mr. Garrell the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams of Hyde: H. B. 1327, a bill to be entitled An act to provide for the collection of the 1934 taxes of Hyde County.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bailey: H. B. 1328, a bill to be entitled An act to amend H. B. 601, being An Act providing for the appointment of a tax supervisor for Haywood County, and regulating his salary, and prescribing his duties; and providing for a bookkeeping system in tax office audit thereof; and separating the office of sheriff and tax supervisor and collector, and ratified March 27, 1935.

On motion of Mr. Bailey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams of Hyde: H. B. 1329, a bill to be entitled An act to facilitate the sheriff's collection and settlement of taxes in Hyde County.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 1081, a bill to be entitled An act to regulate the operation of certain coin operated games, devices and apparatus, and to fix the penalties for the violation of the provisions herein.

For concurrence in the Senate amendment.

On motion of Mr. McQueen the House concurs in the Senate amendment and the bill is ordered enrolled.

SPECIAL MESSAGE

SENATE CHAMBER,
May 1, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has failed to concur in the House amendment to S. B. 291, title, "Prohibiting the placing of trash, refuse or garbage within five hundred yards of the hard surfaced highways," and requests a conference thereon. For your information the President has appointed as Conferees on the part of the Senate, Senators Corey and Shute, to act with a like committee from the House, to the end that the differences arising may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above information the Speaker appoints as Conferees on the part of the House, Messrs. Gardner, Fenner and McCall, and the Senate is so notified.

SENATE CHAMBER,
May 1, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has failed to adopt House amendment to S. B. 194, title, "To increase the number of State Highway Patrol, and to define and describe its duties and supervision, and to amend Chapter 218, Public Laws of 1929, as amended, by Chapter 381 Public Laws of 1931, and by Chapter 214, Public Laws of 1933, relating to the State Highway Patrol and to provide a statewide radio system to be used in connection with the enforcement of the criminal laws of the State," and request a conference thereon. For your information the President has appointed as Conferees on the part of the Senate, Senators Spence, Corey and Johnston of Buncombe, to act with a like Com-

mittee from the House to the end that the differences existing between the two Bodies may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above information the Speaker appoints as Conferees on the part of the House Messrs. McEachern, Davis, Sherard, Cross and Royster and the Senate is so notified.

SENATE CHAMBER,
May 1, 1935.

Mr. Speaker:

Pursuant to your notice of non-concurrence in the Senate amendments to H. B. 33, title, "To make appropriations for the maintenance of the State's Departments and for other purposes," and request for a conference thereon. The President has appointed as Conferees on the part of the Senate, Senators Gravely, Dunn and Webb, to act with a like committee from the House, to the end that the differences existing between the two Bodies may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk.

SENATE CHAMBER,
May 1, 1935.

Mr. Speaker:

Pursuant to your notice of non-concurrence in the Senate amendment to H. B. 1084, title "relating to tax foreclosure suits in Cleveland County and extending the time of the sheriff's sale for 1934 taxes," the President has appointed as Conferees on the part of the Senate, Senators Thompson and Blanton, to act with your committee, to the end that the differences existing between the two Bodies may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 426, a bill to be entitled An act creating the rural electrification authority of North Carolina for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to said inhabitants of the State at the lowest cost consistent with sound economy and prudent management and defining some of its powers and duties.

Passes its second and third readings and is ordered enrolled.

H. B. 912, a bill to be entitled An act to require the Department of Public Works to construct drains and necessary crossing where side roads enter the highways, and to construct and restore necessary connections with roads

entering the highways where such connection has been destroyed by construction or repair of said highways.

On motion of Mr. Kendrick the bill is made a special order for Monday, May 6.

H. B. 1301, a bill to be entitled An act to authorize the Governor of North Carolina to appoint an advisory board of paroles, and to set up rules and regulations relative to prisoners and paroles.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1079, a bill to be entitled An act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

For concurrence in the Senate amendments.

On motion of Mr. Harris the House fails to concur in the Senate amendments, and a Conference is asked for.

The Speaker appoints as conferees on the part of the House, Messrs. Harris, Rouse, Thompson of Wake, Thomas of Anson and Palmer, and the Senate is so notified.

S. B. 527, a bill to be entitled An act to amend Chapter 576, Public-Local Laws, Session 1919, relative to schedule of fees in Guilford County.

On motion of Mr. Pickens the bill is recalled from the Committee on Calendar and placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1253, a bill to be entitled An act to prohibit the sale of the Higgins Schoolhouse property, Higgins, North Carolina, and to dedicate the same for a public recreational ground and park.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1280, a bill to be entitled An act to amend Chapter 32, Public Laws of 1931, relating to barber's license law in Bandy's Township, Catawba County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 489, a bill to be entitled An act describing the manner of advertising and sale of school property in Randolph County.

Passes its second and third readings and is ordered enrolled.

S. B. 516, a bill to be entitled An act to amend Chapter 234, Public Laws, 1933, relating to the Superior Courts of Duplin County.

Passes its second and third readings and is ordered enrolled.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration Committee Substitute for H. B. 1189, a bill to be entitled An act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor.

The Committee Substitute having been adopted on yesterday, the question now recurs upon the passage of the Substitute on its second reading.

An amendment offered by Messrs. Johnson and Harris is adopted.

An amendment offered by Dr. McDonald is adopted.

An amendment offered by Mr. Sparger is lost.

The question now recurs upon the passage of the bill as amended, on its second reading.

As amended the bill passes its second reading by the following vote and remains on the Calendar for its third reading roll call.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryan, Carr, Cherry, Cooper, Crabtree, Craig, Cross, Davis, Day, Dees, Douglass, Dowtin, Eagles, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kendrick, Lee, Leggett, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Sevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Warden, White, Williams of Hyde, Wilson, Woodall, Zickler—83.

Those voting in the negative are: Messrs. Clegg, Falkner—2.

S. B. 345, a bill to be entitled An act to amend Chapter 100 Public Laws of 1927, as amended by Chapter 8, Public Laws of 1933 relating to sanitary districts.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Fenner, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Jonas, Jones, Klutz, Leggett, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson—61.

Those voting in the negative are: None.

S. B. 374, a bill to be entitled An act to amend the Municipal Finance Act and the County Finance Act in relation to funding, refunding, renewing or extending the time for payment of outstanding idebtedness.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Fenner, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Jonas, Jones, Klutz, Leggett, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson—61.

Those voting in the negative are: None.

S. B. 375, a bill to be entitled An act to amend the Local Government Act, being Chapter 60 of the Public Laws of 1931, as amended.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Fenner, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Jonas, Jones, Klutz, Leggett, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson—61.

Those voting in the negative are: None.

S. B. 470, a bill to be entitled An act to authorize the State Treasurer and the Governing Boards of the Counties, Cities and other political subdivisions of the State of North Carolina to settle for or issue new bonds for stolen, lost or destroyed bonds of the State or its political subdivisions.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Fenner, Harris, Hatcher, Hauser, Hobbs, Horton, Howard, Jonas, Jones, Klutz, Leggett, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson—61.

Those voting in the negative are: None.

S. B. 373, a bill to be entitled An act to amend Chapter 186 of the Public Laws of 1931 entitled "An Act to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Fenner, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Jonas, Jones, Kendrick, Klutz, Leggett, Meekins, Mitchell, Moody, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson—65.

Those voting in the negative are: Mr. Clegg—1.

S. B. 427, a bill to be entitled An act providing for the formation of non-profit membership corporations to be known as electric membership corporations for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to the inhabitants of the State at the lowest cost consistent with sound economy and prudent management of the business of such corporations; providing

for the rights, powers and duties of such corporations; authorizing and regulating the issuance of bonds by such corporations; and providing for the payment of such bonds.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Cherry, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Fenner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Jones, Kendrick, Klutz, Leggett, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Pickens, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson—66.

Those voting in the negative are: Mr. Clegg—1.

H. B. 1050, a bill to be entitled An act to authorize cities and towns to issue bonds for municipal improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America the Federal Emergency Administrator of Public Works, or through any other agency or department of the United States of America and to expedite the procedure for the issuance of such bonds.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Carr, Cherry, Cooper, Crabtree, Craig, Cross, Davis, Day, Douglass, Dowtin, Eagles, Fenner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Johnston, Jones, Kendrick, Klutz, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Thomas of Anson, Thompson of Robeson, Uzzell, Vann, White, Williams of Hyde, Wilson, Zickler—64.

Those voting in the negative are: Messrs. Clegg, Pickens—2.

H. B. 1052, a bill to be entitled An act to authorize cities, towns and incorporated towns and villages and the State, its subdivisions and agencies, to corporate with the Housing Authorities in the United States of America by rendering services, conveying or leasing property, and providing for streets, roads and other facilities; to authorize any town or city having a population of more than fifteen thousand inhabitants which is located within a Housing Authority to make an appropriation for the first year's administrative expenses of such Authority; to authorize cities, towns and incorporated villages located within Housing Authorities to make grants and lend money to such Housing Authorities; and to declare that this Act take effect from the date of its ratification.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Carr,

Cherry, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Eagles, Fenner, Garrell, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Jones, Kendrick, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Vann, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson—62.

Those voting in the negative are: Messrs. Brock, Clegg, Jonas—3.

H. B. 1053, a bill to be entitled An act to declare the necessity of creating public bodies corporate and politic to be known as Housing Authorities to engage in slum clearance and/or projects to provide dwelling accommodations for persons of low income; to provide for the creation of such Housing Authorities; to define the powers and duties of Housing Authorities and provide for the exercise of such powers, including acquiring property by purchase, gift or eminent domains, and including borrowing money, issuing revenue and credit bonds and other obligations, and giving security therefor; to confer remedies on obligees of Housing Authorities; to provide that bonds of the Authority shall be legal investments; and to provide that Housing Authorities, and certain property and securities thereof shall be tax exempt and to declare that this Act shall take effect from the date of its ratification.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Carr, Cherry, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Eagles, Fenner, Gibson, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Jones, Kendrick, Klutz, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, Palmer, Paylor, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Vann, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson—61.

Those voting in the negative are: Messrs. Brock, Clegg, Jonas—3.

H. B. 1054, a bill to be entitled An act authorizing the State of North Carolina and its several departments, agencies and commissions to issue revenue bonds for the purpose of financing such undertakings as the Governor, with the approval of the Council of State, may deem for the best interest of the State, and authorizing the State of North Carolina and its several departments, agencies and commissions to accept and receive loans, gifts and other assistance from the United States Government and other agencies.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Carr, Cherry, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Eagles, Fenner, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Jones, Kendrick, Klutz, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Thomas of Anson,

Thomas of Harnett, Thompson of Robeson, Uzzell, Vann, Warden, White, Williams of Pasquotank, Wilson—61.

Those voting in the negative are: Messrs. Clegg, Jonas—2.

H. B. 1055, a bill to be entitled An act to authorize corporate agencies of the United States and corporations receiving aid from the United States to exercise the power of eminent domain to acquire property for housing projects; and to declare that this act take effect from date of its ratification.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Carr, Cherry, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Eagles, Fenner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Jones, Kendrick, Klutz, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, Palmer, Paylor, Peterson, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Vann, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson—64.

Those voting in the negative are: Messrs. Brock, Clegg, Jonas, Leggett—4.

H. B. 1056, a bill to be entitled An act to authorize corporate agencies of the United States, and corporations and agencies receiving aid from the United States to exercise the power of eminent domain under certain restrictions.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Carr, Cherry, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Eagles, Fenner, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Jones, Kendrick, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Peterson, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Vann, White, Williams of Pasquotank, Wilson—62.

Those voting in the negative are: Messrs. Clegg, Jonas—2.

H. B. 1060, a bill to be entitled An act providing for the acquisition, purchase, construction, reconstruction, improvement, betterment, extension, operation, and maintenance of revenue-producing undertakings by any city, town or incorporated village; authorizing and regulating the issuance of revenue bonds for financing such undertakings; and providing for the payment of such bonds and the rights of holders thereof.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Carr, Cherry, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Eagles, Fenner, Garrell, Harris, Hatcher, Hauser, Head, Henry, Horton, Howard, Jones, Kendrick, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Page, Palmer, Paylor, Peterson, Rouse, Scholl, Sentelle, Sherard, Sink,

Sparger, Spruill, Stell, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Warden, White, Williams of Hyde, Williams of Pasquotank, Wilson—60.

Those voting in the negative are: Messrs. Brock, Clegg, Jonas—3.

H. B. 1051, a bill to be entitled An act to authorize counties to issue bonds for improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any other agency or department of the United States of America and to expedite the procedure for issuance such bonds.

As amended the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Bryan, Carr, Cherry, Crabtree, Craig, Cross, Davis, Day, Douglass, Dowtin, Eagles, Fenner, Garrell, Gibson, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Jones, Kendrick, Klutz, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Stell, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Uzzell, Vann, White, Wilson—58.

Those voting in the negative are: Messrs. Brock, Clegg, Harris, Jonas, Warden—5.

On motion of Mr. Cherry H. B. 1233, a bill to be entitled An act to allow the governing bodies of municipalities to provide pension funds for employees, is taken from the unfavorable Calendar and placed on the Calendar.

On motion of Dr. Douglass the House adjourns and will meet tomorrow at eleven o'clock, a.m.

NINETY-EIGHTH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, May 2, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Marion Dick of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

CONFERENCE REPORT

To the President of the Senate and the Speaker of the House of Representatives:

The undersigned Conferees, on the part of the Senate and House of Representatives, having met in conference and fully considered the Senate amendments to House Bill 1079, title, "A bill to be entitled An act to appoint certain members of the boards of education of the respective counties of North Carolina, fix their terms of office and limit compensation at State expense," have mutually agreed and respectfully report as follows:

(1) Washington County: That the Senate amendment striking out the terms of office be accepted, and that the House recede from its objection to said amendment.

(2) Ashe County: That the Senate amendment striking out the name of Virgil Pierce and inserting in lieu thereof the name of David Burkett be accepted, and that the House concur in said amendment.

(3) Guilford County: That the Senate recede from its amendment adding the name of S. E. Coltrane.

(4) Hyde County: That the Senate amendment naming S. M. Gibbs in place of H. C. Boomer be accepted, and that the House recede from its objection to said amendment.

(5) Mecklenburg County: That the House concur in the Senate amendment fixing the terms of "each for two years."

(6) Robeson County: That the House concur in the Senate amendment fixing the terms "each for two years."

(7) Hertford County: That the House concur in the Senate amendment striking out the name of N. S. Garrett and substituting in lieu thereof the name of W. A. Thomas.

(8) Beaufort County: That the House concur in the Senate amendment striking out the name of Fred Alfred and inserting in lieu thereof the name of Dr. John Bonner.

(9) Cherokee County: That the Senate recede from its amendment adding the names of Mrs. Giles W. Cover and P. A. Mauney.

(10) Cabarrus County: That the Senate and House both recede from their positions and insert in lieu thereof the following: "W. R. Odell for a term of two years; George G. Allen and Olin D. Benson, each for a term of four years; R. L. Hartsell, and Harry E. Cline, each for a term of six years."

Respectfully submitted,

L. E. Griffin,
O. A. Swaringen,
Ray G. Carson,
Conferees on the part of the Senate.

R. L. Harris,
Robt. H. Rouse,
E. M. Thompson,
A. B. Palmer,
F. E. Thomas,
Conferees on the part of the House of Representatives.

On motion of Mr. Harris the Conference Report is adopted, and the Senate is so notified, to the end that if they adopt a similar report the House may order the bill enrolled.

CONFERENCE REPORT

The Conferees on H. B. 33, "Appropriation Bill," make the following report:

REPORT OF THE CONFERENCE COMMITTEE ON THE APPROPRIATION BILL FOR THE BIENNIUM 1935-37

To the President of the Senate and the Speaker of the House of Representatives:

The undersigned Conferees do hereby report that they have agreed upon a Conference Report and recommend to the Senate and the House of Representatives the adoption of the following:

1. It is recommended that the House adopt the Senate amendment amending Section 1, Article II, Item 5, by striking out the figures $78,000 for the years 1935-36 and 1936-37 and inserting in lieu thereof the figures $90,000 for the years 1935-36 and 1936-37.

2. It is recommended that the Senate and the House appropriate for the Department of Labor, Section 1, Article III, subsection 16 (1), the sum of $41,250 for the year 1935-36 and $42,165 for the year 1936-37.

3. It is recommended that the House adopt the Senate amendment amending Section 1, Article III, subsection 16 (2), Industrial Commission, by striking out the figures $37,005 in the column headed 1935-36 and inserting in lieu thereof the figures $47,005, and by striking out the figures $39,010 in the column headed 1936-37 and inserting in lieu thereof the figures $49,010.

4. It is recommended that the Senate and the House appropriate for the State Hospital at Raleigh, Section 1, Article V, subsection 1, line 96, the sum of $296,450 for the fiscal year 1935-36, and $295,800 for the fiscal year 1936-37.

5. It is recommended that the House adopt the Senate amendment amending Section 1, Article V, subsection 2, State Hospital at Morganton, by striking out the figures $327,265 in the column headed 1935-36 and inserting in lieu thereof the figures $332,115, and by striking out the figures $306,730 in the column headed 1936-37 and inserting in lieu thereof the figures $310,330.

6. It is recommended that the Senate and the House appropriate for the Stonewall Jackson Training School, Section 1, Article V, subsection 7, line 107, the sum of $123,795 for the fiscal year 1935-36 and the sum of $113,775 for the fiscal year 1936-37.

7. It is recommended that the House adopt the Senate amendment amending Section 1, Article VI, subsection 3, line 136, State Board Vocational Education for Vocational Education, by striking out of the column headed 1935-36 the figures $200,000 and inserting in lieu thereof the figures $146,000; and by striking out of the column headed 1936-37 the figures $200,000 and inserting in lieu thereof the figures $160,000.

8. It is recommended that the House adopt the Senate amendment amending Section 1, Article IX, subsection 1, by striking out the following: "Provided, that in event there shall be any additional revenue, more than anticipated, or surplus in the general fund, said such surplus or excess revenue shall be used to increase teachers' salaries up to 25 per cent above the existing salary schedule; in no event, however, to exceed the sum of $22,000,000 for each year of the biennium 1935-36, 1936-37."

9. It is recommended that the House adopt the Senate amendment to amend by inserting at the end of Section 1 a new section to be known as Section 1 1/2 to read as follows: "Section 1 1/2. For the efficient administration of Article V, Schedule E, of the Revenue Act, an appropriation is hereby

made for the use of the Department of Revenue in addition to the appropriation otherwise made in this Act of a sum not to exceed two per cent (2%) of the total revenue collections under this article to be expended under allotments made by the Budget Bureau of such part or the whole of such appropriation as may be found necessary for the administration of this article."

10. It is recommended that the House adopt the Senate amendment amending Section 3, Article XIII, line 42 by adding after the word "Budget" the following language: "Provided no item shall be reduced more than fifteen per cent."

11. It is recommended that the House adopt the Senate amendment amending Section 3, Article XIII, subsection 4, by striking out all of line 55 beginning with the word "and" and lines 56 and 57 of the printed bill.

12. It is recommended that the House adopt the Senate amendment striking out Section 4 and inserting in lieu thereof the following:

"Section 4. Whereas, the Revenue Act of this General Assembly has repealed the exemption contained in the Emergency Revenue Act as to tax upon the sale of gasoline, and has placed three per cent upon the retail sale of gasoline, uniformly with sales of other commodities, thereby raising approximately the amount heretofore transferred from the Highway Fund to the General Fund, the same shall be taken and considered to be in full compliance with the policy set forth under Section 4 of the Appropriations Act of 1933."

13. It is recommended that the House adopt the Senate amendment amending Section 6, by striking out in line 8 the words "State Board of Equalization" and inserting in lieu thereof the words "State School Commission."

14. It is recommended that the House adopt the Senate amendment striking out the following language from Section 7: "For subsistence—hotel and meals—in towns of less than 10,000 population, $3.50 per day; over 10,000 and less than 20,000, $4.00 per day; over 20,000, $5.00 per day"; and inserting in lieu thereof the following: "For subsistence—hotel and meals—$4.00 per day.

All of which is respectfully submitted this the 2nd day of May, 1935.

L. L. Gravely,
J. Allan Dunn,
E. V. Webb,
Conferees on the part of the Senate.

Victor S. Bryant,
J. W. Bean,
S. M. Blount,
Robert H. Rouse,
Conferees on the part of the House.

On motion of Mr. Bryant the Conference Report is adopted, and the Senate is so notified to the end that if a similar report is adopted by that Body, the House will order the bill enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committes, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Bean, for the Committee on Salaries and Fees.

S. B. 352, a bill to be entitled An act to amend Chapter 365 of the Public-Local Laws of 1919, relating to fees of officers in Iredell County.

With a favorable report.

On motion of Mr. Johnston the bill is recommitted to the Calendar Committee.

And

S. B. 449, a bill to be entitled An act to amend Chapter 528 Public-Local Laws 1933 relating to the salary of the deputy sheriff of Columbus County.

And

S. B. 496, a bill to be entitled An act to amend Section 8, Chapter 634, Public-Local Laws of 1915 increasing the compensation of jurors in Recorders' Courts in Robeson County to one dollar each per day.

With favorable reports.

By Mr. Morphew, for the Committee on Judiciary No. 1.

S. B. 519, a bill to be entitled An act to permit Duplin County to condemn land adjacent to its courthouse square.

With a favorable report.

And

H. B. 1245, a bill to be entitled An act to amend Chapter 211, Public Laws of 1933 relating to refunds for taxes for motor fuels.

And

S. B. 67, a bill to be entitled An act to amend Section 2591 of the Consolidated Statutes of North Carolina relative to the reopening of judicial and other sales on advanced bids.

With unfavorable reports.

And

S. B. 466, a bill to be entitled An act to amend Chapter 188 of the Public Laws of North Carolina Session 1933, amending Section 150 of the Consolidated Statutes of North Carolina 1919 relating to settlement of estates.

With an unfavorable report as to bill, favorable as to House Committee Substitute.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Crabtree: H. B. 1330, a bill to be entitled An act to clarify the election laws of the town of Sanford, North Carolina.

On motion of Mr. Crabtree the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sherard: H. B. 1331, a bill to be entitled An act to provide for a jury of twelve men in the Recorder's Court of Henderson County upon demand of either the State or the defendant.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Hatcher: H. B. 1332, a bill to be entitled An act to amend Section 10 of Chapter 89 of the Public Laws of 1931 relating to the jurisdiction of the Burke County Criminal Court.

On motion of Mr. Hatcher the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. McEachern: H. B. 1333, a bill to be entitled An act providing for rotating grand juries in Hoke County.

On motion of Mr. McEachern the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sink: H. B. 1334, a bill to be entitled An act to amend Chapter 245 of the Public-Local Laws of the Session of 1933, relating to the Recorder's Court of Thomasville.

On motion of Mr. Sink the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Hyde: H. B. 1335, a bill to be entitled An act to authorize and empower deputy sheriffs to perform certain duties in Cherokee County.

On motion of Mr. Hyde the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1336, a bill to be entitled An act to amend Chapter 304, Public-Local Laws of 1933 relative to fishing in certain streams in Cherokee County.

On motion of Mr. Hyde the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Ervin, Tonissen and Scholl: H. B. 1337, a bill to be entitled An act to amend Chapter 276 Public-Local Laws of the Session of 1933, relating to judgments for delinquent taxes and street assessments.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1338, a bill to be entitled An act amending Chapter 427 Public Laws of the Session of 1933, being An act to exempt Mecklenburg County from application of the provisions of the Tax Foreclosure Act and Tax Sales Certificates Refunding Act of 1933, and amending S. B. 175 designated as Chapter 276, Public-Local Laws of 1933.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Blount of Beaufort: H. B. 1339, a bill to be entitled An act to amend Chapter 333, Public Laws of 1929 as amended by Chapter 337 Public Laws of 1933 relative to the fur bearing industry in North Carolina.

Referred to the Committee on Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 811, a bill to be entitled An act to enlarge the term of office of the several Registers of Deeds of this State.

For concurrence in the Senate amendments.

On motion of Mr. Bowie the House fails to concur in the Senate amendments and a conference is asked for.

The Speaker appoints as Conferees on the part of the House Messrs. Jones, Andrews, Hobbs, Williams of Hyde and Dees and the Senate is so notified.

H. B. 1077, a bill to be entitled An act to appoint Justices of the Peace for the several counties of North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Jones the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 544, a bill to be entitled An act to validate one hundred thirty-five thousand dollars city of Hickory, North Carolina, water works and sewerage improvement bonds.

Referred to the Committee on Calendar.

S. B. 560, a bill to be entitled An act to authorize the Board of Education and the Board of Commissioners of Duplin County to make certain expenditures from the current expense fund of the county.

Referred to the Committee on Calendar.

H. B. 276, a bill to be entitled An act to amend Chapter 78 of the Public Laws of North Carolina, Session 1933, increasing the salaries of Solicitors in the Superior Courts.

For concurrence in the Senate amendment.

On motion of Dr. Carr the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 353, a bill to be entitled An act to amend paragraph 36 of Section 2787 of the Consolidated Statutes, so as to grant to cities and towns the

power to require the operators of for hire cars to furnish liability insurance or surety bonds.

For concurrence in the Senate amendment.

On motion of Mr. Tonissen the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 403, a bill to be entitled An act to fix the salaries of certain elective officials.

For concurrence in the Senate amendments.

On motion of Dr. Carr the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 435, a bill to be entitled An act to amend Section 4657 and 4658 of the Consolidated Statutes substituting death by administration of lethal gas for death by electrocution in North Carolina.

For concurrence in the Senate amendment.

On motion of Dr. Peterson the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 496, a bill to be entitled An act to provide for the safety of life and property and to create a board of boiler rules which shall formulate rules and regulations for the safe construction, use and operation of steam boilers; to provide for the enforcement of the rules and regulations of the board of boiler rules; to provide for the inspection of steam boilers and the fees to be charged for same; and to provide penalty for the violation of the provisions of this act.

For concurrence in the Senate amendments.

On motion of Mr. Uzzell the House concurs in the Senate amendment and the bill remains on the second reading roll call Calendar.

H. B. 718, a bill to be entitled An act relating to the salary of the Commissioner of Public Utilities.

For concurrence in the Senate amendment.

On motion of Mr. Vann the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 244, a bill to be entitled An act to protect the property of public libraries and other agencies from malicious injury.

Referred to the Committee on Calendar.

S. B. 450, a bill to be entitled An act to amend Section 32 of the Local Government Act, the same being Chapter 60 of the Public Laws of 1931 as amended, and relating to security for deposits of funds of local units.

Referred to the Committee on Calendar.

S. B. 520, a bill to be entitled An act to fix the salary of the Secretary of State of North Carolina.

Referred to the Committee on Calendar.

S. B. 536, a bill to be entitled An act to require the Fire Department of the city of Reidsville and the members thereof to be subject to civil service examination.

Referred to the Committee on Calendar.

SPECIAL MESSAGE

SENATE CHAMBER,
May 1, 1935.

Mr. Speaker:

Pursuant to your notice of non-concurrence in the Senate amendments to H. B. 1079, title, "To appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office and limit compensation at State expense," and request for a conference thereon, the President has appointed as Conferees on the part of the Senate, Senators Griffin of Chowan, Swaringen, and Carson, to act with a like committee from the House, to the end that the differences existing between the two bodies may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1195, a bill to be entitled An act to repeal the absentee ballot law applying to Anson County only.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1215, a bill to be entitled An act strengthening the Australian ballot in Wilson County.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 1216, a bill to be entitled An act to repeal all laws permitting absentee voting in Wilson County.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 1110, a bill to be entitled An act to amend Section 4428 of the Consolidated Statutes.

On motion of Dr. McDonald the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 1198, a bill to be entitled An act to limit and regulate absentee voting in Cherokee County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 679, a bill to be entitled An act to amend Sections 5960 to 5968, inclusive, of the Consolidated Statutes exempting Davie County from the absentee voters law.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

S. B. 546, a bill to be entitled An act to amend Chapter 425 of the Public-Local Laws of 1913 relating to the Recorder's Court of Stanly County and to provide for the election of the Recorder and Prosecuting Attorney of said Court by a vote of the people.

Passes its second and third readings and is ordered enrolled.

H. B. 1218, a bill to be entitled An act authorizing the Commissioners of Wilson County to extend the time of sale for delinquent taxes to the first Monday in November of each year.

On motion of Mr. Barnes the bill is recommitted to the Committee on Counties, Cities and Towns.

H. B. 1219, a bill to be entitled An act authorizing the Board of Aldermen of the town of Wilson to extend the time of sale for delinquent taxes to the first Monday in November of each year.

On motion of Mr. Barnes the bill is recommitted to the Committee on Counties, Cities and Towns.

Senate Substitute for H. B. 326, a bill to be entitled An act to amend Chapter 111 of the Public-Local Laws of 1929 with reference to the tax collector for Rutherford County.

The Senate Substitute having been heretofore adopted, the question now recurs upon the passage of the Substitute on its second reading.

An Amendment offered by Mr. Gardner is adopted.

As amended, the Senate Substitute passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

The original House Bill is laid on the table.

H. B. 14, a bill to be entitled An act to authorize and empower the Board of Commissioners of Hyde County to levy taxes for debt service in proportion to the ability of the taxpayers to pay.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Cherry, Clegg, Cone, Cook, Crabtree, Craig, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Lumpkin, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Wilson, Woodall, Zickler—88.

Those voting in the negative are: None.

H. B. 1295, a bill to be entitled An act to permit Farmville School District in Pitt County, North Carolina, to hold an election upon the question of levying an additional tax for additional school facilities in said District.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt,

Bowers, Bowie, Brock, Brown, Bryan, Carr, Cherry, Clegg, Cone, Cook, Crabtree, Craig, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Lumpkin, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Wilson, Woodall, Zickler—88.

Those voting in the negative are: None.

H. B. 1303, a bill to be entitled An act to empower the town of Black Mountain, Buncombe County, North Carolina, to refinance the entire bonded indebtedness of said town and permitting the town to accept bonds in payment of special assessments.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Cherry, Clegg, Cone, Cook, Crabtree, Craig, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Lumpkin, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Wilson, Woodall, Zickler—88.

Those voting in the negative are: None.

H. B. 1307, a bill to be entitled An act to authorize the Board of Commissioners of Hyde County to compose and settle county indebtedness.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Cherry, Clegg, Cone, Cook, Crabtree, Craig, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Lumpkin, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Wilson, Woodall, Zickler—88.

Those voting in the negative are: None.

S. B. 232, a bill to be entitled An act to authorize the Board of Aldermen of the town of Lincolnton to issue bonds to pay its indebtedness.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Cherry, Clegg, Cone, Cook, Crabtree, Craig, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Lumpkin, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Wilson, Woodall, Zickler—88.

Those voting in the negative are: None.

S. B. 513, a bill to be entitled An act for the relief of the taxpayers of the town of Weaverville, Buncombe County, North Carolina, and to authorize the Mayor and Commissioners of said town to refinance the public indebtedness of said town.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Cherry, Clegg, Cone, Cook, Crabtree, Craig, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Lumpkin, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Wilson, Woodall, Zickler—88.

Those voting in the negative are: None.

S. B. 517, a bill to be entitled An act to provide for a tax itinerant second-hand or used car dealers for Robeson County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Cherry, Clegg, Cone, Cook, Crabtree, Craig, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Lumpkin, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of

Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Wilson, Woodall, Zickler—88.

Those voting in the negative are: None.

H. B. 1259, a bill to be entitled An act to amend Chapter 398, Private Laws of 1905, extending the corporate limits of the town of Creedmoor, North Carolina.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryan, Carr, Cherry, Clegg, Cone, Cook, Crabtree, Craig, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Falkner, Farrell, Fenner, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Kelly, Klutz, Lee, Lumpkin, Meekins, Mitchell, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Wilson, Woodall, Zickler—88.

Those voting in the negative are: None.

H. B. 1055, a bill to be entitled An act to authorize corporate agencies of the United States and corporations receiving aid from the United States to exercise the power of eminent domain to acquire property for housing projects; and to declare that this act take effect from the date of its ratification.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Bender, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Cherry, Cone, Cook, Crabtree, Davis, Dowtin, Farrell, Gardner, Garrell, Gibson, Harris, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Johnston, Jonas, Lee, Lindsey, Meekins, Mitchell, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Stell, Stevens, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, White, Williams of Hyde, Wilson, Woodall, Zickler—60.

Those voting in the negative are: Mr. Clegg—1.

H. B. 1056, a bill to be entitled An act to authorize the corporate agencies of the United States and corporations and agencies receiving aid from the United States to exercise the power of eminent domain under certain conditions and subject to certain restrictions.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Bender, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Cherry, Cone, Cook, Crabtree, Davis, Dowtin, Farrell, Gardner, Garrell, Gibson, Harris, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Johnston, Jonas, Lee, Lindsey, Meekins, Mitchell, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard,

Stell, Stevens, Thomas of Anson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, White, Williams of Hyde, Wilson, Woodall, Zickler—60.

Those voting in the negative are: Mr. Clegg—1.

H. B. 1053, a bill to be entitled An act to declare the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and/or projects to provide dwelling accommodations for persons of low income; to provide for the creation of such housing authorities; to define the powers and duties of housing authorities and to provide for the exercise of such powers, including acquiring property by purchase, gift or eminent domain, and including borrowing money, issuing revenue and credit bonds and other obligations, and giving security therefor; to confer remedies on obligees of housing authorities; to provide that the bonds of the authority shall be legal investments; to provide that housing authorities, and certain property and securities thereof shall be tax exempt and to declare that this act take effect from the date of its ratification.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barnes, Bean, Bender, Blount of Pitt, Bowers, Bowie, Brown, Carr, Cherry, Cook, Crabtree, Davis, Douglass, Dowtin, Eagles, Farrell, Fenner, Garrell, Gibson, Harris, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Johnston, Jonas, Jones, Lee, Mitchell, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, White, Williams of Hyde, Wilson, Woodall, Zickler—65.

Those voting in the negative are: Messrs. Clegg and Cone—2.

H. B. 1054, a bill to be entitled An act authorizing the State of North Carolina and its several departments, agencies and commissions to issue revenue bonds for the purpose of financing such undertakings as the Governor, with the approval of the Council of State, may deem for the best interest of the State, and authorizing the State of North Carolina and its several departments, agencies and commissions to accept and receive loans, gifts and other assistance from the United States Government and other agencies.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barnes, Bean, Bender, Blount of Pitt, Bowers, Bowie, Brown, Carr, Cherry, Cook, Crabtree, Davis, Douglass, Dowtin, Eagles, Farrell, Fenner, Garrell, Gibson, Harris, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Johnston, Jonas, Jones, Lee, Mitchell, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, White, Williams of Hyde, Wilson, Woodall, Zickler—65.

Those voting in the negative are: Messrs. Clegg and Cone—2.

H. B. 1060, a bill to be entitled An act providing for the acquisition, purchase, construction, reconstruction, improvement, betterment, extension,

operation and maintenance of revenue producing undertakings by any city, town or incorporated village; authorizing and regulating the issuance of revenue bonds for financing such undertakings; and providing for the payment of such bonds and the rights of holders thereof.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barnes, Bean, Bender, Blount of Pitt, Bowers, Bowie, Brown, Carr, Cherry, Cook, Crabtree, Davis, Douglass, Dowtin, Eagles, Farrell, Fenner, Garrell, Gibson, Harris, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Johnston, Jonas, Jones, Lee, Mitchell, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, White, Williams of Hyde, Wilson, Woodall, Zickler—65.

Those voting in the negative are: Messrs. Clegg and Cone—2.

H. B. 1050, a bill to be entitled An act to authorize cities and towns to issue bonds for municipal improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Carr, Cherry, Cook, Crabtree, Craig, Cross, Davis, Dowtin, Eagles, Farrell, Fenner, Garrell, Harris, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Jones, Lee, Lindsey, Meekins, McCall, McDonald, Norwood, O'Berry, Page, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Uzzell, Vann, White, Williams of Hyde, Wilson, Woodall, Zickler—62.

Those voting in the negative are: Messrs. Brock, Bryan, Clegg, Cone, Falkner, Head, Jonas, Thompson of Wake—8.

Messrs. Douglass, Leggett, Mitchell, and Thorne vote "present."

H. B. 1052, a bill to be entitled An act to authorize cities, towns and incorporated villages and the State, its subdivisions and agencies to cooperate with housing authorities and the United States of America by rendering services, conveying or leasing property, and providing for streets, roads and other facilities; to authorize any city or town having a population of more than fifteen thousand inhabitants which is located within a housing authority to make an appropriation for the first year's administrative expenses of such authority; to authorize cities, towns and incorporated villages located within housing authorities to make grants and lend money to such housing authorities; and to declare that this act take effect from the date of its ratification.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Carr, Cherry, Cook, Crabtree, Craig, Cross, Davis, Dowtin, Eagles, Farrell, Fenner, Garrell, Harris, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Jones, Lee, Lindsey, Meekins, McCall, McDonald, Norwood, O'Berry, Page, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Uzzell, Vann, White, Williams of Hyde, Wilson, Woodall, Zickler—62.

Those voting in the negative are: Messrs. Brock, Bryan, Clegg, Cone, Falkner, Head, Jonas, Thompson of Wake—8.

Messrs. Douglass, Leggett, Mitchell, and Thorne vote "present."

H. B. 1051, a bill to be entitled An act to authorize counties to issue bonds for improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Carr, Cherry, Cook, Crabtree, Craig, Cross, Davis, Dowtin, Eagles, Farrell, Fenner, Garrell, Harris, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Jones, Lee, Lindsey, Meekins, McCall, McDonald, Norwood, O'Berry, Page, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sink, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Uzzell, Vann, White, Williams of Hyde, Wilson, Woodall, Zickler—62.

Those voting in the negative are: Messrs. Brock, Bryan, Clegg, Cone, Falkner, Head, Jonas, Thompson of Wake—8.

Messrs. Douglass, Leggett, Mitchell, and Thorne vote "present."

S. B. 373, a bill to be entitled An act to amend Chapter 186 of the Public Laws of 1931, entitled "An Act to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Bean, Bender, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Cherry, Cook, Dees, Douglass, Dowtin, Eagles, Gibson, Harris, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Jones, Kelly, Klutz, Lee, Lindsey, Meekins, Mitchell, Moody, McDonald, McEachern, Norwood, O'Berry, Page, Paylor, Peterson, Rasberry, Ray, Rouse, Sentelle, Sherard, Sink, Stell, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Vann, Wade, Ward, Wilson—59.

Those voting in the negative are: Messrs. Clegg and Leggett—2.

Committee Substitute for H. B. 1189, a bill to be entitled An act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor.

As amended, the bill passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryan, Bryant, Carr, Cherry, Cook, Crabtree, Davis, Day, Dees, Douglass, Dowtin, Eagles, Farrell, Fenner, Garrell, Gibson, Harris, Hauser, Head, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Jones, Kelly, Lee, Lindsey, Lumpkin, Meekins, Mitchell, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Stell, Stevens, Stone, Thomas of Anson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, White, Williams of Hyde, Wilson, Woodall, Zickler—78.

Those voting in the negative are: Mr. Clegg—1.

The original bill is laid on the table.

S. B. 514, a bill to be entitled An act to create a sanitary district in Rutherford County, to be known as the Broad River Sanitary District.

The House Committee Substitute is adopted.

As amended, the substitute remains on the Calendar for its second reading roll call.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

S. B. 541. An Act for the relief of C. C. Howell, former Sheriff of Montgomery County.

S. B. 542. An Act to require testing for contagious abortion of cattle in Buncombe County.

H. B. 497. An Act to repeal Chapter 74, Private Laws of 1933 providing compensation for cotton weigher at Enfield.

H. B. 979. An Act to place certain portions of Dare County under the State-wide stock law.

H. B. 1073. An Act to amend Chapter 40 of the Public Laws of 1933 relating to fees of witnesses in Alamance County.

H. B. 1106. An Act to amend Chapter 424, Private Laws of 1913, it being An Act to amend Charter of the town of Aulander, relative to the boundaries of said town.

H. B. 1078. An Act to amend House Bill 623, same being "An Act to fix the fees to be collected by the Clerk of the Recorder's Court of Granville County, North Carolina," ratified March 22, 1935.

H. B. 1096. An Act fixing the fees of jurors in Macon County.

H. B. 1112. An Act to repeal portions of Chapter 225 Public-Local Laws of the General Assembly of 1933.

H. B. 1168. An Act authorizing the Commissioners of Bertie County to fix the salaries of the various officers of Bertie County.

H. B. 1191. An Act to amend H. B. 992, being "An Act incorporating the town of Newton Grove in Sampson County," ratified April 17, 1935.

H. B. 1231. An Act to fix the compensation of the Sheriff, and create the office of tax supervisor and tax collector for Avery County.

S. B. 92. An Act to safeguard public records in North Carolina.

S. B. 139. An Act to amend Section 1, Chapter 243, Public Laws of 1931, and to provide for compensation and expenses of advisory commission to the Commissioner of Banks.

S. B. 344. An Act to amend Section 509 of the Consolidated Statutes extending the section to apply to inferior Courts of record below Superior Court where it is outside the county.

S. B. 348. An Act to amend Chapter 282, Public Laws of 1933, pertaining to the State Board of Agriculture.

S. B. 350. An Act relating to standard weight of packages of grits, meal and flour.

S. B. 456. An Act to authorize the Utilities Commissioner to make rules and regulations as to separation of races and toilet facilities on trains consisting of not more than one passenger car unit in certain service.

S. B. 461. An Act to amend Section 2597 of the Consolidated Statutes.

S. B. 501. An Act authorizing and empowering the Commissioner of Revenue of the State of North Carolina to collect from John H. Bratcher, colored, of Rocky Mount, North Carolina, the fees specified in the Revenue Act for the year 1933 for the practice of chiropody in the State of North Carolina and to issue license therefor.

S. B. 503. An Act to give the Governor full and exclusive control over pardons, commutations and paroles in all the institutions of the State.

S. B. 508. An Act to prevent interference with graveyards in Duplin County.

S. B. 529. An Act to amend Section 1443 of the Consolidated Statutes, relative to the terms of Court in Watauga County.

S. B. 534. An Act to regulate the hunting of foxes in Granville County.

S. B. 549. An Act to authorize the town of Brevard to accept bonds and matured interest coupons of said town in full payment of 1932 taxes.

H. B. 746. An Act to amend Chapter 111 of the Public Laws of 1933 relating to the salary of the Commissioner of Paroles.

H. B. 1129. An Act for providing for the adjustment of delinquent taxes in Pender County and to create a commission for effecting such adjustments.

H. B. 1238. An Act to validate tax sale certificates and foreclosure suits of tax sale certificates in Buncombe County.

H. B. 1241. An Act to amend Chapter 225, Public-Local Laws 1933, relating to deputy clerks of the Court of New Hanover County.

H. B. 1261. An Act relating to the terms of the Superior Court of Hertford County.

H. B. 1272. An Act to validate tax sales in Pasquotank County.

H. B. 1274. An Act to permit the County Commissioners of Mecklenburg County to employ an attorney to assist in the prosecution of the criminal docket of Mecklenburg County.

H. B. 1287. An Act to allow further time in which to bring tax foreclosure suits in Hyde County.

H. B. 1288. An Act supplemental to An Act entitled "An Act to require the liquidation by the Commissioner of Banks of all banking institutions now in receivership in the State Courts, and to make this liquidation mandatory and exclusive" to correct an error therein, and being H. B. Number 271, ratified April 25, 1935.

On motion of Mr. Bowie H. B. 107, a bill to be entitled An act to submit a proposed amendment to Section 2 of Article 10 of the Constitution of North Carolina exempting homesteads from taxation, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Royster S. B. 476, a bill to be entitled An act to amend S. B. 140, ratified March 8, 1935, by adding a proviso to eliminate conflict with Consolidated Statutes 5182 North Carolina relating to loans made by building and loan associations, is recalled from the Committee on Banks and Banking and placed on the Calendar.

On motion of Dr. Douglass the House takes a recess and will meet at three p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
THURSDAY, May 2, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Page: H. B. 1340, a bill to be entitled An act to provide for the enforcement of the prohibition laws of the State.

Referred to the Committee on Calendar.

Mr. Wade raises the point of no quorum, whereupon the Chair orders the doors closed and a call of the membership of the House and the absentees noted, after which the names of the absentees were verified.

On the call of the House members were present and absent to the following roll call.

Members answering present are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Bryan, Cherry, Clegg, Cone, Cook, Craig, Cross, Day, Dees, Dobson, Douglass, Eagles, Fenner, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jonas, Jones, Kelly, Kendrick, Klutz, Leggett, Lindsey, Meekins, Mitchell, Norwood, Page, Palmer, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sparger, Stell, Stone, Sullivan, Thomas of Anson, Thorne, Uzzell, Vann, Wade, Warden, Wilson, Woodall—64.

Members not answering are: Messrs. Alspaugh, Barker, Bender, Brown, Bryant, Bryson, Carr, Cloud, Cooper, Crabtree, Craver, Davis, Dowtin, Ervin, Falkner, Farrell, Funderburk, Gardner, Garrell, Garrett, Gibson, Gray, Head, Hoyle, Hutchins, Johnston, Lee, Lumpkin, Moody, Morphew, McCall, McDonald, McEachern, McQueen, O'Berry, Paylor, Peterson, Pickens, Ragan, Sink, Sprinkle, Spruill, Stevens, Swift, Tatem, Taylor, Thomas of Harnett,

Thompson of Robeson, Thompson of Wake, Tonissen, Ward, Warren, White, Williams of Hyde, Williams of Pasquotank, Zickler—56.

The Chair declares a quorum present.

By Mr. Meekins: H. B. 1341, a bill to be entitled An act extending the time for the payment of taxes due by corporations in receivership.

Referred to the Committee on Calendar.

By Mr. Cook: H. B. 1342, a bill to be entitled An act to prohibit the maintenance of junk yards within the city of Burlington, Alamance County, North Carolina, or within one mile of the city limits of the said city of Burlington.

Referred to the Committee on Calendar.

And

H. B. 1343, a bill to be entitled An act to provide for the creation of corporations authorized to issue and sell certificates of indebtedness secured by first mortgage on real estate.

Referred to the Committee on Calendar.

By Mr. Blount of Beaufort: H. B. 1344, a bill to be entitled An act to abolish the office of Fisheries Commissioner of North Carolina to order the North Carolina Navy scuttled, and to give the Admiral and all Vice Admirals an honorable discharge from said navy.

Referred to the Committee on Calendar.

By Mr. Sentelle: H. B. 1345, a bill to be entitled An act for the relief of Woodrow Wilson Shropshire and Robert Barnes.

Placed on the Calendar.

By Mr. Ray: H. B. 1346, a bill to be entitled An act to extend the time for the registration of State grants.

Referred to the Committee on Calendar.

By Messrs. Wade, Norwood, Clegg, and Hobbs: H. B. 1347, a bill to be entitled An act to bring Morehead City, the town of Beaufort and Atlantic Beach, in Carteret County; Albemarle, in Stanly County; Southern Pines, and the village of Pinehurst, in Moore County, and certain communities and municipalities in New Hanover County within the purview and provisions of Chapter 52, Public Laws of 1931.

On motion of Mr. Wade the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

H. B. 1341, a bill to be entitled An act extending the time for the payment of taxes due by corporations in receivership.

And

H. B. 1346, a bill to be entitled An act to extend the time for the registration of State grants.

And

H. B. 1344, a bill to be entitled An act to abolish the office of Fisheries Commissioner of North Carolina, to order the North Carolina Navy scuttled, and to give the Admiral and all Vice Admirals an honorable discharge from said navy.

With unfavorable reports.

And

H. B. 1343, a bill to be entitled An act to provide for the creation of corporations authorized to issue and sell certificates of indebtedness secured by first mortgage on real estate.

And

H. B. 1342, a bill to be entitled An act to prohibit the maintenance of junk yards within the city of Burlington, Alamance County, North Carolina, or within one mile of the city limits of the said city of Burlington.

And

S. B. 244, a bill to be entitled An act to protect the property of public libraries and other agencies from malicious injury.

And

S. B. 487, a bill to be entitled An act to fix the fees of the Sheriff of New Hanover County in certain cases.

And

S. B. 520, a bill to be entitled An act to fix the salary of the Secretary of State of North Carolina.

And

S. B. 544, a bill to be entitled An act to validate one hundred thirty-five thousand dollars city of Hickory, North Carolina, waterworks and sewerage improvement bonds.

And

S. B. 560, a bill to be entitled An act to authorize the Board of Education and the Board of Commissioners of Duplin County to make certain expenditures from the current expense fund of the county.

And

H. B. 1323, a bill to be entitled An act supplemental to An Act, being An Act authorizing the County Commissioners of Columbus County to make adjustments with delinquent taxpayers as to penalties, interest and cost, and being House Bill Number 926, so that said Act may apply to the counties of Caswell, Haywood, and Jones.

And

H. B. 1339, a bill to be entitled An act to amend Chapter 333 Public Laws of 1929 as amended by Chapter 337 Public Laws of 1933 relative to the fur bearing industry in North Carolina.

With favorable reports.

And

S. B. 545, a bill to be entitled An act to amend Subsection (a), (b) and (c) of Section 1, Chapter 286, of the Public-Local Laws of 1933, relating to the fees of officers of Catawba County.

With a favorabe report, as amended.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1296, a bill to be entitled An act to amend Chapter 52, Public Laws of 1931, relating to the State Board of Examiners of Plumbing and Heating Contractors.

On motion of Mr. Wade the bill is laid on the table.

H. B. 1147, a bill to be entitled An act to amend Section 946 of the Consolidated Statutes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 955, a bill to be entitled An act to place installment paper dealers under the supervision of the Commissioner of Banks.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1184, a bill to be entitled An act to remove discrimination between common carriers and competing non-common carriers by placing the latter under the control of the Utilities Commission and to preserve the highways of North Carolina.

Amendments are adopted and the bill remains on the Calendar.

H. B. 913, a bill to be entitled An act to amend Section 6786 of Volume III of the Consolidated Statutes relating to the disposition of the bodies of prisoners dying while in the Central Hospital or road camps in Wake County either from electrocution or from natural causes.

On motion of Dr. Douglass consideration of the bill is postponed indefinitely.

S. B. 374, a bill to be entitled An act to amend the Municipal Finance Act and the County Finance Act in relation to funding, refunding, renewing or extending the time for payment of outstanding indebtedness.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Cone, Crabtree, Craig, Cross, Davis, Day, Dobson, Dowtin, Fenner, Garrell, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jones, Klutz, Leggett, Meekins, Mitchell, McCall, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stell, Stone, Sullivan, Thomas of Anson, Thorne, Uzzell, Wade, Warden, Wilson, Woodall—62.

Those voting in the negative are: None.

S. B. 375, a bill to be entitled An act to amend the Local Government Act, being Chapter 60 of the Public Laws of 1931 as amended.

As amended, the bill passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House amendment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Cone, Crabtree, Craig, Cross, Davis, Day, Dobson, Dowtin, Fenner, Garrell, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jones, Klutz, Leggett, Meekins, Mitchell, McCall, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl,

Sentelle, Sherard, Sink, Sparger, Stell, Stone, Sullivan, Thomas of Anson, Thorne, Uzzell, Wade, Warden, Wilson, Woodall—62.

Those voting in the negative are: None.

S. B. 470, a bill to be entitled An act to authorize the State Treasurer and the governing boards of the counties, cities and other political subdivisions of the State of North Carolina to settle for or issue new bonds for stolen lost or destroyed bonds of the State or its political subdivisions.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Cone, Crabtree, Craig, Cross, Davis, Day, Dobson, Dowtin, Fenner, Garrell, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jones, Klutz, Leggett, Meekins, Mitchell, McCall, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stell, Stone, Sullivan, Thomas of Anson, Thorne, Uzzell, Wade, Warden, Wilson, Woodall—62.

Those voting in the negative are: None.

S. B. 427, a bill to be entitled An act providing for the formation of non-profit membership corporations to be known as electric membership corporations for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to the inhabitants of the State at the lowest cost consistent with sound economy and prudent management of the business of such corporations; providing for the rights, powers and duties of such corporations; authorizing and regulating the issuance of bonds by such corporations; and providing for the payment of such bonds.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Cone, Crabtree, Craig, Cross, Davis, Day, Dobson, Dowtin, Fenner, Garrell, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jones, Klutz, Leggett, Meekins, Mitchell, McCall, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stell, Stone, Sullivan, Thomas of Anson, Thorne, Uzzell, Wade, Warden, Wilson, Woodall—62.

Those voting in the negative are: None.

S. B. 262, a bill to be entitled An act to regulate the practice of journeymen plumbers and steamfitters.

On motion of Mr. Fenner the bill is laid on the table.

On motion of Mr. Hyde H. B. 734, a bill to be entitled An act to prohibit fishing in the waters of Shuler's Creek in Cherokee County, North Carolina, is taken from the Committee on Commercial Fisheries and placed on the Calendar.

On motion of Mr. Harris the House adjourns and will meet tomorrow at eleven o'clock, a.m.

NINETY-NINTH DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, May 3, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend E. C. Few of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Gardner, Carolyn Juanita White, daughter of Representative White of Chowan County, is made an honorary page of the House.

REPORT OF CONFEREES ON SENATE BILL NO. 194

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned Conferees appointed on the part of the Senate and House of Representatives to consider the differences between the two bodies on Committee Substitute for Senate Bill No. 194, entitled, "An Act to increase the number of the State Highway Patrol, and to define and prescribe its duties and supervision, and to amend Chapter 218, Public Laws of 1929 as amended by Chapter 381, Public Laws of 1931, and by Chapter 214, Public Laws of 1933, relating to the State Highway Patrol, and to provide a State-wide radio system to be used in connection with the enforcement of the criminal laws of the State," respectfully report as follows:

We have considered the House amendment offered to the Senate Bill, amending Section 2 thereof by striking out in line two of said Section 2 the words "his department" and inserting in lieu thereof the words "The Motor Vehicle Bureau of the Revenue Department" and the majority of the Conferees agree that the House recede from its amendment and that the bill as passed by the Senate be adopted and enacted into law.

Respectfully submitted,

U. L. SPENCE,
A. HALL JOHNSON,
ARTHUR B. COREY,
Senate Conferees.

LAURIE MCEACHERN,
W. M. SHERARD,
E. HATHAWAY CROSS,
ROY L. DAVIS,
House Conferees.

On motion of Mr. McEachern the Conference Report is adopted, and the Senate so notified to the end that they may order the bill enrolled, if they adopt a similar report.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

S. B. 450, a bill to be entitled An act to amend Section 32 of the Local Government Act, the same being Chapter 60 of the Public Laws of 1931, as amended, and relating to security for deposits of funds of local units.

And

H. B. 1340, a bill to be entitled An act to provide for the enforcement of the prohibition laws of the State.

With favorable reports.

By Mr. Craig, for the Committee on Judiciary No. 2.

S. B. 40, a bill to be entitled An act to amend Section 1744 of the North Carolina Code, relating to procedure for sale of property in which there are remainders to uncertain persons.

And

S. B. 455, a bill to be entitled An act to amend Section 1014 of the Consolidated Statutes relative to the appointment of Coroner by Clerk of Superior Court.

With favorable reports.

And

H. B. 1110, a bill to be entitled An act to amend Section 4428 of the Consolidated Statutes.

And

S. B. 70, a bill to be entitled An act to amend Section 1608(u) of the Consolidated Statutes, same being Section 8 of Chapter 216, Public Laws of 1923.

And

H. B. 1275, a bill to be entitled An act to establish a State Athletic Commission to regulate boxing and wrestling matches within the State where now permitted by Public-Local Laws and to amend Consolidated Statutes Section 4412(Michie) in so far as it is in conflict with this act.

With unfavorable reports.

By Mr. Gardner, for the Committee on Insurance.

H. B. 1289, a bill to be entitled An act prescribing the condition upon which the State and political subdivisions, boards and agencies thereof and estates, trusts or fiduciaries may insure property in mutual insurance corporations.

With an unfavorable report.

By Dr. Carr, for the Committee on Health.

H. B. 1206, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to the payment of damages done by dogs in Madison.

And

S. B. 413, a bill to be entitled An act to require bottling plants and soft drink places to be operated in a sanitary condition.

With favorable reports.

By Mr. Bryant, for the Committee on Appropriations.

H. B. 1183, a bill to be entitled An act to improve the mine inspection service of the Department of Labor.

And

H. B. 855, a bill to be entitled An act to provide a pension for Woodrow Wilson Shropshire and Robert Barnes, convicts injured during penal servitude.

With unfavorable reports.

And

H. B. 1273, a bill to be entitled An act to authorize the Council of the State of North Carolina to issue bonds in the sum of one million dollars, the proceeds thereof to be used by the Council of the State in building additional buildings and provide equipment for the State hospitals for the insane or feeble-minded.

With an unfavorable report as to bill. The Committee Substitute is reported without prejudice.

On motion of Mr. Bryant the Committee Substitute is adopted, and remains on the Calendar for its second reading roll call.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 955, a bill to be entitled An act to place installment paper dealers under the supervision of the Commissioner of Banks.

H. B. 1050, a bill to be entitled An act to authorize cities and towns to issue bonds for municipal improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

H. B. 1052, a bill to be entitled An act to authorize cities, towns and incorporated villages and the State, its subdivisions and agencies to coöperate with housing authorities and the United States of America by rendering services, conveying or leasing property, and providing for streets, roads and other facilities; to authorize any city or town having a population of more than fifteen thousand inhabitants which is located within a housing authority to make an appropriation for the first year's administrative expenses of such authority; to authorize cities, towns and incorporated villages located within housing authorities to make grants and lend money to such housing authorities; and to declare that this act take effect from the date of its ratification.

H. B. 1051, a bill to be entitled An act to authorize counties to issue bonds for improvements for the purpose of financing or aiding in the financing or any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any other agency or department

of the United States of America, and to expedite the procedure for the issuance of such bonds.

H. B. 1053, a bill to be entitled An act to declare the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and/or projects to provide dwelling accommodations for persons of low income; to provide for the creation of such housing authorities; to define the powers and duties of housing authorities and to provide for the exercise of such powers, including acquiring property by purchase, gift or eminent domain, and including borrowing money, issuing revenue and credit bonds and other obligations, and giving security therefor; to confer remedies on obligees of housing authorities; to provide that the bonds of the authority shall be legal investments; to provide that housing authorities, and certain property and securities thereof shall be tax exempt and to declare that this act take effect from the date of its ratification.

H. B. 1055, a bill to be entitled An act to authorize corporate agencies of the United States and corporations receiving aid from the United States to exercise the power of eminent domain to acquire property for housing projects; and to declare that this act take effect from the date of its ratification.

H. B. 1060, a bill to be entitled An act providing for the acquisition, purchase, construction, reconstruction, improvement, betterment, extension, operation, and maintenance of revenue producing undertakings by any city, town, or incorporated village; authorizing and regulating the issuance of revenue bonds for financing such undertakings; and providing for the payment of such bonds and the rights of holders thereof.

H. B. 1301, a bill to be entitled An act to authorize the Governor of North Carolina to appoint an advisory board of paroles, and to set up rules and regulations relative to prisoners and paroles.

H. B. 1307, a bill to be entitled An act to authorize the Board of Commissioners of Hyde County to compose and settle County indebtedness.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Bowie: H. B. 1348, a bill to be entitled An act to amend Section 6 of Article 4 of the Constitution of North Carolina, relating to the Supreme Court, and to amend Section 5 of Article 5 of the Constitution of North Carolina authorizing the General Assembly to pass laws exempting from taxation not exceeding one thousand dollars ($1,000.00) in value of property held and used as place of residence of the owner.

Placed on the Calendar.

By Mr. Cherry: H. B. 1349, a bill to be entitled An act to authorize the issuance of refunding bonds of the State.

Placed on the Calendar.

And

H. B. 1350, a bill to be entitled An act empowering and enabling the State of North Carolina to pledge as additional security to that offered by the Morehead City Port Commission so much of the rentals of the Atlantic and

North Carolina properties as may be received by the State as may be necessary to fully guarantee payment of any deficiency on the part of said Port Commission in making the required payments from year to year during the amortization period of said loan.

Placed on the Calendar.

And

H. B. 1351, a bill to be entitled An act to amend Chapter 75, Private Laws of 1933, relating to the Port Commission of the town of Morehead City and providing for the change in the manner of electing the members of the Port Commission.

On motion of Mr. Cherry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Uzzell and Bean: H. B. 1352, a bill to be entitled An act to appoint T. H. Morgan a Justice of the Peace for Gold Hill Township, Rowan County.

On motion of Mr. Bean the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Horton: H. B. 1353, a bill to be entitled An act validating the listing of property for town taxes in the town of Jamesville, Martin County.

On motion of Mr. Horton the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sentelle: H. B. 1354, a bill to be entitled An act to amend Chapter 375, Public Laws of 1933, relative to rates for automobiles, trucks, etc., so as to permit cities and towns to levy license taxes on for-hire passenger vehicles for the privilege of using city and town streets.

Referred to the Committee on Calendar.

By Mr. Lindsey: H. B. 1355, a bill to be entitled An act to regulate the fees of the various Justices of the Peace of Rockingham County.

On motion of Mr. Lindsey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1356, a bill to be entitled An act granting the municipal authorities of the town of Leaksville power to extend water and sewer lines outside the corporate limits.

On motion of Mr. Lindsey the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Blount of Beaufort: H. B. 1357, a bill to be entitled An act to amend the Charter of the city of Washington.

On motion of Mr. Blount the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bryant: H. B. 1358, a bill to be entitled An act making a supplemental appropriation of seven thousand five hundred dollars a year for the next biennium for the State Hospital at Goldsboro.

Placed on the Calendar.

By Mr. Cherry: H. B. 1359, a bill to be entitled An act to amend Article V, Schedule E of the Revenue Act with reference to sales of milk and to sales at retail by the manufacturers and producers.

Placed on the Calendar.

By Messrs. Fenner, McCall, Cross, Rasberry, McEachern, Blount of Beaufort: H. B. 1360, a bill to be entitled An act to levy a tax upon the gross receipts of rental of rooms and meals served in hotels.

Placed on the Calendar.

By Mr. Jonas: H. B. 1361, a bill to be entitled An act relating to the appointment of guardians.

Referred to the Committee on Calendar.

By Mr. Davis, by request: H. R. 1362, a joint resolution to commend the American Red Cross in its efforts to mitigate the suffering of citizens of the State in disaster, and in its program to prevent suffering through its North Carolina Chapters.

Placed on the Calendar.

By Messrs. Blount of Beaufort and Williams of Hyde: H. B. 1363, a bill to be entitled An act to amend Chapter 241 of the Public-Local Laws of Session 1933.

On motion of Mr. Blount the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Alspaugh: H. B. 1364, a bill to be entitled An act to amend Section 4428 of the Consolidated Statutes.

Referred to the Committee on Calendar.

By Mr. Jonas: H. B. 1365, a bill to be entitled An act to amend Section 2588 of the Consolidated Statutes of North Carolina, relating to the advertisement of real estate for sale under mortgages and deeds of trust.

Referred to the Committee on Calendar.

By Mr. Eagles: H. B. 1366, a bill to be entitled An act to regulate the fees of the Sheriff of Edgecombe County.

On motion of Mr. Eagles the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1367, a bill to be entitled An act to establish standards for ice cream and other frozen products for human food.

Referred to the Committee on Agriculture.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 392, a bill to be entitled An act to amend existing game laws of North Carolina so as to provide a more adequate and uniform method of management and control of our wildlife resources.

Referred to the Committee on Game.

S. B. 397, a bill to be entitled An act to provide compensation to Roy McIntyre, George Clive McIntyre, James Everette Hamilton, Pauline Hamilton, Alta Christenbury, or to the parents of those children who were killed and injured while riding on a school bus to the Uwharrie Public School in Montgomery County.

Placed on the Calendar.

S. B. 453, a bill to be entitled An act to provide definite data regarding efficiency of sewage treatment plants and degree of stream pollution.

Referred to the Committee on Calendar.

S. B. 488, a bill to be entitled An act to regulate the fees of Clerks of the Superior Court.

Referred to the Committee on Calendar.

S. B. 491, a bill to be entitled An act to provide compensation to Claude L. Wood for the death of his daughter, Eva Wood, who was killed while riding on a school bus from the Raeford Public School in Hoke County.

Referred to the Committee on Calendar.

S. B. 573, a bill to be entitled An act limiting the term of office of Dennis Mason, a member of the Board of Education of Carteret County.

On motion of Mr. Harris the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 571, a bill to be entitled An act to relieve the taxpayers of Lenoir County.

On motion of Mr. Rouse the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 583, a bill to be entitled An act to provide for regulations so as to prohibit unfair trade practice in the administration of the general retail sales tax law, and to authorize the Commissioner of Revenue to make regulations governing the collection of the tax.

On motion of Mr. Cherry the bill is placed upon its immediate passage.
Passed first reading.
Rules suspended.
Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGES

SENATE CHAMBER,
May 2, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 107, title, "to submit a proposed amendment to Section 2 of Article 10 of the Constitution of North Carolina exempting homesteads from taxation," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate on motion of Mr. Bowie the vote by which the bill passed its second and third readings is reconsidered.
On motion of Mr. Bowie the bill is laid on the table.

SENATE CHAMBER,
May 3, 1935.

Mr. Speaker:

Pursuant to your notice of non-concurrence in the Senate amendments to H. B. 811, title, "to enlarge the term of office of the several Registers of Deeds of this State," and request for a conference thereon. For your information the President has appointed as Conferees on the part of the Senate, Senators Horton, Powell and Johnson of Duplin to act with a like committee on the part of the House, to the end that the differences existing between the two bodies may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk.

SENATE CHAMBER,
May 3, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Conference Report on S. B. 194, title, "to increase the number of the State Highway Patrol, and to define and prescribe its duties and supervision, and to amend Chapter 218 of the Public Laws of 1929 as amended by Chapter 381, Public Laws of 1931 and by Chapter 214, Public Laws of 1933, relating to the State Highway Patrol and to provide a State wide radio system to be used in connection with the enforcement of the criminal laws of the State," and awaits notice of similar action on the part of the House, to the end that we may order the bill enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk.

The House having adopted a similar report the Senate is so notified to the end that they may order the bill enrolled.

SENATE CHAMBER,
May 2, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Conference Report on H. B. 33, title, "to make appropriations for the maintenance of the State's Departments, Bureaus, Institutions and Agencies and for other purposes," to the end that you may order the bill enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above message and the House having adopted a similar report, the bill is ordered enrolled.

SENATE CHAMBER,
May 2, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Conference Report on H. B. 32, title, "to raise revenue," and have ordered the same enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk.

SENATE CHAMBER,
May 2, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Report of the Conferees on H. B. 1079, title, "to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, limit compensation at State expense," to the end that when similar action has been taken by your Body, you may order the bill enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above message and the House having adopted a similar report, the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1257, a bill to be entitled An act to amend Section 2285 of the Consolidated Statutes of North Carolina relating to inquisition of lunacy.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1271, a bill to be entitled An act authorizing the County Commissioners of any county to pay the expenses of members of the General Assembly after the expiration of the first sixty days of the Session.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1313, a bill to be entitled An act to fix the salary of the Superintendent of Public Instruction of North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1315, a bill to be entitled An act to fix the salary of the State Auditor.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1317, a bill to be entitled An act to authorize the Governor to create an advisory agency known as the State Planning Board.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 734, a bill to be entitled An act to prohibit fishing in the waters of Shuler's Creek in Cherokee County, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1323, a bill to be entitled An act supplemental to An act, being An Act authorizing the County Commissioners of Columbus County to make adjustments with delinquent taxpayers as to penalties, interest and cost, and being H. B. 926, so that said act may apply to the counties of Caswell, Haywood and Jones.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1339, a bill to be entitled An act to amend Chapter 333, Public Laws of 1929, as amended by Chapter 337, Public Laws of 1933, relative to the fur bearing industry in North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 397, a bill to be entitled An act to provide compensation to Roy McIntyre, George Clive McIntyre, James Everette Hamilton, Pauline Hamilton, Alta Christenbury, or to the parents of those children who were killed and injured while riding on a school bus to Uwharrie Public School in Montgomery County.

Passes its second and third readings and is ordered enrolled.

S. B. 520, a bill to be entitled An act to fix the salary of the Secretary of State of North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 560, a bill to be entitled An act to authorize the Board of Education and the Board of Commissioners of Duplin County to make certain expenditures from the current expense fund of the county.

Passes its second and third readings and is ordered enrolled.

H. B. 1342, a bill to be entitled An act to prohibit the maintenance of junk yards within the city of Burlington, Alamance County, North Carolina, or within one mile of the city liimts of the said city of Burlington.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 449, a bill to be entitled An act to amend Chapter 528, Public-Local Laws of 1933, relating to the salary of the deputy sheriff of Columbus County.

Passes its second and third readings and is ordered enrolled.

S. B. 487, a bill to be entitled An act to fix the fees of the Sheriff of New Hanover County in certain cases.

Passes its second and third readings and is ordered enrolled.

H. B. 1233, a bill to be entitled An act to allow the governing bodies of municipalities to provide pension funds for employees.

The bill fails to pass its second reading.

H. B. 1184, a bill to be entitled An act to remove discrimination between common carriers and competing non-common carriers by placing the latter under the control of the Utilities Commission and to preserve the highways of North Carolina.

On motion of Mr. Johnston the bill is laid on the table.

H. B. 1243, a bill to be entitled An act to amend Section 177 of the Consolidated Statutes so as to authorize the Court to appoint a receiver under certain conditions.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 814, a bill to be entitled An act authorizing the Utilities Commissioner to regulate the meters that furnish for pay, electricity, gas or water in the State of North Carolina, and the standards for testing same.

There being a minority report attached to the bill the question now recurs upon the adoption of said report.

The minority report fails of adoption, the bill thereby going to the unfavorable Calendar.

H. B. 1306, a bill to be entitled An act requiring notice to be given makers of mortgages and deeds of trust prior to foreclosure.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 577, a bill to be entitled An act to amend Section 34, Chapter 60 of the Public Laws of 1931, relative to the depositing of funds of any governmental unit under the direction of Local Government Commission.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 337, a bill to be entitled An act to provide a rental system for textbooks used in the public schools of the State and to promote economy and efficiency in the adoption of textbooks.

On motion of Mr. Cherry the bill is taken from the Committee on Education and placed on the Calendar for its immediate consideration.

Mr. Cherry offers a Substitute for the bill.

The Substitute is adopted, and remains on the Calendar for its second reading roll call.

S. B. 496, a bill to be entitled An act to amend Section 8, Chapter 634, Public-Local Laws of 1915, increasing the compensation of jurors in Recorder's Courts in Robeson County to one dollar each per day.

Passes its second and third readings and is ordered enrolled.

S. B. 545, a bill to be entitled An act to amend Subsection (a), (b) and (c) of Section 1, Chapter 286 of the Public-Local Laws of 1933, relating to fees of officers of Catawba County.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

STATEMENT BY MEMBER

Senate Bill 545 increases the salaries of the officers of Catawba County. This bill nor its contents has ever been mentioned to me by anyone, not even the officers of Catawba County themselves. This matter has never been discussed in Catawba County, and it is known by everybody in Catawba County that I am too much interested in the taxpayers of Catawba County to introduce such a bill as this.

I am the Representative of the people of Catawba County and I am opposed to the bill and hereby register my protest to this increase of salaries. I voted against the bill.

L. F. KLUTZ.

H. B. 1340, a bill to be entitled An act to provide for the enforcement of the prohibition laws of the State.

The question now recurs upon the passage of the bill on its second reading.

An amendment offered by Mr. Jonas is lost.

An amendment offered by Mr. Carr is lost.

The question now recurs upon the passage of the bill on its second reading.

Upon this question Mr. Lumpkin calls for the "ayes" and "noes."

The call is sustained and the bill passes its second reading by the following vote.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barker, Bean, Bender, Blount of Beaufort, Bowers, Brown, Bryan, Carr, Clegg, Crabtree, Cross, Davis, Day, Douglass, Eagles, Fenner, Garrell, Gibson, Hauser, Hutchins, Johnston, Jonas, Lee, Lindsey, Lumpkin, Mitchell, McDonald, McEachern, McQueen, O'Berry, Page, Palmer, Pickens, Rasberry, Rouse, Scholl, Sink, Spruill, Stell, Stevens, Sullivan, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Ward, Williams of Hyde, Zickler—52.

Those voting in the negative are: Mr. Speaker, Messrs. Alspaugh, Blount of Pitt, Bowie, Bryant, Cherry, Cone, Cook, Hatcher, Henry, Hobbs, Horton, Howard, Jones, Peterson, Ray, Sherard, Thomas of Anson, Thompson of Robeson, Vann, Wade—21.

The following pair:

Mr. Klutz with Mr. Sparger. Were Mr. Sparger present he would vote "aye." Mr. Klutz would vote "no."

The question now recurs upon the passage of the bill on its third reading.

An amendment offered by Mr. Carr is adopted.

As amended, the bill passes its third reading and is ordered engrossed.

H. B. 496, a bill to be entitled An act to provide for the safety of life and property and to create a board of boiler rules which shall formulate rules and regulations for the safe construction, use and operation of steam boilers; to provide for the enforcement of the rules and regulations of the board of boiler rules; to provide for the inspection of steam boilers and the fees to be charged for same; and to provide a penalty for the violation of the provisions of this act.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Barker, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Bryan, Carr, Clegg, Cone, Cook, Craig, Cross, Day, Dobson, Douglass, Dowtin, Eagles, Fenner, Gardner, Garrell, Gibson, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Johnston, Jonas, Klutz, Lee, Lindsey, Lumpkin, Meekins, Mitchell, McCall, McEachern, O'Berry, Page, Palmer, Peterson, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Thomas of Anson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, White, Wilson, Zickler—71.

Those voting in the negative are: None.

House Committee Substitute for S. B. 514, a bill to be entitled An act to create a Sanitary District in Rutherford County, to be known as the Broad River Sanitary District.

As amended, the Substitute Bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Crabtree, Craig, Dobson, Douglass, Dowtin, Eagles, Fenner, Garrell, Gibson, Harris, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Klutz, Lee, Lindsey, Lumpkin, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall, Zickler—82.

Those voting in the negative are: None.

S. B. 544, a bill to be entitled An act to validate one hundred and thirty-five thousand dollars for the city of Hickory, North Carolina water works and sewerage improvement bonds.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Crabtree, Craig, Dobson, Douglass, Dowtin, Eagles, Fenner, Garrell,

Gibson, Harris, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Klutz, Lee, Lindsey, Lumpkin, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall, Zickler—82.

Those voting in the negative are: None.

H. B. 1259, a bill to be entitled An act to amend Chapter 398, Private Laws of 1905, extending the corporate limits of the town of Creedmoor, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Cone, Cook, Crabtree, Craig, Dobson, Douglass, Dowtin, Eagles, Fenner, Garrell, Gibson, Harris, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Johnston, Jonas, Jones, Klutz, Lee, Lindsey, Lumpkin, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Wilson, Woodall, Zickler—82.

Those voting in the negative are: None.

On motion of Mr. Meekins H. B. 1341, a bill to be entitled An act extending the time for the payment of taxes due by corporations in receivership, is taken from the unfavorable Calendar, and recommitted to the Calendar Committee.

On motion of Mr. Garrell H. B. 1310, a bill to be entitled An act to amend Section 2779 of the Consolidated Statutes of North Carolina relating to changing the name of cities, towns and municipalities, is taken from the unfavorable Calendar and placed on the Calendar.

On motion of Mr. Harris, S. B. 277, a bill to be entitled An act to provide for a study of jail conditions in North Carolina and the laws relating to the management of jails, is taken from the table and placed on the Calendar.

On motion of Mr. Bryant, H. B. 1116, a bill to be entitled An act to define and clarify the various kinds of motor vehicle carriers and to better safeguard the interests of the public by requiring motor vehicle carriers to obtain permits before beginning to operate, and to comply with other regulations, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Barker, S. B. 262, a bill to be entitled An act to regulate the practice of journeymen plumbers and steamfitters, is taken from the table, and placed on the Calendar.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1153. A Joint Resolution repealing, rescinding and vacating Resolution No. 37, House Resolution No. 1040, ratified April 10, 1935, entitled "A Joint Resolution memorializing Congress to eliminate the cotton processing tax."

H. B. 276. An Act to amend Chapter 78 of the Public Laws of North Carolina, Session 1933, increasing the salaries of solicitors of the Superior Courts.

H. B. 313. An Act relating to joint acts of municipalities as to water systems and sewerage works.

H. B. 353. An Act to amend paragraph 36 of Section 2787 of the Consolidated Statutes, so as to grant to cities and towns the power to require the operators of for hire cars to furnish liability insurance on surety bonds.

H. B. 549. An Act to provide for the election of trustees for the Newton-Conover City Administrative School Unit.

H. B. 718. An Act relating to the salary of the Commissioner of Public Utilities.

H. B. 1067. An Act for the relief of Mrs. Annie Burgin Craig.

H. B. 1081. An Act to regulate the operation of certain coin operated games, devices and apparatus, and to fix the penalties for the violation of the provisions herein.

H. B. 1207. An Act to fix the jurisdiction of the County Criminal Court in Cabarrus County, and to more definitely define the procedure therein, and to regulate the costs, fees, etc.

H. B. 1226. An Act to regulate the fees of the various Justices of the Peace of Mecklenburg County.

H. B. 1240. An Act to amend Chapter 234, Public Laws of 1933, relative to terms of Superior Court for Sampson County.

H. B. 1254. An Act to amend Section 4458 of the Consolidated Statutes relating to public drunkenness in Nash County.

H. B. 1276. An Act to repeal Sections 5960-5968 of the Consolidated Statutes, and all amendments thereto, relating to the absentee ballot law, and to amend Section 6055, Consolidated Statutes, relating to assistance to voters, to apply only to primary elections to be held in Bladen County.

H. B. 1299. An Act to amend H. B. 623, same being "An Act to fix the fees to be collected by the Clerk of the Recorder's Court of Granville County, North Carolina," ratified March 22, 1935.

H. B. 1300. An Act to amend Section 2, Chapter 457, Public Laws of 1933, relating to sales of real estate for taxes in Granville County and the municipalities therein.

H. B. 1309. An Act to amend H. B. 996, entitled "An Act to enable Cabarrus County to establish and maintain a public hospital, to levy a tax and issue bonds therefor, appoint hospital trustees, maintain a training school for nurses, etc.," ratified April 17, 1935.

S. B. 232. An Act to authorize the Board of Aldermen of the town of Lincolnton to issue bonds to pay its indebtedness.

H. B. 326. An Act to amend Chapter 111 of the Public-Local Laws of 1929 with reference to tax collector for Rutherford County.

S. B. 345. An Act to amend Chapter 100, Public Laws of 1927, as amended by Chapter 8, Public Laws of 1933, relating to sanitary districts.

S. B. 426. An Act creating the rural electrification authority of North Carolina for the purpose of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to said inhabitants of the State at the lowest cost consistent with sound economy and prudent management and defining some of its powers and duties.

S. B. 464. An Act to create the office of tax collector for Surry County, and to provide for the collection of county taxes, and other taxes and levies now and heretofore devolving upon the Sheriff of Surry County.

S. B. 489. An Act describing the manner of advertising and sale of school property in Randolph County.

S. B. 513. An Act for the relief of the taxpayers of the town of Weaverville, Buncombe County, North Carolina, and to authorize the Mayor and Commissioners of said town to refinance the public indebtedness of said town.

S. B. 516. An Act to amend Chapter 234, Public Laws of 1933 relating to the Superior Courts of Duplin County.

S. B. 517. An Act to provide for a tax on itinerant second-hand or used car dealers for Robeson County.

S. B. 373. An Act to amend Chapter 186 of the Public Laws of 1931 entitled "An act to provide the manner in which the issuance of bonds or notes of a unit and the indebtedness of a unit may be validated."

S. B. 527. An Act to amend Chapter 576, Public-Local Laws, Session 1919, relative to schedule of fees in Guilford County.

On motion of Mr. Bryant the House takes a recess until ten-thirty o'clock tonight.

NIGHT SESSION

HOUSE OF REPRESENTATIVES,
FRIDAY NIGHT, May 3, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

REPORT OF HOUSE OF REPRESENTATIVES CONFEREES ON COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 82

To the Speaker of the House of Representatives:

We, the undersigned conferees appointed on the part of the House of Representatives to consider the differences between the Senate and the House of Representatives on Committee Substitute for Senate Bill No. 82, entitled, "An act to amend Chapter 375, Public Laws, 1933, reducing license fees for private passenger motor vehicles," respectfully report that we conferred with the conferees appointed by the Senate upon the differences between the two bodies, and we have been wholly unable to agree with the

conferees of the Senate and respectfully report the result of the conferees to to the House of Representatives.

Respectfully submitted,

B. C. JONES,
H. J. HATCHER,
B. J. HOWARD,
A. B. PALMER,
JOHN HILL PAYLOR,
House Conferees.

On motion of Mr. Harris, the House votes its confidence in the Conferees and asks that they be continued as the House Conferees to adjust the differences with the Senate arising under this bill, and the Senate is so notified.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Harris, for the Committee on Education.

H. B. 664, a bill to be entitled An act to amend Chapter 562, Public Laws of 1933 the same being known as the School Machinery Act.

And

S. B. 56, a bill to be entitled An act to submit to the voters of McDowell County the question of the retention of the farm demonstration agent of said county.

And

H. B. 1212, a bill to be entitled An act to provide for the teaching of agriculture and home economics in the schools of Cleveland County.

And

H. B. 655, a bill to be entitled An act to amend Article 39, of the Consolidated Statutes of 1919 so as to authorize the issuance of school bonds by counties, townships and districts, for the purpose of building, rebuilding, repairing and furnishing school houses.

And

H. B. 777, a bill to be entitled An act to repeal the dog license tax laws as applies to Clay County.

And

H. B. 142, a bill to be entitled An act to pension public school teachers who have taught within the State of North Carolina for thirty years or longer.

And

H. B. 164, a bill to be entitled An act to amend Chapter 52, Public Laws of 1933, relating to summer school requirements for teachers.

And

H. B. 1148, a bill to be entitled An act to provide for county districts the same privileges for public education as are enjoyed by city districts.

And

H. B. 424, a bill to be entitled An act to provide for five school committeemen in consolidated school districts having an average attendance of five hundred or more.

And

H. B. 48, a bill to be entitled An act providing sick leave for the public school teachers of the State.

And

S. B. 386, a bill to be entitled An act to amend Section 5440-A of the Consolidated Statutes relative to providing textbooks and the teaching of the effects of alcoholism and narcotism on the human system.

And

H. B. 877, a bill to be entitled An act to amend Section 5440-A of the Consolidated Statutes relative to providing textbooks and the teaching of the effects of alcoholism and narcotism on the human system.

And

H. B. 935, a bill to be entitled An act to amend S. B. 156, Public Laws of 1933, and to promote unity in the administration of the public schools of the State.

And

H. B. 1142, a bill to be entitled An act to amend Chapter 156, Public Laws of 1933 the School Machinery Act, to provide for more adequate maintenance of school plants and to insure that funds from fines, forfeitures, penalties, dog taxes and poll taxes shall be used for schools as required by the Constitution.

With unfavorable reports.

And

H. B. 1024, a bill to be entitled An act to prevent dismissal of classroom teachers without cause.

With an unfavorable report, with a minority report attached.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 577, a bill to be entitled An act to amend Section 34, Chapter 60, of the Public Laws of 1931, relative to the depositing of funds of any governmental unit under the direction of Local Government Commission.

H. B. 1306, a bill to be entitled An act requiring notice to be given makers of mortgages and deeds of trust prior to foreclosure.

H. B. 1340, a bill to be entitled An act to provide for the enforcement of the prohibition laws of the State.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Hobbs: H. B. 1368, a bill to be entitled An act to amend H. B. 1171 entitled "An Act to relieve the taxpayers of New Hanover County of penalties" ratified April 20, 1935.

On motion of Mr. Hobbs the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1369, a bill to be entitled An act concerning the sale of property by the town of Wrightsville Beach.

On motion of Mr. Hobbs the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sherard: H. B. 1370, a bill to be entitled An act supplemental and amendatory to H. B. 297, same being An Act to aid the collection of back taxes in the city of Hendersonville, ratified March 19, 1935.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cherry: H. B. 1371, a bill to be entitled An act to amend Chapter 257 of the Public Laws of 1933, relating to funding and refunding of debts of local units of government other than counties, cities and towns.

Placed on the Calendar.

By Messrs. Cone, Cook and Royster: H. B. 1372, a bill to be entitled An act to provide for and to regulate the manufacture, transportation and sale of malt, brewed and fermented beverages and repeal all laws in conflict with this act; and to provide for license taxes upon the business of dealing in such beverages.

Placed on the Calendar.

By Mr. Cone: H. B. 1373, a bill to be entitled An act to amend Chapter 385 and 481 of the Public Laws of 1933, relating to the North Carolina State Thrift Society.

Placed on the Calendar.

By Mr. Cherry: H. B. 1374, a bill to be entitled An act to amend Section 1 and Section 3, Chapter 86, Public-Local Laws of 1933 being An act to validate and authorize tax sale of lands for taxes.

On motion of Mr. Cherry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1375, a bill to be entitled An act to amend Section 3, Chapter 560, Public Laws of 1933, relating to sales of real estate for taxes.

On motion of Mr. Cherry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

SPECIAL MESSAGE

SENATE CHAMBER,
May 3, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate refuses to grant your request for the return of H. B. 1116, title, "to define and classify the various kinds of motor vehicle carriers and to better safeguard the interest of the public by requiring motor vehicle carriers to obtain permits before beginning to operate and to comply with other regulations," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 411, a bill to be entitled An act to regulate and prohibit the sale of certain poisonous drugs in the State of North Carolina.

Referred to the Committee on Calendar.

S. B. 500, a bill to be entitled An act to amend Chapter 194 of the Public Laws of 1929, relating to the North Carolina Pure Seed Law.

Referred to the Committee on Calendar.

S. B. 521, a bill to be entitled An act to place David Brown of Alleghany County, on the pension roll.

Placed on the Calendar.

S. B. 538, a bill to be entitled An act to amend Chapter 181 of the Public Laws of 1933, being An act to allow the counties, municipalities and other governing agencies to refund tax sales certificates.

Referred to the Committee on Calendar.

S. B. 540, a bill to be entitled An act to place the names of Confederate soldiers' widows on the pension list.

Referred to the Committee on Calendar.

S. B. 566, a bill to be entitled An act to place Confederate veterans' widows on the pension roll.

Referred to the Committee on Calendar.

S. B. 443, a bill to be entitled An act to repeal Section 2 of Chapter 422, Public Laws of 1933 in regard to the paying of bounties for the heads of outlawed predatory birds and animals.

Referred to the Committee on Game.

S. B. 311, a bill to be entitled An act authorizing the County Commissioners of Duplin County and the Commissioners of the several cities and towns of Duplin County to make adjustments with delinquent taxpayers.

Placed on the Calendar.

S. B. 358, a bill to be entitled An act to prohibit the appointment of or service by any person as police officer who has been convicted of a felony.

Referred to the Committee on Calendar.

S. B. 404, a bill to be entitled An act to amend Section 1659 of the Consolidated Statutes of North Carolina and all acts amendatory thereto relative to grounds for divorce.

Referred to the Committee on Calendar.

S. B. 408, a bill to be entitled An act to authorize and empower the Treasurer of North Carolina to make settlement with the several counties of the State for the taxes levied under Section 492, Chapter 427 of the Public Laws of 1931.

Referred to the Committee on Calendar.

S. B. 569, a bill to be entitled An act to amend Chapter 423 of the Public-Local Laws of 1927, relating to the acquisition of land for an airport for Buncombe County and/or the city of Asheville.

Placed on the Calendar.

H. B. 741, a bill to be entitled An act to repeal Section 7, Chapter 116, Public Laws of 1919, (Section 1681 of the Consolidated Statutes) relating to the application of direct tax in Cumberland County.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 982, a bill to be entitled An act to amend Chapter 66 and to repeal Chapter 132 of the Public Laws of the Session of 1927 relating to the service of summons by publication.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 994, a bill to be entitled An act supplemental to An Act, being a bill entitled "An Act to prevent rabies in the State of North Carolina" and being H. B. 174, and ratified on March 26, 1935, to correct an error therein.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 234, a bill to be entitled An act to regulate the purchase of supplies, materials, or equipment by counties, cities and towns, and to provide for competitive bidding on construction or repair contracts, and to amend Chapter 338 of the Public Laws of 1931, and to repeal Chapters 400 and 552 of the Public Laws of 1933.

Referred to the Committee on Calendar.

S. B. 282, a bill to be entitled An act to authorize the Board of County Commissioners of Guilford County to levy a special tax for the support and maintenance of the poor and the operation of the County Welfare Department.

Placed on the Calendar.

S. B. 523, a bill to be entitled An act to extend the time for tax settlement by the Sheriff of Johnston County.

Placed on the Calendar.

S. B. 530, a bill to be entitled An act to amend Chapter 146 of the Public Laws of North Carolina, Session 1927, relative to the payment of county warrants.

Referred to the Committee on Calendar.

S. B. 547, a bill to be entitled An act to validate the creation of sanitary districts and the official acts of their officers in authorizing the issue and sale of bonds.

Placed on the Calendar.

S. B. 551, a bill to be entitled An act to authorize and empower the Board of Commissioners of the county of Caswell to convey a part of the County Home property to Post No. 89 of the American Legion.

Placed on the Calendar.

S. B. 552, a bill to be entitled An act authorizing the County Commissioners of Chatham County to pay hospital and funeral expenses of Daylon Goodwin.

Placed on the Calendar.

S. B. 558, a bill to be entitled An act to define the boundaries of Brunswick County, Southport Harbor, and to regulate stevedoring and towing fees and to provide for the appointment of a harbor master.

Placed on the Calendar.

H. B. 1065, a bill to be entitled An act to amend Section 1575 of the Consolidated Statutes, relating to Clerk of the Superior Court acting as Clerk of the County Recorder's Court.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 1066, a bill to be entitled An act to amend Section 1576 of the Consolidated Statutes relating to the appointment of a deputy clerk of the Superior Court to act as clerk of the County Recorder's Court.

Placed on the Calendar for concurrence in the Senate amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1283, a bill to be entitled An act to amend Chapter 149 of the Public Laws of 1927, relating to the sales of stocks, bonds and other securities by more clearly defining the term "dealer."

The bill fails to pass its second reading.

Substitute for H. B. 337, a bill to be entitled An act to provide a rental system for textbooks used in the public schools of the State and to promote economy and efficiency in the adoption of textbooks.

The Substitute having heretofore been adopted, the question now recurs upon the passage of the Substitute Bill on its second reading.

Mr. Cherry offers a Substitute for the Substitute.

The question now recurs upon the adoption of the second Substitute.

The second Substitute is adopted, and remains on the Calendar for its second reading roll call.

H. B. 1310, a bill to be entitled An act to amend Section 2779 of the Consolidated Statutes of North Carolina relating to changing the name of cities, towns and municipalities.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1345, a bill to be entitled An act for the relief of Woodrow Wilson Shropshire and Robert Barnes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1358, a bill to be entitled An act making a supplemental appropriation of seven thousand five hundred dollars a year for the next biennium for the State Hospital at Goldsboro.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 244, a bill to be entitled An act to protect the property of public libraries and other agencies from malicious injury.

Passes its second and third readings and is ordered enrolled.

H. R. 1362, a joint resolution to commend the American Red Cross in its efforts to mitigate the suffering of citizens of the State in disaster, and in its program to prevent suffering through its North Carolina Chapters.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 8, a bill to be entitled An act to repeal Sections 5960-5968 of the Consolidated Statutes and all amendments thereto, relating to the absentee ballot law.

Passes its second and third readings and is ordered enrolled.

S. B. 40, a bill to be entitled An act to amend Section 1744 of the North Carolina Code, relating to procedure for sale of property in which there are remainders to uncertain persons.

Passes its second and third readings and is ordered enrolled.

On motion of Mr. Harris the House adjourns and will meet tomorrow at twelve-fifteen, a.m.

ONE HUNDREDTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, May 4, 1935.

The House meets pursuant to its adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Representative Paylor of Pitt County.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

S. B. 491, a bill to be entitled An act to provide compensation to Claude L. Wood, for the death of his daughter, Eva Wood, who was killed while riding on a school bus from the Raeford Public School in Hoke County.

And

H. B. 1361, a bill to be entitled An act relating to the appointment of guardians.

With favorable reports.

And

H. B. 1365, a bill to be entitled An act to amend Section 2588 of the Consolidated Statutes of North Carolina, relating to the advertisement of real estate for sale under mortgages and deeds of trust.

With a favorable report, as amended.

And

Committee Substitute for S. B. 453, a bill to be entitled An act to provide definite data regarding efficiency of sewage treatment plants and degree of stream pollution.

And

H. B. 1354, a bill to be entitled An act to amend Chapter 375, Public Laws of 1933, relative to rates for automobiles, trucks, etc., so as to permit cities and towns to levy license taxes on for hire passenger vehicles for the privilege of using city and town streets.

With unfavorable reports.

By Mr. Craig, for the Committee on Judiciary No. 2.

H. B. 1026, a bill to be entitled An act providing for the creation of small loan agencies and for the business of making small loans and creating the "Bureau of Small Loan Agencies."

With an unfavorable report with a minority report attached.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Dr. Carr: H. B. 1376, a bill to be entitled An act to amend Section 1 of Article XI of the Constitution of North Carolina, relating to punishments.

Referred to the Committee on Constitutional Amendments.

By Dr. Peterson: H. B. 1377, a bill to be entitled An act to amend Chapter 416, Public Laws, 1933, entitled "An Act to exempt the town of Bakersville, Mitchell County, from the provisions of S. B. No. 367 relating to sale of beer, spiritus frumenti, or other intoxicants."

On motion of Dr. Peterson the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. McQueen: H. B. 1378, a bill to be entitled An act authorizing the Sheriff of Cumberland County to designate law enforcement officers as deputies sheriff.

On motion of Mr. McQueen the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1379, a bill to be entitled An act authorizing the County Commissioners of Cumberland County to appoint a warrant officer with authority to draw warrants returnable to the Recorder's Court.

On motion of Mr. McQueen the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Harris: H. B. 1380, a bill to be entitled An act to allow the Board of Commissioners of Person County to remit penalties on certain tax sales certificates and to allow an extension of time for the institution of foreclosure actions on such tax sales certificates.

Placed on the Calendar.

By Mr. Thompson of Wake: H. B. 1381, a bill to be entitled An act to authorize the County Boards of Education of the several counties to use collected back taxes to complete and equip school buildings.

Referred to the Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

House Committee Substitute for S. B. 514, a bill to be entitled An act to create a sanitary district in Rutherford County to be known as the Broad River Sanitary District.

As amended, the bill passes its third reading by the following vote and is ordered sent to the Senate for adoption of the House Substitute.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Crabtree, Cross, Day, Douglass, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Johnston, Jonas, Jones, Lee, Lindsey, Mitchell, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Warden, Zickler—61.

Those voting in the negative are: None.

H. B. 496, a bill to be entitled An act to provide for the safety of life and property and to create a board of boiler rules which shall formulate rules and regulations for the safe construction, use and operation of steam boilers; to provide for the enforcement of the rules and regulations of the board of boiler rules; to provide for the inspection of steam boilers and the fees to be charged for same; and to provide a penalty for the violation of the provisions of this act.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Crabtree, Cross, Day, Douglass, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Johnston, Jonas, Jones, Lee, Lindsey, Mitchell, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of

Harnett, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Warden, Zickler—61.

Those voting in the negative are: None.

H. B. 1349, a bill to be entitled An act to authorize the issuance of refunding bonds of the State.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Crabtree, Cross, Day, Douglass, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Johnston, Jonas, Jones, Lee, Lindsey, Mitchell, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Warden, Zickler—61.

Those voting in the negative are: None.

H. B. 1359, a bill to be entitled An act to amend Article V, Schedule E of the Revenue Act with reference to sales of milk and to sales at retail by the manufacturers and producers.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Crabtree, Cross, Day, Douglass, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Johnston, Jonas, Jones, Lee, Lindsey, Mitchell, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Warden, Zickler—61.

Those voting in the negative are: None.

H. B. 1371, a bill to be entitled An act to amend Chapter 257 of the Public Laws of 1933, relating to funding and refunding of debts of local units of government other than counties, cities, and towns.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Crabtree, Cross, Day, Douglass, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Johnston, Jonas, Jones, Lee, Lindsey, Mitchell, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Warden, Zickler—61.

Those voting in the negative are: None.

H. B. 1350, a bill to be entitled An act empowering and enabling the State of North Carolina to pledge as additional security to that offered by

the Morehead City Port Commission so much of the rentals of the Atlantic and North Carolina properties as may be received by the State as may be necessary to fully guarantee payment of any deficiency on the part of said Port Commission in making the required payments from year to year during the amortization period of said loan.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Crabtree, Cross, Day, Douglass, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Johnston, Jonas, Jones, Lee, Lindsey, Mitchell, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Warden, Zickler—61.

Those voting in the negative are: None.

H. B. 1372, a bill to be entitled An act to provide for and to regulate the manufacture, transportation, and sale of malt, brewed and fermented beverages and to repeal all laws in conflict with this act; and to provide for license taxes upon the business of dealing in such beverages.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Crabtree, Cross, Day, Douglass, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Johnston, Jonas, Jones, Lee, Lindsey, Mitchell, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Warden, Zickler—61.

Those voting in the negative are: None.

Second Substittue for H. B. 337, a bill to be entitled An act to provide a rental system for textbooks used in the Public Schools of the State and to promote economy and efficiency in the adoption of textbooks.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Bean, Bender, Blount of Beaufort, Bowers, Bowie, Brown, Bryan, Bryant, Carr, Cherry, Clegg, Crabtree, Cross, Day, Douglass, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Howard, Johnston, Jonas, Jones, Lee, Lindsey, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Wade, Ward, Warden, Zickler—61.

Those voting in the negative are: None.

Mr. Mitchell votes present.

Committee Substitute for H. B. 1273, a bill to be entitled An act to authorize the Council of the State of North Carolina to issue bonds in the sum of one million dollars, the proceeds thereof to be used by the Council of the State in building additional buildings and providing equipment for the State Hospital for the Insane or Feebleminded.

As amended, the bill passes its second reading the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Bowers, Carr, Clegg, Crabtree, Cross, Douglass, Fenner, Harris, Hatcher, Johnston, Jones, Lee, Mitchell, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Scholl, Sentelle, Spruill, Stell, Stevens, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Uzzell, Wade, Zickler—38.

Those voting in the negative are: Messrs. Alspaugh, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryan, Bryant, Cherry, Day, Gardner, Hauser, Henry, Hobbs, Howard, Hyde, Jonas, Peterson Sherard, Sparger, Tonissen, Ward, Warden—23.

H. B. 1360, a bill to be entitled An act to levy a tax upon the gross receipts of rental of rooms and meals served in hotels.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bean, Bender, Blount of Beaufort, Bowers, Bryant, Carr, Clegg, Crabtree, Cross, Day, Douglass, Fenner, Hauser, Howard, Johnston, Lee, Lindsey, Mitchell, McDonald, McEachern, McQueen, O'Berry, Palmer, Paylor, Pickens, Rasberry, Rouse, Scholl, Sentelle, Sparger, Spruill, Stell, Stevens, Stone, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Tonissen, Uzzell, Ward, Zickler—44.

Those voting in the negative are: Messrs. Alspaugh, Bailey, Brown, Bryan, Gardner, Hatcher, Henry, Hyde, Jones, Ray, Sherard, Wade, Warden—13.

Mr. Jonas votes "present."

The following pairs are announced:

Mr. Bowie with Mr. Garrell. Were Mr. Garrell present he would vote "aye." Mr. Bowie would vote "no."

Mr. Cherry with Mr. Davis. Were Mr. Davis present he would vote "aye." Mr. Cherry would vote "no."

Mr. Harris with Mr. Craig. Were Mr. Craig present he would vote "no." Mr. Harris would vote "aye."

Mr. Hobbs with Mr. Williams of Pasquotank. Were Mr. Williams present he would vote "aye." Mr. Hobbs would vote "no."

Dr. Peterson with Mr. Thompson of Robeson. Were Mr. Thompson present he would vote "aye." Dr. Peterson would vote "no."

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

S. B. 427. An Act providing for the formation of non-profit membership corporations to be known as electric membership corporations for the purpose

of promoting and encouraging the fullest possible use of electric energy in the State by making electric energy available to the inhabitants of the State at the lowest cost consistent with sound economy and prudent management of the business of such corporations; providing for the rights, powers, and duties of such corporations; authorizing and regulating the issuance of bonds by such corporations; and providing for the payment of such bonds.

S. B. 470. An Act to authorize the State Treasurer and the Governing Boards of the counties, cities and other political subdivisions of the State of North Carolina to settle for or issue new bonds for stolen, lost or destroyed bonds of the State or its political subdivisions.

S. B. 546. An Act to amend Chapter 425 of the Public-Local Laws of 1913 relating to the Recorder's Court of Stanly County and to provide for the election of the Recorder and Prosecuting Attorney of said court by a vote of the people.

H. B. 403. An Act to fix the salaries of certain elective officials, and the Adjutant General, an appointive officer.

H. B. 435. An Act to amend Sections 4657 and 5658 of the Consolidated Statutes, substituting death by administration of lethal gas for death by electrocution in North Carolina.

H. B. 942. An Act to aid the collection of back taxes in the town of Laurel Park in Henderson County.

H. B. 1039. An Act to make it mandatory on the part of the Board of County Commissioners of Richmond County to assume, in behalf of said county all of the debts and obligations of school districts, special school districts and municipalities located in said county incurred for purposes of building school buildings and purchase of equipment.

H. B. 1077. An Act to appoint Justices of the Peace for the several counties of North Carolina.

H. B. 1079. An Act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense.

H. B. 1118. An Act authorizing the County Commissioners of Watauga County to make adjustments with delinquent taxpayers.

H. B. 1120. An Act for the relief of Mrs. J. W. Morton of Craven County and Mrs. N. C. Brooks of Pitt County.

H. B. 1158. An Act to amend Section 5, Chapter 45, Private Laws of 1931, relative to the Charter of the town of Chapel Hill.

H. B. 1331. An Act to provide for a jury of twelve men in the Recorder's Court of Henderson County upon demand of either the State or the defendant.

H. B. 1332. An Act to amend Section 10 of Chapter 89 of the Public Laws of 1931, relating to the jurisdiction of the Burke County Criminal Court.

On motion of Mr. O'Berry the House adjourns and will meet Monday at eight o'clock, p.m.

ONE HUNDRED FIRST DAY

HOUSE OF REPRESENTATIVES,
MONDAY NIGHT, MAY 6, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend C. W. Robbins of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of Saturday has been examined and found correct, and the same stands approved.

CONFERENCE REPORT

The Conferees on Senate Bill No. 291 "prohibiting the placing of trash, refuse or garbage within five hundred yards of the hard surfaced highways" make the following report:

The report of the Conference Committee on Senate Bill No. 291:

To the President of the Senate

and

The Speaker of the House of Representatives:

The undersigned Conferees do hereby report that they have agreed upon the Conference Report and recommend to the Senate and the House of Representatives the adoption of the following:

1. That the Senate recede from all its amendments exempting counties from the provisions of such bill;
2. That the House of Representatives recede from all of its amendments exempting counties from the provisions of such bill;
3. That the Senate recede from its position of three hundred yards, as set forth in line nine, Section one, and that the House recede from its amendment of one hundred yards, and insert in lieu thereof one hundred and fifty yards;
4. That this act shall not apply to manufacturing establishments.

Respectfully submitted,

ARTHUR B. COREY,
J. RAY SHATE,
Conferees of the Senate.

MARTIN MCCALL,
W. E. FENNER,
ERNEST GARDNER,
Conferees of the House.

On motion of Mr. Fenner the House adopts the Conference Report and the Senate is so notified to the end that if they adopt a similar report they may order the bill enrolled.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committee, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

S. B. 538, a bill to be entitled An act to amend Chapter 181 of the Public Laws of 1933, being An act to allow the counties, municipalities and other governing agencies to refund tax sales certificates.

And

S. B. 358, a bill to be entitled An act to prohibit the appointment of or service by any person as a police officer who has been convicted of a felony.

And

S. B. 500, a bill to be entitled An act to amend Chapter 194 of the Public Laws of 1929, relating to the North Carolina Pure Seed Law.

And

S. B. 540, a bill to be entitled An act to place the names of Confederate soldiers' widows on the pension list.

And

S. B. 530, a bill to be entitled An act to amend Chapter 146 of the Public Laws of North Carolina, Session 1927, relative to the payment of county warrants.

And

S. B. 566, a bill to be entitled An act to place Confederate veterans' widows on the pension roll.

S. B. 404, a bill to be entitled An act to amend Section 1659 of the Consolidated Statutes of North Carolina and all acts amendatory thereto, relative to grounds for divorce.

With favorable reports.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Sink: H. B. 1382, a bill to be entitled An act to exempt Davidson County and certain municipalities therein from H. B. 652 ratified the 25th day of April, 1935.

On motion of Mr. Sink the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Barnes: H. B. 1383, a bill to be entitled An act amending Chapter 78 of the Consolidated Statutes of North Carolina by the adoption of another Section designated as Section 4020 and relating to the protection of the estates of minor wards.

Referred to the Committee on Calendar.

And

H. B. 1384, a bill to be entitled An act relating to the salary of the Sheriff of Wilson County.

On motion of Mr. Barnes the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Palmer: H. B. 1385, a bill to be entitled An act to amend Chapter 71 of the Private Laws of 1905, relating to the Charter of the city of Concord and the powers of its Board of Light and Water Commissioners.

Referred to the Committee on Calendar.

By Mr. Ward: H. B. 1386, a bill to be entitled An act to amend Section 65(a) of Volume III of the Consolidated Statutes, relating to payment to clerk of sums not exceeding three hundred dollars due intestate, making the same apply to Craven County.

On motion of Mr. Ward the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Day: H. B. 1387, a bill to be entitled An act to provide for the control of the sale and use of intoxicating beverages (other than malt beverages) and to provide for the better enforcement of the provisions of the "Turlington Act" as amended.

Referred to the Committee on Calendar.

By Mr. Barnes: H. B. 1388, a bill to be entitled An act amending Section 4018 of the Consolidated Statutes of North Carolina by the addition of another Section designated as Section (b) and relating to the protection of the estates of minor wards.

Referred to the Committee on Calendar.

By Mr. Ward: H. B. 1389, a bill to be entitled An act to provide that any person who shall be upon any highway in the county of Craven in a drunken condition shall be guilty of a misdemeanor.

Referred to the Committee on Calendar.

By Mr. Cook: H. B. 1390, a bill to be entitled An act to amend Chapter 560 of the Public Laws of 1933 relating to the foreclosure of tax certificates.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cooper: H. B. 1391, a bill to be entitled An act to exempt New Hanover County from the provisions of Article 8 of Chapter 66 Volume III of the Consolidated Statutes known as the "Turlington Act."

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Lee and Woodall: H. B. 1392, a bill to be entitled An act to amend Chapter 393 of the Public Laws of 1933, relating to the fees for registering Federal crop liens and Federal chattel mortgages.

On motion of Mr. Lee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1393, a bill to be entitled An act to enlarge the time for foreclosure of tax sale certificates issued to Johnston County in all cases where taxes are less than fifteen dollars.

On motion of Mr. Lee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cook: H. B. 1394, a bill to be entitled An act reepaling H. B. 991 fixing the salary of the Clerk of the Court for Alamance County.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Mitchell, Douglass and Thompson of Wake: H. B. 1395, a bill to be entitled An act to amend Chapter 71 of the Public Laws of 1931 relating to burial associations and assessment insurance associations doing business in Wake County.

Referred to the Committee on Calendar.

By Messrs. McDonald, Harris, McEachern and Hauser: H. R. 1396, joint resolution of sympathy and respect on the occasion of the death of Frank P. Alspaugh, former Representative and father of Representative Harold P. Alspaugh of the county of Forsyth.

On motion of Mr. McDonald the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Lumpkin: H. B. 1397, a bill to be entitled An act to appoint R. H. Jones a Justice of the Peace for Franklinton Township, Franklin County, North Carolina.

Referred to the Committee on Calendar.

By Mr. Crabtree: H. B. 1398, a bill to be entitled An act to elect five school committeemen for Greenwood Consolidated School District in Lee County by a vote of the people.

On motion of Mr. Crabtree the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1399, a bill to be entitled An act to validate tax sales made on dates subsequent to time fixed by Statute and to provide for the foreclosure of tax liens in actions on tax certificates and otherwise.

On motion of Mr. Crabtree the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cherry: H. B. 1400, a bill to be entitled An act to provide for the issuance of school district refunding and funding bonds.

Placed on the Calendar.

By Messrs. McDonald and Hauser: H. B. 1401, a bill to be entitled An act to amend H. B. 605, Public-Local Laws of 1935.

On motion of Mr. Hauser the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Bowie, Blount of Beaufort, Royster, Stevens and Barnes: H. B. 1402, a bill to be entitled An act to permit the purchaser of wines or other alcoholic beverages, when purchased legally and for the purchaser's personal use or that of his bona fide guests, to transport same to his own home or usual place of abode or temporary residence.

Referred to the Committee on Calendar.

By Mr. McDonald: H. B. 1403, a bill to be entitled An act authorizing the Board of Education of Forsyth County to provide supplemental funds for operating schools of Forsyth County.

Placed on the Calendar.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 186, a bill to be entitled An act to require sanitary conditions in ice cream plants, butter and cheese factories, and all other public places not exempt in this act where frozen dairy and other frozen products are manufactured, stored and handled for human food purposes.

Referred to the Committee on Agriculture.

S. B. 435, a bill to be entitled An act to repeal the absentee voters law for Pitt County.

Referred to the Committee on Calendar.

H. B. 1132, a bill to be entitled An Act to place the name of Mary Cudge Thomas, colored, on the pension list.

For concurrence in the Senate amendment.

On motion of Mr. Bryson the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 561, a bill to be entitled An act to amend Chapter 11 of the Private Laws of 1893 and to clarify and define the corporate limits of the town of Claremont in Catawba County.

Referred to the Committee on Calendar.

S. B. 567, a bill to be entitled An act to amend Chapter 236 of the Public Laws of 1933, relating to fishing license.

Referred to the Committee on Calendar.

S. B. 570, a bill to be entitled An act validating sales of land for taxes in the county of Robeson or any municipality therein for the years 1933 and 1934.

Referred to the Committee on Finance.

S. B. 574, a bill to be entitled An act to amend Chapter 49, Private Laws of 1924, being An act to amend the Charter of the town of Gatesville.

Referred to the Committee on Calendar.

S. B. 575, a bill to be entitled An act providing for the appointment of a tax collector for the county of Granville.

Referred to the Committee on Calendar.

S. B. 579, a bill to be entitled An act to create a golf commission for the town of Asheboro, and to prescribe the duties and power of the same.

Referred to the Committee on Calendar.

S. B. 580, a bill to be entitled An act to amend Section 2162 of the Consolidated Statutes in regard to bond of guardian.

Referred to the Committee on Calendar.

S. B. 581, a bill to be entitled An act to amend Section 33 of the Consolidated Statutes to allow the Clerk use his discretion in fixing bonds for persons entitled to letters testamentary, etc.

Referred to the Committee on Calendar.

S. B. 582, a bill to be entitled An act to amend Sections 2649, 2652, 2654, 2655 and 2661 of the Consolidated Statutes.

Referred to the Committee on Calendar.

S. B. 584, a bill to be entitled An act relating to sheriff's fees, deputy sheriff's, police officers and all constables in Columbus County.

Referred to the Committee on Calendar.

S. B. 586, a bill to be entitled An act to regulate the fees of the various Justices of the Peace of Wayne County.

Referred to the Committee on Calendar.

H. B. 966, a bill to be entitled An act to authorize the city of Charlotte to construct certain street improvements and to issue bonds under the Municipal Finance Act, as amended, and the Local Government Act, as amended to pay the cost of such improvements.

For concurrence in the Senate amendment.

On motion of Mr. Scholl the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1133, a bill to be entitled An act to aid general hospitals in North Carolina caring for indigent patients and operating training schools for nurses.

For concurrence in the Senate amendment.

On motion of Mr. Morphew the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 590, a bill to be entitled An act to amend An Act to amend the Charter of the town of Weldon in Halifax County.

On motion of Mr. Leggett the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 309, a bill to be entitled An act to facilitate the operation of a free textbook or textbook loan plan in the public schools of the State of North Carolina.

Referred to the Committee on Education.

S. B. 511, a bill to be entitled An act to repeal Chapter 265 of the Public-Local Laws of 1933, relating to salaries of public officers in Granville County.

Placed on the Calendar.

S. B. 543, a bill to be entitled An act to repeal the absentee voters law in primaries for Polk County.

Referred to the Committee on Calendar.

S. B. 555, a bill to be entitled An act to permit the sale and use of hog cholera virus in Pitt County under certain conditions.

Referred to the Committee on Calendar.

H. B. 987, a bill to be entitled An act to authorize the Board of Commissioners of Alexander County to issue refunding bonds to refund principal or interest or principal and interest of certain outstanding bonds, and to issue funding bonds or notes to fund outstanding notes, and to levy a tax for the payment of principal and interest of same, and setting aside certain tax levies for debt service to be applied to interest payments.

Placed on the Calendar for concurrence in the Senate amendment.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 558, a bill to be entitled An act to define the boundaries of Brunswick County, Southport Harbor, and to regulate stevedoring and towing fees and to provide for the appointment of a harbor master.

Passes its second and third readings and is ordered enrolled.

H. B. 1066, a bill to be entitled An act to amend Section 1576 of the Consolidated Statutes, relating to appointment of a deputy Clerk of the Superior Court to act as Clerk of the County Recorder's Court.

For concurrence in the Senate amendment.

On motion of Mr. Royster the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1065, a bill to be entitled An act to amend Section 1575 of the Consolidated Statutes relating to Clerk of the Superior Court acting as Clerk of the County Recorder's Court.

For concurrence in the Senate amendment.

On motion of Mr. Royster the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 551, a bill to be entitled An act to authorize and empower the Board of Commissioners of the county of Caswell to convey a part of the County Home property to Post No. 89 of the American Legion.

Passes its second and third readings and is ordered enrolled.

S. B. 552, a bill to be entitled An act authorizing the County Commissioners of Chatham County to pay hospital and funeral expenses of Daylon Goodwin.

Passes its second and third readings and is ordered enrolled.

S. B. 569, a bill to be entitled An act to amend Chapter 423 of the Public-Local Laws of 1927, relating to the acquisition of land for an airport for Buncombe County and/or the city of Asheville.

Passes its second and third readings and is ordered enrolled.

H. B. 982, a bill to be entitled An act to amend Chapter 66 and to repeal Chapter 132 of the Public Laws of the Session of 1927, relating to the service of summons by publication.

For concurrence in the Senate amendment.

On motion of Mr. Royster the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 994, a bill to be entitled An act supplemental to An Act being An Act entitled "An Act to prevent rabies in the State of North Carolina" and being H. B. 174, and ratified on March 26, 1935, to correct an error therein.

For concurrence in the Senate amendment.

On motion of Mr. Fenner the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 523, a bill to be entitled An act to extend the time for tax settlement by the Sheriff of Johnston County.

Passes its second and third readings and is ordered enrolled.

S. B. 521, a bill to be entitled An act to place David Brown of Alleghaney County, on the pension roll.

Passes its second and third readings and is ordered enrolled.

S. B. 491, a bill to be entitled An act to provide compensation to Claude L. Wood for the death of his daughter, Eva Wood, who was killed while riding on a school bus from the Raeford Public School in Hoke County.

Passes its second and third readings and is ordered enrolled.

H. B. 1380, a bill to be entitled An act to allow the Board of Commissioners of Person County to remit penalties on certain tax sales certificates and to allow an extension of time for the institution of foreclosure actions on such tax sales certificates.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

SPECIAL ORDER

The hour for the special order having arrived, the Speaker lays before the House for its consideration H. B. 912, a bill to be entitled An act to require the Department of Highways and Public Works to construct drains and necessary crossings where side roads enter the highways, and to construct and restore necessary connections with roads entering the highways where such connection has been destroyed by construction or repair of said highways.

On motion of Mr. Ward consideration of the bill is postponed until tomorrow May 8.

H. B. 1372, a bill to be entitled An act to provide for and to regulate the manufacture, transportation and sale of malt, brewed and fermented

beverages, and to repeal all laws in conflict with this act; and to provide license taxes upon the business of dealing in such beverages.

On motion of Mr. Gardner the bill is laid on the table.

S. B. 544, a bill to be entitled An act to validate one hundred and thirty-five thousand dollars city of Hickory, North Carolina, waterworks and sewerage improvement bonds.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Day, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Hyde, Jonas, Jones, Kendrick, Klutz, Lee, Lindsey, Meekins, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Sprinkle, Spruill, Stell, Stevens, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Uzzell, Wade, Ward, Warden, Williams of Hyde, Woodall—76.

Those voting in the negative are: None.

H. B. 1348, a bill to be entitled An act to amend Section 6 of Article 4 of the Constitution of North Carolina, relating to the Supreme Court, and to amend Section 5 of Article 5 of the Constitution of North Carolina, authorizing the General Assembly to pass laws exempting from taxation not exceeding one thousand dollars in value of property held and used as place of residence of the owner.

Passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Cross, Day, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Hyde, Jonas, Jones, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Thomas of Anson, Thompson of Wake, Uzzell, Wade, Ward, Warden, Williams of Hyde, Woodall—73.

Those voting in the negative are: None.

The question now recurs upon the passage of the bill on its third reading.

The bill passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Cross, Day, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Hyde, Jonas, Jones, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Thomas of

Anson, Thompson of Wake, Uzzell, Wade, Ward, Warden, Williams of Hyde, Woodall—73.

Those voting in the negative are: None.

S. B. 282, a bill to be entitled An act to authorize the Board of County Commissioners of Guilford County to levy a special tax for the support and maintenance of the poor and the operation of the County Welfare Department.

As amended, the bill remains on the Calendar for its second reading roll call.

Second Substitute for H. B. 337, a bill to be entitled An act to provide a rental system for textbooks used in the public schools of the State and to promote economy and efficiency in the adoption of textbooks.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Cherry, Cook, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Hyde, Jonas, Jones, Kendrick, Klutz, Lee, Lindsey, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Uzzell, Wade, Ward, Warden, Williams of Hyde, Woodall—75.

Those voting in the negative are: None.

Mr. Mitchell votes present.

The original bill and first Substitute are laid on the table.

Substitute for H. B. 1273, a bill to be entitled An act to authorize the Council of the State of North Carolina to issue bonds in the sum of one million dollars, the proceeds thereof, to be used by the Council of the State in building additional buildings and provide equipment for the State Hospitals for the Insane or Feebleminded.

As amended, the bill passes its third reading by the following vote and is ordered engrossed.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barker, Barnes, Bean, Blount of Pitt, Bowers, Bryant, Carr, Cherry, Cook, Crabtree, Cross, Davis, Day, Douglass, Eagles, Ervin, Farrell, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Hyde, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Morphew, McEachern, Norwood, O'Berry, Palmer, Paylor, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Spruill, Stell, Stevens, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Uzzell, Wade, Ward, Warden, Williams of Hyde, Woodall—64.

Those voting in the negative are: Messrs. Blount of Beaufort, Bowie, Brown, Peterson, Sparger—5.

The original bill is laid on the table.

H. B. 1350, a bill to be entitled An act empowering and enabling the State of North Carolina to pledge as additional security to that offered by the Morehead City Port Commission so much of the rentals of the Atlantic and North Carolina properties as may be received by the State as may be neces-

sary to fully guarantee payment of any deficiency on the part of said Port Commission in making the required payments from year to year during the amortization period of said loan.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barker, Barnes, Blount of Beaufort, Blount of Pitt, Bowers, Bryant, Bryson, Carr, Cherry, Cook, Crabtree, Cross, Davis, Day, Eagles, Fenner, Gardner, Harris, Hauser, Horton, Hyde, Jones, Kendrick, Lee, Lindsey, Morphew, Norwood, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Sherard, Stell, Stevens, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Uzzell, Wade, Ward, Woodall—50.

Those voting in the negative are: Messrs. Barbee, Bowie, Brock, Brown, Cooper, Douglass, Ervin, Henry, Hobbs, Jonas, McCall, Scholl, Sentelle, Thompson of Robeson, Thompson of Wake, Warden—16.

The following pair is announced.

Mr. Klutz with Mr. Hatcher. Were Mr. Hatcher present he would vote "aye." Mr. Klutz would vote "no."

The following vote present. Messrs. Mitchell, Sparger and Thorne.

H. B. 1360, a bill to be entitled An act to levy a tax upon the gross receipts of rentals of rooms and meals served in hotels.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Barbee, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Brock, Bryant, Carr, Crabtree, Cross, Davis, Day, Douglass, Eagles, Fenner, Hauser, Lee, McCall, McDonald, McQueen, O'Berry, Palmer, Paylor, Rouse, Royster, Scholl, Sentelle, Sparger, Spruill, Stell, Stevens, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Wade, Ward, Woodall—40.

Those voting in the negative are: Messrs. Bailey, Bowie, Brown, Bryson, Cook, Cooper, Ervin, Falkner, Gardner, Henry, Horton, Hyde, Jonas, Jones, Kendrick, Morphew, Norwood, Ray, Sherard, Sullivan, Warden—21.

The following pairs are announced.

Mr. Craig with Mr. Harris. Were Mr. Craig present he would vote "no." Mr. Harris would vote "aye."

Mr. Hobbs with Mr. Williams of Pasquotank. Were Mr. Williams present he would vote "aye." Mr. Hobbs would vote "no."

Mr. Klutz with Mr. Abernathy. Were Mr. Abernathy present he would vote "aye." Mr. Klutz would vote "no."

Mr. Uzzell with Mr. Alspaugh. Were Mr. Alspaugh present he would vote "no." Mr. Uzzell would vote "aye."

Mr. Cherry with Mr. Garrell. Were Mr. Garrell present he would vote "aye." Mr. Cherry would vote "no."

Messrs. Mitchell and Thomas of Harnett vote present.

STATEMENT BY MEMBER

Mr. Speaker:

Appreciating the fact that the expenses of practically all traveling men are paid by the powerful corporations of the country I take pleasure in voting "aye."

S. E. DOUGLASS.

H. B. 1349, a bill to be entitled An act to authorize the issuance of refunding bonds of the State.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryant, Carr, Cherry, Cook, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Ervin, Farrell, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Horton, Hyde, Jones, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sentelle, Sherard, Spruill, Stell, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Uzzell, Wade, Ward, Warden, Woodall—66.

Those voting in the negative are: None.

H. B. 1359, a bill to be entitled An act to amend Article V, Schedule E of the Revenue Act with reference to sales of milk and to sales at retail by the manufacturers and producers.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryant, Carr, Cherry, Cook, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Ervin, Farrell, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Horton, Hyde, Jones, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sentelle, Sherard, Spruill, Stell, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Uzzell, Wade, Ward, Warden, Woodall—66.

Those voting in the negative are: None.

H. B. 1371, a bill to be entitled An act to amend Chapter 257 of the Public Laws of 1933, relating to funding and refunding of debts of local units of government other than counties, cities and towns.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Messrs. Abernathy, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brown, Bryant, Carr, Cherry, Cook, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Ervin, Farrell, Fenner, Gardner, Harris, Hatcher, Hauser, Henry, Horton, Hyde, Jones, Kendrick, Klutz, Lee, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, Norwood, O'Berry, Paylor, Peterson, Rasberry, Rouse, Royster, Scholl, Sentelle, Sherard, Spruill, Stell,

Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Wake, Thorne, Uzzell, Wade, Ward, Warden, Woodall—66.

Those voting in the negative are: None.

On motion of Mr. Lindsey, S. B. 392, a bill to be entitled An act to amend existing game laws of North Carolina so as to provide a more adequate and uniform method of management and control of our wild-life resources, is taken from the Game Committee and placed on the Calendar.

On motion of Mr. Uzzell, S. B. 574, a bill to be entitled An act to amend Chapter 49, Private Laws of 1924, being An Act to amend the Charter of the town of Gatesville, is taken from the Calendar Committee and placed on the Calendar.

On motion of Mr. Bean, S. B. 75, a bill to be entitled An act to amend Chapter 386 of the Public Laws of 1909 and fixing the fees of the Trial Justice and Prosecuting Attorney for the Rowan County Court, is taken from the Committee on Salaries and Fees and placed on the Calendar.

On motion of Mr. Harris the House adjourns and will meet tomorrow at eleven o'clock, a.m.

ONE HUNDRED SECOND DAY

HOUSE OF REPRESENTATIVES,
TUESDAY, May 7, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by the Reverend P. D. Miller of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Hatcher, Emerson Thompson, Jr., son of Representative Thompson of Wake, is made an honorary page of the House.

On motion of Mr. Jonas, James Moses Brock, son of Representative Brock of Davie County is made an honorary page of the House.

CONFEREES' REPORT

To the President of the Senate
and
The Speaker of the House of Representatives:

We the undersigned Conferees, appointed on the part of the Senate and the House to adjust the differences arising under House Bill 462, "A bill to be entitled An act to license dealers in scrap tobacco," beg leave to report that we have agreed and file this as our report. We recommend that the House accept the amendment adopted by the Senate.

Respectfully,

L. L. GRAVELY,
W. G. CLARK,
Senate Conferees.

E. A. RASBERRY,
C. W. SPRUILL,
O. S. FALKNER,
House Conferees.

On motion of Mr. Spruill the Conference Report is adopted and the Senate is so notified to the end that if they adopt a similar report the House will order the bill enrolled.

CONFERENCE REPORT

Conference Report on House Bill 811, title "To enlarge the term of office of the several registers of deeds of this State."

The Conferees on behalf of the Senate and House of Representatives do hereby report:

That the House concur in the Senate amendments adding to the provisions of the act the counties of Gaston, Jones, Columbus, Montgomery, Camden and Duplin.

That the Senate recede from the Senate amendments exempting the counties of Granville and Yancey.

That the House concur in the Senate amendments exempting from the provisions of this act the counties of Yadkin, Cherokee, Dare, Lincoln and Moore.

Respectfully submitted,

W. P. HORTON,
W. H. POWELL,
R. D. JOHNSON,
Conferees on the part of the Senate.

B. C. JONES,
W. WILEY ANDREWS,
O. L. WILLIAMS,
Conferees on the part of the House.

On motion of Mr. Jones the Conference Report is adopted, and the Senate is so notified to the end that if they adopt a similar report the House will order the bill enrolled.

On motion of Mr. Lindsey, S. B. 443, a bill to be entitled An act to repeal Section 2 of Chapter 422, Public-Laws of 1933, in regard to the paying of bounties for the heads of outlawed predatory birds and animals, is taken from the Game Committee and placed on the Calendar.

On motion of Mr. Lindsey, H. B. 1256, a bill to be entitled An act to amend Section 1864 of the Consolidated Statutes relating to depredations of domestic fowls in certain counties by adding Nash County, is taken from the Game Committee and placed on the Calendar.

On motion of Mr. Lindsey, H. B. 1255, a bill to be entitled An act to prohibit the setting of steel traps in Nash County is taken from the Game Committee and placed on the Calendar.

On motion of Mr. Lindsey H. B. 919, a bill to be entitled An act to provide for a closed season for two years for hunting quail and partridge in Crabtree Township, Haywood County, is taken from the Game Committee and placed on the Calendar.

On motion of Mr. Lindsey, H. B. 1020, a bill to be entitled An act for the protection of fox in Haywood County is taken from the Game Committee and placed on the Calendar.

On motion of Mr. Lindsey, H. B. 124, a bill to be entitled An act to prohibit the setting of steel traps in Martin County is taken from the Game Committee and placed on the Calendar.

On motion of Mr. Lindsey, H. B. 613, a bill to be entitled An act to close the season for deer, wild turkey and ring necked pheasants in Surry, Wilkes, Alleghany and Yadkin counties, is taken from the Game Committee, and placed on the Calendar.

On motion of Mr. McEachern, H. B. 1149, a bill to be entitled An act to amend Section 6760, Volume II of the Consolidated Statutes as enacted by Chapter 503 of the Public Laws of 1903, relative to the practice of veterinary medicine and surgery, is taken from the Health Committee and placed on the Calendar.

On motion of Mr. Ervin, H. B. 1133, a bill to be entitled An act to aid general hospitals in North Carolina caring for indigent patients, and operating schools for nurses, is ordered recalled from the Enrolling Office for further consideration by the House.

On motion of Mr. Andrews, S. B. 386, a bill to be entitled An act to amend Section 5440 A of the Consolidated Statutes, relative to providing textbooks and teaching of the effects of alcoholism and narcotism on the human system, is taken from the unfavorable Calendar, and placed on the Calendar.

On motion of Mr. Paylor, S. B. 435, a bill to be entitled An act to repeal the absentee voters law for Pitt County, is taken from the unfavorable Calendar and placed on the Calendar.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

H. B. 1381, a bill to be entitled An act to authorize the County Boards of Education of the several counties to use collected back taxes to complete and equip school buildings.

And

S. B. 408, a bill to be entitled An act to authorize and empower the Treasurer of North Carolina to make settlement with the several counties of the State for the taxes levied under Section 492, Chapter 427, of the Public Laws of 1931.

With favorable reports, as amended.

And

H. B. 1383, a bill to be entitled An act amending Chapter 78 of the Consolidated Statutes of North Carolina by the addition of another Section designated as Section 4020 and relating to the protection of the estates of minor wards.

And

H. B. 1385, a bill to be entitled An act to amend Chapter 71 of the Private Laws of 1905 relating to the Charter of the city of Concord and the powers of its board of light and water commissioners.

And

S. B. 586, a bill to be entitled An act to regulate the fees of the various justices of the peace of Wayne County.

And

S. B. 584, a bill to be entitled An act relating to sheriff's fees, deputy sheriff's, police officers and all constables in Columbus County.

And

S. B. 561, a bill to be entitled An act to amend Chapter 11 of the Private Laws of 1893 and to clarify and define the corporate limits of the town of Claremont in Catawba County.

And

S. B. 234, a bill to be entitled An act to regulate the purchase of supplies, materials or equipment by counties, cities and towns and to provide for competitive bidding on construction or repair contracts and to amend Chapter 338 of the Public Laws of 1931, and to repeal Chapters 400 and 552, of the Public Laws of 1933.

And

S. B. 580, a bill to be entitled An act to amend Section 2162, Consolidated Statutes in regard to bond of guardian.

And

S. B. 579, a bill to be entitled An act to create a golf commission for the town of Asheboro and to prescribe the duties and power of the same.

And

H. B. 1364, a bill to be entitled An act to amend Section 4428 of the Consolidated Statutes.

And

H. B. 1387, a bill to be entitled An act to provide for the control of the sale and use of intoxicating beverages (other than malt beverages), and to provide for the better enforcement of the provisions of the "Turlington Law" as amended.

And

S. B. 581, a bill to be entitled An act to amend Section 33 of the Consolidated Statutes to allow the Clerk use his discretion in fixing bonds for persons entitled to letters testamentary, etc.

With favorable reports.

And

H. B. 567, a bill to be entitled An act to amend Chapter 236 of the Public Laws of 1933, relating to fishing license.

And

S. B. 435, a bill to be entitled An act to repeal the absentee voters law for Pitt County.

And

S. B. 411, a bill to be entitled An act to regulate and prohibit the sale of certain poisonous drugs in the State of North Carolina.

And

H. B. 1388, a bill to be entitled An act amending Section 4018 of the Consolidated Statutes of North Carolina by the addition of another section designated as Section (b) and relating to the protection of the estates of minor wards.

And

S. B. 543, a bill to be entitled An act to repeal the absentee voters law in primaries for Polk County.

With unfavorable reports.

And

H. B. 1389, a bill to be entitled An act to provide that any person who shall be upon any highway in the county of Craven in a drunken condition shall be guilty of a misdemeanor.

With a favorable report.

On motion of Mr. Ward the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1397, a bill to be entitled An act to appoint R. H. Jones a Justice of the Peace for Franklinton Township, Franklin County, North Carolina.

With a favorable report as amended.

On motion of Mr. Lumpkin the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

S. B. 555, a bill to be entitled An act to permit the sale and use of hog cholera virus in Pitt County under certain conditions.

With a favorable report.

On motion of Mr. Paylor the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

And

S. B. 575, a bill to be entitled An act providing for the appointment of a tax collector for the county of Granville.

With a favorable report.

On motion of Mr. Royster the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

And

S. B. 536, a bill to be entitled An act to require the Fire Department of the city of Reidsville and the members thereof to be subject to civil service examination.

With a favorable report.

On motion of Mr. Lindsey the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

And

S. B. 582, a bill to be entitled An act to amend Sections 2649, 2652, 2655 and 2661 of the Consolidated Statutes.

With a favorable report.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

And

H. B. 1402, a bill to be entitled An act to permit the purchaser of wines or other alcoholic beverages, when purchased legally and for the purchaser's

personal use or that of his bona fide guests, to transport same to his own home or usual place of abode or temporary residence.

The bill is reported without prejudice.

And

S. B. 488, a bill to be entitled An act to regulate the fees of Clerks of the Superior Court.

The bill is reported without prejudice as amended.

By Mr. Sparger, for the Committee on Elections and Election Laws.

H. B. 883, a bill to be entitled An act to repeal Sections 5960 through Section 5968, inclusive, of the Consolidated Statutes of North Carolina, relating to election of county officials and members of the legislature in Rutherford County.

And

S. B. 256, a bill to be entitled An act requiring the governing body and election officials of the town of Murphy, Cherokee County to hereafter comply with the general election laws of North Carolina in calling and holding elections for the election of Mayor and members of the Board of Aldermen.

And

H. B. 1178, a bill to be entitled An act to amend Sections 5960 to 5968 inclusive, of the Consolidated Statutes, exempting Macon County from the absentee voters law.

With unfavorable reports.

And

H. B. 1090, a bill to be entitled An act to amend Section 6022, Consolidated Statutes of North Carolina, relating to the time for filing notice of candidacy in primaries.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

H. B. 1105, a bill to be entitled An act to amend Consolidated Statutes 5960 relating to the election law applicable only to Graham County.

And

H. B. 1304, a bill to be entitled An act to repeal the absentee ballot law in all primary elections in North Carolina.

And

S. B. 492, a bill to be entitled An act to district Cherokee County for the purpose of the nomination and election of members of the Board of County Commissioners.

With favorable reports.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered:

H. B. 337, a bill to be entitled An act to provide a rental system for textbooks used in the Public Schools of the State and to promote economy and efficiency in the adoption of textbooks.

H. B. 1273, a bill to be entitled An act to authorize the Council of the State of North Carolina to issue bonds in the sum of one million dollars, the pro-

ceeds thereof to be used by the Council of State in building additional buildings and provide equipment for the State Hospitals for the Insane or Feebleminded.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Pickens: H. B. 1404, a bill to be entitled An act to amend H. B. 1324, entitled "An Act to amend H. B. 652, entitled 'An Act to amend Section 2, Chapter 560, Public Laws of 1933, relating to sales of real estate for taxes; ratified April 25, 1935, so as to exempt Guilford County and the municipalities therein,' ratified May 7, 1935, so as to exempt the town of Gibsonville from the provisions of said H. B. 1324."

On motion of Mr. Pickens the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Barnes: H. B. 1405, a bill to be entitled An act to validate all sales for taxes made by the tax collector of the town of Lucama, Wilson County, North Carolina.

On motion of Mr. Barnes the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Klutz: H. B. 1406, a bill to be entitled An act to provide for the election of trustees for the Maiden City Administration School Unit.

Referred to the Committee on Calendar.

By Mr. McCall: H. B. 1407, a bill to be entitled An act for the aid of World War Veterans and veterans of Foreign Wars in Robeson County.

Referred to the Committee on Calendar.

By Mr. Paylor: H. B. 1408, a bill to be entitled An act regulating the election of the Mayor and Commissioners of the town of Farmville, Pitt County.

On motion of Mr. Paylor the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Blount of Beaufort: H. B. 1409, a bill to be entitled An act to amend H. B. 781 as amended by H. B. 1135, entitled "A bill to be entitled An Act to relieve the taxpayers of Beaufort County," ratified March 26, 1935, and April 29, 1935.

On motion of Mr. Blount the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Klutz: H. B. 1410, a bill to be entitled An act to appoint Justices of the Peace for Catawba County.

Referred to the Committee on Calendar.

By Mr. Sullivan: H. B. 1411, a bill to be entitled An act empowering the governing body of the city of Asheville to refund to the Calvary Baptist Church certain funds paid for street improvements.

On motion of Mr. Sullivan the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Page: H. B. 1412, a bill to be entitled An act to repeal certain provisions of Section 1681 of the Consolidated Statutes relating to compensation for damages done by dogs in Bladen County.

On motion of Mr. Page, the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Klutz: H. B. 1413, a bill to be entitled An act relating to foreclosure proceedings in Catawba County and the town of Maiden, North Carolina.

Referred to the Committee on Calendar.

By Messrs. McCall, McEachern, McQueen, Clegg and Gibson: H. B. 1414, a bill to be entitled An act to amend Chapter 1, Public Laws of 1923, by providing for the perpetuation of the ancient and honored custom of the "wee deoch-au-dorus" in the counties of Bladen, Columbus, Cumberland, Moore, Robeson, Scotland and Hoke.

On motion of Mr. McCall the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 596, a bill to be entitled An act relating to the election laws in Halifax County.

On motion of Mr. Thorne the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 577, a bill to be entitled An act authorizing the Board of County Commissioners of Durham County to levy additional tax for the maintenance of the poor, etc.

Placed on the Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1133, a bill to be entitled An act to aid general hospitals in North Carolina caring for indigent patients and operating training schools for nurses.

Having been recalled from the Enrolling Office, on motion of Mr. Ervin the vote by which the House concurred in the Senate amendment is reconsidered, and the bill remains on the Calendar for concurrence in the Senate amendment.

On motion of Mr. Ervin the House fails to concur in the Senate amendment and a Conference is asked for. The Speaker appoints as a Conference Committee on the part of the House, Messrs. Morphew, Cherry and Ervin, and the Senate is so notified.

S. B. 262, a bill to be entitled An act to regulate the practice of journeymen plumbers and steamfitters.

On motion of Mr. Bailey the bill is laid on the table.

S. B. 519, a bill to be entitled An act to permit Duplin County to condemn land adjacent to its Courthouse Square.

Passes its second and third readings and is ordered enrolled.

S. B. 311, a bill to be entitled An act authorizing the County Commissioners of Duplin County and the Commissioners of the several cities and towns of Duplin County to make adjustments with delinquent taxpayers.

Passes its second and third readings and is ordered enrolled.

H. B. 1206, a bill to be entitled An act to amend Section 1681 of the Consolidated Statutes relating to the payment of damages done by dogs in Madison County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 75, a bill to be entitled An act to amend Chapter 386 of the Public Laws of 1909 and fixing the fees of the trial Justices and Prosecuting Attorney for the Rowan County Court.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 511, a bill to be entitled An act to repeal Chapter 265 of Public-Local Laws of 1933, relating to salaries of public officers in Granville County.

Passes its second and third readings and is ordered enrolled.

H. B. 987, a bill to be entitled An act to authorize the Board of Commissioners of Alexander County to issue refunding bonds to refund principal or interest principal and interest of certain outstanding bonds and to issue funding bonds or notes to fund outstanding notes and to levy a tax for the payment of principal and interest of same and setting aside certain tax levies for debt service to be applied to interest payments.

For concurrence in the Senate amendment.

On motion of Mr. Hatcher the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1403, a bill to be entitled An act authorizing the Board of Education of Forsyth County to provide supplemental funds for operating schools of Forsyth County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Cook, Crabtree, Cross, Davis, Day, Dees, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Gibson, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Sullivan, Tatem, Thomas of Anson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Hyde, Woodall—78.

Those voting in the negative are: None.

S. B. 282, a bill to be entitled An act to authorize the Board of County Commissioners of Guilford County to levy a special tax for the support and maintenance of the poor and the operation of the County Welfare Department.

As amended, the bill passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Cook, Crabtree, Cross, Davis, Day, Dees, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Gibson, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Sullivan, Tatem, Thomas of Anson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Hyde, Woodall—78.

Those voting in the negative are: None.

S. B. 574, a bill to be entitled An act to amend Chapter 49, Private Laws of 1924, being An Act to amend the Charter of the town of Gatesville.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barnes, Bean, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Cook, Crabtree, Cross, Davis, Day, Dees, Douglass, Dowtin, Eagles, Ervin, Falkner, Farrell, Fenner, Gardner, Gibson, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jonas, Jones, Kendrick, Klutz, Lee, Leggett, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Sullivan, Tatem, Thomas of Anson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Hyde, Woodall—78.

Those voting in the negative are: None.

H. B. 1400, a bill to be entitled An act to provide for the issuance of school district refunding and funding bonds.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Bailey, Barbee, Barker, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Crabtree, Cross, Davis, Day, Dobson, Douglass, Dowtin, Farrell, Fenner, Funderburk, Gardner, Gibson, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jones, Kendrick, Leggett, Lindsey, Lumpkin, Mitchell, Morphew, McCall, McDonald, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Warden, Woodall—72.

Those voting in the negative are: None.

S. B. 392, a bill to be entitled An act to amend existing game laws of North Carolina so as to provide a more adequate and uniform method of management and control of our wild life resources.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Pitt, Bowers, Bowie, Bryson, Cooper, Cross, Davis, Day, Dobson, Dowtin, Eagles, Ervin, Fenner, Funderburk, Gardner, Gibson, Hatcher, Hauser, Henry, Horton, Howard, Jonas, Lee, Lindsey, Mitchell, Morphew, McCall, McEachern, McQueen, O'Berry, Palmer, Paylor, Peterson, Rasberry, Ray, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Tonissen, Uzzell, Vann, Wade, Ward, Woodall—64.

Those voting in the negative are: Messrs. Abernathy, Blount of Beaufort, Brock, Brown, Carr, Douglass, Falkner, Farrell, Hyde, Kendrick, Klutz, Leggett, Norwood, Pickens, Rouse, Thorne, Warden, Williams of Hyde—18.

The following pair is announced:

Mr. Thompson of Wake with Mr. Alspaugh. Were Mr. Alspaugh present he would vote "aye." Mr. Thompson would vote "no."

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1082. A Joint Resolution authorizing the printing of the Legislative Committee's report on unemployment insurance.

S. B. 40. An Act to amend Section 1744 of the North Carolina Code relating to procedure for sale of property in which there are remainders to uncertain persons.

S. B. 244. An Act to protect the property of public libraries and other agencies from malicious injury.

S. B. 255. An Act to amend the State Highway Law with respect to light traffic roads.

S. B. 374. An Act to amend the Municipal Finance Act and the County Finance Act in relation to funding, refunding, renewing or extending the time for payment of outstanding indebtedness.

S. B. 397. An Act to provide compensation to Roy McIntyre, George Clive McIntyre, James Everett Hamilton, Alta Christenbury, or to the parents of those children who were killed and injured while riding on a school bus to the Uwharrie Public School in Montgomery County.

S. B. 499. An Act to amend Chapter 528 Public-Local Laws, 1933 relating to the salary of the deputy sheriff of Columbus County.

S. B. 487. An Act to fix the fees of the Sheriff of New Hanover County in certain cases.

S. B. 496. An Act to amend Section 8, Chapter 634, Public-Local Laws of 1915 increasing the compensation of jurors in Recorder's Court in Robeson County to one dollar each per day.

S. B. 520. An Act to fix the salary of the Secretary of State of North Carolina.

S. B. 525. An Act relating to the foreclosure of tax sales certificates in the county of McDowell.

S. B. 560. An Act to authorize the Board of Education and the Board of Commissioners of Duplin County to make certain expenditures from the current expense fund of the county.

S. B. 573. An Act limiting the term of office of Dennis Mason, a member of the Board of Education of Carteret County.

H. B. 33. An Act to make appropriations for the maintenance of the State's Departments, Bureaus, Institutions, and Agencies, and for other purposes.

H. B. 260. An Act to protect the Custodial State Institutions in the care of their wards.

H. B. 341. An Act to authorize the Commissioners of Pasquotank County to defer sales of real estate for unpaid taxes not exceeding five dollars.

H. B. 631. An Act authorizing the officers of the town of Lake Lure to buy in and retire certain outstanding bonds of the town of Lake Lure.

H. B. 632. An Act to repeal Chapter 221, Public-Local Laws, 1933, entitled "An Act to appoint a board of revaluation and review in Yancey County" and Chapter 340, Public-Local Laws, 1933, amendatory thereto, and all other amendatory acts thereto.

H. B. 680. An Act to repeal the absentee ballot law for Alleghany County in certain cases, and to require a new registration of voters.

H. B. 687. An Act to amend Chapter 516 of the Public-Local Laws of 1933 relating to Caswell County.

H. B. 696. An Act to amend Section 1508 of the Consolidated Statutes, relating to constable or other lawful officer, fees for summoning jurors.

H. B. 721. An Act to authorize the town of Walnut Cove to accept certain bonds in payment of taxes, special assessments and other dues.

H. B. 733. An Act to transfer Mrs. Annie J. Norman, widow of a Confederate Veteran, of Surry County from class "B" to class "A" on the Confederate Pension Roll.

H. B. 770. An Act to amend Chapter 148 of the Public Laws of 1927 and Acts amendatory thereof relating to traffic laws, so as to make this law conform more nearly with the uniform traffic code.

H. B. 776. An Act to amend Sections 5960 to 5968, inclusive, of the Consolidated Statutes exempting Sampson County from the absentee voters law.

H. B. 799. An Act to amend Chapter 241, Public-Local Laws, 1927, as amended, being An Act to define, regulate and license real estate brokers and real estate salesmen: to create a State real estate commission and to provide a penalty for a violation of the provisions hereof.

H. B. 863. An Act to eliminate contradictions in Section 8037 of Consolidated Statutes of North Carolina and to make definite the time within which suits may be brought for the foreclosure of tax certificates.

H. B. 870. An Act to empower the governing body of Farmville, Pitt County, to relieve churches of paving assessments. (Applicable also to the towns of Ahoskie, Hertford County, and Columbia, Tyrrell County.)

H. B. 943. An Act to authorize the Commissioners of the city of Hendersonville and the Board of Water Commissioners of the city of Hendersonville to refund the Immaculate Conception Catholic Church of Hendersonville for street and/or sewer assessments paid by it.

H. B. 989. An Act to authorize the Board of County Commissioners of Iredell County to adjust all unpaid taxes prior to the year 1934.

H. B. 1000. An Act permitting the North Carolina Rural Rehabilitation Corporation to accept and receive loans, gifts and other assistance from the United States Government and other agencies.

H. B. 1023. An Act to amend Section 5 of Chapter 319 of the Public Laws of 1933 permitting the manufacture of 5 per cent beer.

H. B. 1042. An Act to amend Chapter 490, Public Laws of 1933, relating to delinquent children of the Indian race.

H. B. 1043. An Act to protect from injury land under option by the Federal Government.

H. B. 1046. An Act to amend H. B. 243, same being "An Act to regulate and control the practice of photography" ratified April 4, 1935.

H. B. 1072. An Act to amend Section 2 of Chapter 245, Public Laws of the year 1933, as applied to Alamance County.

H. B. 1085. An Act to authorize and direct the Tax Collector of Carteret County to accept certain county vouchers or notes in payment of taxes.

H. B. 1086. An Act to amend Section 1 of Section 1114 of the Consolidated Statutes of North Carolina relating to the name of corporations.

H. B. 1089. An Act to facilitate the procedure for bringing tax foreclosure suits.

H. B. 1091. An Act to permit the County Commissioners of Beaufort County to fix the date of Sheriff's sales of lands for failure to pay taxes.

H. B. 1188. An Act to repeal Chapter 162 of the Public-Local Laws of 1931, being "An Act to prevent the erection of a new Courthouse in Davidson County without a vote of the people."

H. B. 1111. An Act to authorize the abolishment of tolls on the Roanoke Sound Bridge in Dare County.

H. B. 1204. An Act to exempt a certain park in Davie County from County and Town Taxes, and to provide for the protection of the same.

H. B. 1220. An Act to enlarge the time for foreclosure of tax sales certificates issued to Wilson County in all cases where taxes are less than fifteen dollars.

H. B. 1227. An Act to enable Mecklenburg County to install a permanent system of listing real property by eliminating the necessity for the tax-

payer to sign tax scroll under oath and to eliminate the necessity for furnishing names and addresses of lien holders.

H. B. 1248. An Act to authorize and empower the Commissioners of the town of Robbinsville to make reduction and adjustments in the rate of interest on tax sale certificates held by the town of Robbinsville for the years 1929 to 1933, inclusive.

H. B. 1251. An Act to amend Chapter 118 of the Private Laws of 1925, relative to the city of Wilmington.

H. B. 1286. An Act authorizing the County Commissioners of Caldwell County and/or the governing body of any municipality in said county, taxpayers as to penalties, interest and cost.

H. B. 1308. An Act to regulate the closing of filling stations and places of business on Sunday in Hyde County.

H. B. 1311. An Act to empower the County Commissioners of Wilson County to make an annual appropration to the Wilson Chamber of Commerce not exceeding two hundred and fifty dollars.

H. B. 1314. An Act to amend the Charter of the town of Morganton, as contained in Chapter 104 of Private Laws of 1913, and acts amendatory thereof, relating to the J. Frederick Kistler Airport.

H. B. 1322. An Act validating sales of land for taxes in the town of Garysburg, Northampton County, from January 1, 1930, to December 5, 1935.

H. B. 1323. An Act, supplemental to An Act, being An Act authorizing the County Commissioners of Columbus County to make adjustments with delinquent taxpayers as to penalties, interest and cost, and being H. B. No. 926, so that said Act may apply to the counties of Caswell, Haywood and Jones.

H. B. 1330. An Act to clarify the election laws of the town of Sanford, North Caroina.

S. B. 8. An Act to repeal Sections 5960-5968 of the Consolidated Statutes, and all amendments thereto, relating to the absentee ballot law.

S. B. 194. An Act to increase the number of the State Highway Patrol, and to define and prescribe its duties and supervision, and to amend Chapter 218, Public Laws of 1929 as amended by Chapter 381, Public Laws of 1931, and by Chapter 214, Public Laws of 1933, relating to the State Highway Patrol, and to provide a State-wide radio system to be used in connection with the enforcement of the criminal laws of the State.

S. B. 583. An Act to provide for regulations so as to prohibit unfair trade practices in the administration of the general retail sales tax law, and to authorize the Commissioner of Revenue to make regulations governing the collection of the tax.

H. B. 480. An Act to amend Chapter 33 Public-Local Laws of 1933, providing for the election of the Judge of the Recorder's Court of Rutherford County.

H. B. 496. An Act to provide for the safety of life and property and to create a board of boiler rules which shall formulate rules and regulations for the safe construction, use and operation of steam boilers; to provide for the enforcement of the rules and regulations of the board of boiler rules; to provide for the inspection of steam boilers and the fees to be charged

for same; and to provide a penalty for the violation of the provisions of this Act.

H. B. 545. An Act validating judgments for delinquent taxes and street assessments in Mecklenburg County and city of Charlotte. (Applicable also to Stokes County and all municipalities therein.)

H. B. 679. An Act to amend Sections 5960-5968, inclusive, of the Consolidated Statutes exempting Davie County from the absentee voters law.

H. B. 683. An Act to provide for an excise tax on all oleomargarine not containing certain ingredients; providing for the placing of stamps evidencing payment of said tax and providing offenses, fines and punishment.

H. B. 734. An Act to prohibit fishing in the waters of Shuler's Creek in Cherokee County, North Carolina.

H. B. 859. An Act to validate bonds issued by the town of East Flat Rock.

H. B. 956. An Act to provide for licensing threshers in North Carolina and securing reports on the amounts threshed.

H. B. 971. An Act to amend Chapter 441, Public Laws of North Carolina, Session of 1931, relating to special levies in certain counties.

H. B. 993. An Act to authorize the Commissioners of the city of Hendersonville and the Board of Water Commissioners of the city of Hendersonville to refund the Seventh Day Adventist Church of Hendersonville for street and water and/or sewer assessments paid by it.

H. B. 1145. An Act authorizing the lease of school property in Buncombe County not necessary for school purposes.

H. B. 1352. An Act to appoint T. H. Morgan a Justice of the Peace for Gold Hill Township, Rowan County.

H. B. 762. An Act to validate certain sales and certificates issued in pursuance thereof and to validate foreclosure proceedings instituted upon certificates of sale and to authorize extension of foreclosure proceedings.

H. B. 795. An Act to authorize the transfer or gift from the State of North Carolina to the Federal Government of certain lands to be acquired near Cape Hatteras and along the North Carolina banks in that vicinity and to transfer other state-owned lands for uses as a National Park.

H. B. 932. An Act to amend Section 3893, of the Consolidated Statutes.

H. B. 1136. An Act to validate the terms of office and acts of the present mayor and board of commissioners of the town of Trenton, and to provide for collection of delinquent taxes, and other purposes.

H. B. 1201. An Act to amend the Local Government Law relating to issuing and selling Courthouse bonds in Graham County.

H. B. 1215. An Act strengthening the Australian Ballot in Wilson County.

H. B. 1223. An Act to amend Chapter 268 of the Public-Local Laws of North Carolina, Session 1911, entitled "An Act to drain the lowlands of Crowder's Creek and its tributaries in Gaston County.

H. B. 1224. An Act to amend Section 6318 of the Consolidated Statutes of 1919 providing for the collection of expenses of examinations of insurance companies.

H. B. 1225. An Act to submit to the qualified voters of the town of Rowland the question of levying an annual tax of ten cents on each one

hundred dollars ($100.00) valuation on all property in said town for maintaining the Rowland Public Library and purchasing books and supplies therefor.

H. B. 1239. An Act relating to inebriates in New Hanover County.

H. B. 1244. An Act for the relief of Iredell-Rowan County Drainage District No. 1.

H. B. 1253. An Act to prohibit the sale of the Higgins Schoolhouse Property, Higgins, North Carolina, and to dedicate the same for a public recreational ground and park.

H. B. 1265. An Act incorporating the town of Canter Hill, Chowan County.

H. B. 1282. An Act to validate certain sales of land for taxes and certificates issued in pursuance thereof in the town of North Wilkesboro.

H. B. 1297. An Act to authorize the city of New Bern to fund and refund certain outstanding notes and bonds.

H. B. 1216. An Act to repeal all laws permitting absentee voting in primaries in Wilson County.

H. B. 1324. An Act to amend House Bill 652, entitled "An Act to amend Section 2, Chapter 560, Public Laws of 1933, relating to sales of real estate for taxes," ratified April 25, 1935, so as to exempt Guilford County and the municipalities therein.

H. B. 1328. An Act to amend House Bill 601, being An Act providing for the appointment of a tax supervisor of Haywood County, and regulating his salary, and prescribing his duties; and providing for a bookkeeping system in tax office, and audit thereof; and separating the office of sheriff and tax supervisor and collector and ratified March 27, 1935.

H. B. 1333. An Act providing for rotating grand juries in Hoke County.

H. B. 1334. An Act to amend Chapter 245 of the Public-Local Laws of the Session of 1933, relating to the Recorder's Court of Thomasville.

H. B. 1337. An Act amending Chapter 276 Public-Local Laws of the Session of 1933, relating to judgments for delinquent taxes and street assessments.

H. B. 1338. An Act amending Chapter 427 Public Laws of the Session of 1933, being An Act to exempt Mecklenburg County from application of the provisions of the tax foreclosure act and tax sales certificates refunding Act of 1933, and amending Senate Bill No. 175 designated as Chapter 276 Public-Local Laws of 1933.

H. B. 1347. An Act to bring Morehead City, the town of Beaufort and Atlantic Beach, in Carteret County, Albemarle, in Stanly County; Southern Pines, and the village of Pinehurst, in Moore County and certain communities and municipalites in New Hanover County, within the purview and provisions of Chapter 52, Public Laws of 1931.

H. B. 1353. An Act validating the listing of property for town taxes in the town of Jamesville, Martin County.

H. B. 1355. An Act to regulate the fees of the various Justices of the Peace of Rockingham County.

H. B. 1356. An Act granting the Municipal Authorities of the town of Leaksville, power to extend water and sewer lines outside the corporate limits.

H. B. 1357. An Act to amend the Charter of the city of Washington.

H. B. 1370. An Act supplemental and amendatory to House Bill 297, same being "An Act to aid the collection of back taxes in the city of Hendersonville," ratified March 19, 1935.

S. B. 571. An Act to relieve the taxpayers of Lenoir County.

On motion of Mr. Harris the House takes a recess until two o'clock, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
TUESDAY, May 7, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Jones: H. B. 1415, a bill to be entitled An act to amend Chapter 34, Public-Local Laws of 1933, relative to per diem of the Chairman of the County Board of Commissioners of Swain County.

On motion of Mr. Jones the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Hatcher, Scholl, Cherry, Blount of Beaufort, Davis, Cook and Barnes: H. B. 1416, a bill to be entitled An act to amend Section 6865 of the Consolidated Statutes relative to pay for service of the National Guard.

Placed on the Calendar.

And

H. B. 1417, a bill to be entitled An act to amend Section 6829 of the Consolidated Statutes relative to powers of courts-martial.

Placed on the Calendar.

And

H. B. 1418, a bill to be entitled An act to amend Section 6864 of the Consolidated Statutes relative to pay of militia.

Placed on the Calendar.

By Mr. Sherard: H. B. 1419, a bill to be entitled An act to amend H. B. 942, entitled "A bill to be entitled An act to aid the collection of back taxes for the town of Laurel Park in Henderson County," ratified May 4, 1935.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Woodall and Lee: H. B. 1420, a bill to be entitled An act to promote and facilitate the collection of taxes in Johnston County.

On motion of Mr. Woodall the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Bryant, Ward, Blount of Beaufort, Sparger, Johnson, Uzzell, Jonas, Cherry, Bowie: H. B. 1421, a bill to be entitled An act to amend the Statutes relating to peremptory challenges of jurors.

On motion of Mr. Bryant the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Bryant and Barker: H. B. 1422, a bill to be entitled An act to abolish the right of trial by jury in the Recorder's Court of Durham County.

On motion of Mr. Bryant the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Palmer, Uzzell and McDonald: H. R. 1423, a joint resolution to expedite the bringing of the 1935 Session of the General Assembly to a close.

On motion of Mr. Palmer the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Harris and Palmer: H. R. 1424, a joint resolution by the General Assembly of North Carolina, providing for adjournment on May 10, 1935.

On motion of Mr. Harris the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cooper: H. B. 1425, a bill to be entitled An act to amend Chapter 316 of the Public-Local Laws of North Carolina, 1913 Session relating to the health department of the city of Wilmington, county of New Hanover.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1426, a bill to be entitled An act supplemental to H. B. No. 784, the same being An Act relating to the fees of witnesses.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sparger: H. B. 1427, a bill to be entitled An act to validate tax sales made on dates subsequent to time fixed by Statute and to provide for the foreclosure of tax liens in actions on tax certificates and otherwise.

On motion of Mr. Sparger the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Johnson: H. R. 1428, a joint resolution to pay the expenses of the joint subcommittee attending the Legislative Conference at Columbia, South Carolina.

On motion of Mr. Johnson the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Barbee and Eagles: H. B. 1429, a bill to be entitled An act to appoint O. J. Nye of Edgecombe County and M. E. Whitehead of Northampton County, Justices of the Peace in their respective Counties.

On motion of Mr. Barbee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Bryant: H. B. 1430, a bill to be entitled An act to amend Committee Substitute for H. B. No. 32, entitled "A bill to be entitled An act to raise revenue."

Referred to the Committee on Calendar.

By Mr. Williams of Hyde: H. B. 1431, a bill to be entitled An act relating to the preparation of tax assessments in Hyde County.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1432, a bill to be entitled An act to amend H. B. 1015 entitled "An Act to relieve the taxpayers of Hyde County," ratified April 17, 1935.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1463, a bill to be entitled An act to amend Section 1608 of the Consolidated Statutes, Volume III, relative to County Recorder's Court in Hyde County.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Barker and Bryant: H. B. 1434, a bill to be entitled An act to prohibit the manufacture or sale of beer and wine within one mile of the center of the village of Bahama, Mangum Township, Durham County.

On motion of Mr. Barker the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Spruill: H. B. 1435, a bill to be entitled An act to designate Salmon Creek in Bertie County as commercial waters for the purpose of fishing during certain seasons.

On motion of Mr. Spruill the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Dr. Carr: H. R. 1436, a joint resolution to appoint a committee to investigate the high and unreasonable retail prices of fertilizers.

Referred to the Committee on Agriculture.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 413, a bill to be entitled An act to require bottling plants and soft drink places to be operated in a sanitary condition.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 404, a bill to be entitled An act to amend Section 1659 of the Consolidated Statutes of North Carolina and all acts amendatory thereto, relative to grounds for divorce.

On motion of Mr. Bryant the bill is laid on the table.

S. B. 277, a bill to be entitled An act to provide for a study of jail conditions in North Carolina and the laws relating to the management of jails.

On motion of Mr. Bowie the bill is laid on the table.

S. B. 358, a bill to be entitled An act to prohibit the appointment of or service by any person as a police officer who has been convicted of a felony.

On motion of Mr. Sparger the bill is laid on the table.

H. B. 1361, a bill to be entitled An act relative to the appointment of guardians.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1365, a bill to be entitled An act to amend Section 2588 of the Consolidated Statutes of North Carolina relating to the advertisement of real estate for sale under mortgages and deeds of trust.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1373, a bill to be entitled An act to amend Chapters 385 and 481 of the Public Laws of 1933, relating to the North Carolina State Thrift Society.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1026, a bill to be entitled An act providing for the creation of small loan agencies and for the business of making small loans and creating the "Bureau of Small Loan Agencies."

There being a minority report attached to the bill the question now recurs upon the adoption of said report.

The minority report fails of adoption, the bill thereby going to the unfavorable Calendar.

H. B. 912, a bill to be entitled An act to require the Department of Highways and Public Works to construct drains and necessary crossing where side roads enter the highway, and to construct and restore necessary connections with roads entering the highway where such connection has been destroyed by construction or repair of said highway.

On motion of Mr. Fenner the bill is laid on the table.

H. B. 741, a bill to be entitled An act to repeal Section 7, Chapter 116, Public Laws of 1919, Section 1681 of the Consolidated Statutes relating to the application of direct tax in Cumberland County.

For concurrence in the Senate amendment.

On motion of Mr. McQueen the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 528, a bill to be entitled An act to repeal the absentee ballot law for Union County.

On motion of Mr. Funderburk, consideration of the bill is postponed indefinitely.

S. B. 579, a bill to be entitled An act to create a golf commission for the town of Asheboro, and to prescribe the duties and power of the same.

Passes its second and third readings and is ordered enrolled.

S. B. 584, a bill to be entitled An act relating to sheriff's fees, deputy sheriff's, police officers and all constables in Columbus County.

Passes its second and third readings and is ordered enrolled.

S. B. 586, a bill to be entitled An act to regulate the fees of the various justices of the peace of Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 613, a bill to be entitled An act to close the session for deer, wild turkey and ringnecked pheasants in Surry, Wilkes, Alleghany and Yadkin counties.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1105, a bill to be entitled An act to amend Consolidated Statutes 5960 relating to the election law applicable only to Graham County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1255, a bill to be entitled An act to prohibit the setting of steel traps in Nash County.

On motion of Mr. Lindsey the bill is recommitted to the Committee on Game.

H. B. 1256, a bill to be entitled An act to amend Section 1864 of the Consolidated Statutes relating to depredations of domestic fowls in certain counties by adding Nash County.

On motion of Mr. Lindsey the bill is recommitted to the Game Committee.

H. B. 1385, a bill to be entitled An act to amend Chapter 71 of the Private Laws of 1905, relating to the Charter of the city of Concord and the powers of its board of light and water commissioners.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 435, a bill to be entitled An act to repeal the absentee voters law for Pitt County.

As amended, the bill passes its second and third readings and is ordered sent for concurrence in the House amendment.

H. B. 124, a bill to be entitled An act to prohibit the setting of steel traps in Martin County.

On motion of Mr. Horton consideration of the bill is postponed indefinitely.

H. B. 919, a bill to be entitled An act to provide for a closed season for two years for hunting quail or partridge in Crabtree Township, Haywood County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1020, a bill to be entitled An act for the protection of fox in Haywood County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 538, a bill to be entitled An act to amend Chapter 181 of the Public Laws of 1933, being An act to allow the counties, municipalities and other governing agencies to refund tax sales certificates.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers,

Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Fenner, Funderburk, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Henry, Howard, Hyde, Jones, Klutz, Leggett, Lindsey, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Woodall—79.

Those voting in the negative are: None.

S. B. 547, a bill to be entitled An act to validate the creation of sanitary districts and the official acts of their officers in authorizing the issue of sale of bonds.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Cooper, Crabtree, Cross, Davis, Day, Douglass, Dowtin, Eagles, Falkner, Fenner, Funderburk, Gardner, Garrell, Harris, Hatcher, Hauser, Henry, Howard, Hyde, Jones, Klutz, Mitchell, McCall, Norwood, O'Berry, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stevens, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Tonissen, Uzzell, Vann, Wade, Woodall—68.

Those voting in the negative are: Messrs. Leggett, Lindsey—2.

On motion of Mr. Harris the House adjourns and will meet tomorrow at ten o'clock, a.m.

ONE HUNDRED THIRD DAY

HOUSE OF REPRESENTATIVES,
WEDNESDAY, May 8, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend Phillip Swartz of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Dr. McDonald, Martha Ray Lumpkin and Margaret Katherine Lumpkin, daughters of Representative Lumpkin of Franklin County, are made honorary pages of the House.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Morphew, for the Committee on Judiciary No. 1.

S. B. 322, a bill to be entitled An act to amend Section 76 of the Consolidated Statutes relating to the sale of real property by heirs or devisees.

With an unfavorable report as to bill, favorable as to Committee Substitute.

On motion of Mr. Morphew the House Committee Substitute for the Senate Bill is adopted.

Passes its second and third readings and is sent to the Senate for adoption of the House Substitute.

By Mr. Uzzell, for the Committee on Calendar.

H. B. 1395, a bill to be entitled An act to amend Chapter 71 of the Public Laws of 1931 relating to burial associations and assessment insurance associations doing business in Wake County.

And

H. B. 1407, a bill to be entitled An act for the aid of World War Veterans and Veterans of Foreign Wars in Robeson County.

With unfavorable reports.

And

H. B. 1406, a bill to be entitled An act to provide for the election of trustees for the Maiden City Administrative School Unit.

And

H. B. 1410, a bill to be entitled An act to appoint Justices of the Peace for Catawba County.

And

H. B. 1413, a bill to be entitled An act relating to foreclosure proceedings in Catawba County and the town of Maiden, North Carolina.

And

S. B. 352, a bill to be entitled An act to amend Chapter 365 of the Public-Local Laws of 1919, relating to fees of officers in Iredell County.

And

H. B. 1430, a bill to be entitled An Act to amend Committee Substitute for House Bill 32, entitled "A bill to be entitled An Act to raise revenue."

With favorable reports.

By Mr. Harris, for the Committee on Education.

H. B. 1092, a bill to be entitled An act relating to the appointment of district school committee and advisory school committee in Harnett County.

With an unfavorable report.

And

S. B. 309, a bill to be entitled An act to facilitate the operation of a free textbook or textbook loan plan in the public schools of State of North Carolina.

With a favorable report.

By Mr. Sullivan, for the Committee on Judiciary No. 2.

S. B. 325, a bill to be entitled An act to prohibit the operation of pool and billiard rooms in Swain County.

With an unfavorable report as to bill, favorable as to Committee Substitute.

And

S. B. 316, a bill to be entitled An act relating to the extension of time for payment of special assessments levied by the city of Charlotte and validating assessments not now in litigation.

And

H. B. 815, a bill to be entitled An act to transfer the Division of Weights and Measures to the office of Utilities Commissioner.

And

H. B. 1152, a bill to be entitled An act to repeal Chapter 52, Public Laws of 1931, the same being An Act to create a State-wide Board of Examiners of Plumbing and Heating Contractors, and to license persons engaging in the plumbing and heating contracting business.

And

H. B. 1242, a bill to be entitled An act to require apartment house owners in the city of Wilmington, North Carolina, to install separate electric meters and separate water meters.

And

H. B. 208, a bill to be entitled An act to amend Chapter 523, Public Laws of 1933, providing for the restoration of the Division of Weights and Measures to the Department of Agriculture.

And

H. B. 430, a bill to be entitled An act to amend Chapter 22 of the Consolidated Statutes entitled "Corporations" so as to provide a penalty for failure by a foreign corporation to comply with its terms.

And

H. B. 754, a bill to be entitled An act to amend Chapter 124, Public Laws of 1931, known as the Uniform Criminal Extradition Act.

With unfavorable reports.

And

S. B. 478, a bill to be entitled An act to amend Section 493 Consolidated Statutes of North Carolina.

And

H. B. 638, a bill to be entitled An act authorizing the refunding of taxes erroneously or illegally collected in the county of Guilford.

With favorable reports.

REPORT OF CONFERENCE COMMITTEE ON H. B. 1133

The undersigned Conference Committee, appointed by the Speaker of the House and the President of the Senate to confer on House Bill 1133, desire to report as follows:

Your Committee reports that the House should concur on all the Senate amendments except those amendments sent forward by Senators Bell and Morgan, which amendments except Mecklenburg County and Richmond County from the operation of the said bill.

Your Committee further reports that the Senate should recede from its amendment excepting Mecklenburg County and Richmond County from the operation of said bill.

RIVERS JOHNSON,
W. P. HORTON,
For the Senate.

PAUL R. ERVIN,
R. B. MORPHEW,
R. G. CHERRY,
For the House.

On motion of Mr. Ervin the Conference Report is adopted, and the Senate is so notified to the end that if they adopt a similar report the House will order the bill enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Vann: H. B. 1437, a bill to be entitled An act to repeal the Charter of the town of Tunis, Hertford County.

On motion of Mr. Vann the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Palmer: H. B. 1438, a bill to be entitled An act to amend Chapter 62, Section 3207 of the Consolidated Statutes relating to county officers' statements.

On motion of Mr. Palmer the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Uzzell: H. B. 1439, a bill to be entitled An act to amend H. B. 1352 entitled "A bill to be entitled An act to appoint T. H. Morgan a Justice of the Peace for Gold Hill Township, Rowan County," ratified May 7, 1935.

On motion of Mr. Uzzell the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sentelle: H. R. 1440, a joint resolution to pay the expenses of the Committee from the House of Representatives and the Senate visiting correctional and penal institutions.

On motion of Mr. Sentelle the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cook: H. B. 1441, a bill to be entitled An act to extend the time for the sale of lands for taxes in Alamance County.

On motion of Mr. Cook the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1442, a bill to be entitled An act to amend Section 17 of Chapter 319, Public-Local Laws 1933, relating to tax on beer manufactured in the State.

On motion of Mr. Cook the bill is laid on the table.

By Mr. Barnes: H. B. 1443, a bill to be entitled An act to appoint Guy Bulluck Justice of the Peace for Spring Hill Township, Wilson County, North Carolina.

On motion of Mr. Barnes the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Page: H. B. 1444, a bill to be entitled An act relating to the salary and office of the public health officer of Bladen County.

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Warden: H. B. 1445, a bill to be entitled An act to authorize the Secretary of State to furnish, free of charge, to the Clerk of the Superior Court of Alleghany County for the use of the county, a complete set of North Carolina Supreme Court Reports.

On motion of Mr. Warden the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Dr. Carr: H. B. 1446, a bill to be entitled An act relating to the pay of the Coroner of Duplin County.

On motion of Dr. Carr the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1447, a bill to be entitled An act relating to pay of registrars and poll holders in Duplin County.

On motion of Dr. Carr the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Kendrick: H. B. 1448, a bill to be entitled An act to amend the law relating to the municipal Recorder's Court for the town of Mount Holly.

On motion of Mr. Kendrick the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Brown and Spruill: H. B. 1449, a bill to be entitled An act to permit retail merchants to sell certain non-poisonous domestic remedies in any quantities by weight.

Referred to the Committee on Health.

By Messrs. Scholl, Tonissen and Ervin: H. B. 1450, a bill to be entitled An act to aid private hospitals caring for indigent and charity patients in Mecklenburg County.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Alspaugh, Hauser, and McDonald: H. B. 1451, a bill to be entitled An act to fix the fees of the Clerk of the Superior Court of Forsyth County and of the Clerk of the Forsyth County Court.

On motion of Mr. Alspaugh the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Dobson, by request: H. B. 1452, a bill to be entitled An act designating the Register of Deeds of Yadkin County as county accountant for said county.

On motion of Mr. Dobson the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Clegg: H. B. 1453, a bill to be entitled An act regulating the trapping of game on the lands of another, prohibiting the depredation of domestic fowls and regulating fishing under certain conditions in Moore County.

On motion of Mr. Clegg the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1454, a bill to be entitled An act governing the sale of land for delinquent taxes by the town of Southern Pines.

On motion of Mr. Clegg the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1455, a bill to be entitled An act regulating the salary of the Sheriff of Moore County.

On motion of Mr. Clegg the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1456, a bill to be entitled An act to appoint A. S. Newcomb a Justice of the Peace of Moore County.

On motion of Mr. Clegg the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Harris: H. R. 1457, a joint resolution relative to the death of Mrs. Ida Warren, mother of Representative Joseph H. Warren.

On motion of Mr. Harris the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mrs. Hutchins: H. B. 1458, a bill to be entitled An act to appoint certain justices of the peace for Yancey County.

On motion of Mrs. Hutchins the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Pickens: H. B. 1459, a bill to be entitled An act to restore Sylvian Palmer, Victor Fowler and Walter Bridgman to full rights of citizenship.

On motion of Mr. Pickens the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Gibson: H. B. 1460, a bill to be entitled An act to provide compensation to Marie Sanford Finch and Lucille Allen each for the loss of one eye resulting from injury from experiment conducted by the teacher in Apex High School in Wake County.

Referred to the Committee on Calendar.

By Mr. Williams of Pasquotank: H. B. 1461, a bill to be entitled An act to amend Chapter 226 of the Private Laws of 1927 pertaining to the Charter of the city of Elizabeth City.

Placed on the Calendar.

By Messrs. Mitchell, Palmer, Kendrick, Stone, Cherry, Douglass, and Davis:

H. B. 1462, a bill to be entitled An act to make it unlawful to take a shower bath without being unclad to apply only to members of the General Assembly.

Referred to the Committee on Health.

By Mr. Hatcher: H. B. 1463, a bill to be entitled An act to appoint R. H. Giles a Justice of the Peace in Morganton Township, Burke County.

On motion of Mr. Hatcher the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sentelle: H. B. 1464, a bill to be entitled An act authorizing the State Treasurer to make refund of privilege tax paid by J. E. Clayton of Freeland, North Carolina.

Referred to the Committee on Calendar.

By Mr. Scholl: H. B. 1465, a bill to be entitled An act to put all employees of the city of Charlotte under civil service except the heads of the departments and except those employees now covered by existing civil service laws.

Referred to the Committee on Calendar.

By Messrs. Bryant and Tatem: H. B. 1466, a bill to be entitled An act to authorize aid to be given the construction of public buildings from the contingency and emergency fund.

On motion of Mr. Bryant the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cooper: H. B. 1467, a bill to be entitled An act to require the pensioning of disabled police officers of the city of Wilmington.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1468, a bill to be entitled An act to adjust the schedule B license tax of the Credit Bureau of Carolina, Incorporated, Wilmington, North Carolina, as set out in Chapter 445, Article 2, Section 123 of the Public Laws of 1933.

On motion of Mr. Cooper the bill is laid on the table.

And

H. B. 1469, a bill to be entitled An act to provide an exemption from taxation of twenty-five hundred dollars on the homes of disabled ex-service men.

Referred to the Committee on Calendar.

And

H. B. 1470, a bill to be entitled An act to declare the 12th day of October of each year, commonly known as Columbus Day, to be a public and legal holiday in the State of North Carolina.

Referred to the Committee on Calendar.

And

H. B. 1471, a bill to be entitled An act to amend Chapter 484 Public-Local Laws of 1933 relating to salary of the Recorder of New Hanover County.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1472, a bill to be entitled An act to authorize, empower, and direct the Board of Commissioners of the town of Carolina Beach, Incorporated, to culvert and fill in a certain canal running from Carolina Lake to Myrtle Grove Sound and to pay for same out of the general fund of said town.

On motion of Mr. Cooper the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Klutz: H. B. 1473, a bill to be entitled An act to prevent railroads and employees and agents from placing poison along rights-of-ways in Catawba County.

Referred to the Committee on Calendar.

And

H. B. 1474, a bill to be entitled An act to prohibit killing quail in Catawba County with automatic shotgun.

On motion of Mr. Klutz the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1189, a bill to be entitled An act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor.

For concurrence in the Senate amendments.

On motion of Mr. Harris the House fails to concur in the Senate amendments and a conference is asked for. The Speaker appoints as Conferees on the part of the House Messrs. Harris, Horton, Thomas of Anson, Bean, and McDonald, and the Senate is so notified.

S. B. 568, a bill to be entitled An act to transfer the Division of Inspection of illuminating oils, gasoline, and lubricating oils from the Department of Revenue to the Department of Agriculture.

Referred to the Committee on Calendar.

SPECIAL MESSAGES

SENATE CHAMBER,
May 7, 1935.

Mr. Speaker:

It is so ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Report of the Conferees on H. B. 811, title, "To enlarge the term of office of the several Registers of Deeds of the State," to the end that when similar action is taken by your Body you may order the bill enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above information and the House having adopted a similar report the bill is ordered enrolled.

SENATE CHAMBER,
May 7, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Report of the Conferees on H. B. 462, title, "To license dealers in scrap tobacco," when similar action is taken by your Body you may order the bill enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above information and the House having adopted a similar report the bill is ordered enrolled.

SENATE CHAMBER,
May 7, 1935.

Mr. Speaker:

Pursuant to your notice of non-concurrence in the Senate amendment to H. B. 1133, title, "To aid general hospitals in North Carolina caring for indigent patients and operating training schools for nurses," and request for a conference thereon, the President has appointed as Conferees on the part of the Senate, Senators Horton and Johnson of Duplin to act with a like committee in the part of the House, to the end that the differences existing between the bodies may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk.

SENATE CHAMBER,
May 8, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 1414, title, "To amend Chapter 1, Public Laws of 1923 by providing for the perpetuation of the ancient and honored custom of the 'wee deoch-an-dorus' in the counties

of Bladen, Columbus, Cumberland, Moore, Robeson, Scotland and Hoke," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate, on motion of Mr. Clegg the vote by which the bill passed its third reading is reconsidered.

On motion of Mr. McCall the bill is laid on the table.

STATEMENT BY MEMBER

Statement by W. R. Clegg, Representative from Moore, as to House Bill 1414: The placing of my name on this bill as one of the introducers thereof was without my knowledge, consent or sanction and on my motion same was recalled from the Senate by the gracious action of this House so that my name could be stricken therefrom and Moore County taken therefrom and this written statement is filed as to it with the Clerk for recordation.

This May 8, 1935.

W. R. CLEGG.

S. B. 593, a bill to be entitled An act to establish the right to interest received by the Clerk of the Superior Court of Forsyth County from investments of funds by said Clerk.

On motion of Dr. McDonald the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 595, a bill to be entitled An act to amend Section 3923 of the Consolidated Statutes relating to fees of Justices of the Peace in Orange County.

On motion of Mr. Harris the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 598, a bill to be entitled An act supplemental to An Act, being An Act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense, and being House Bill 179, and ratified on May 4, 1935, relating to the appointment of the Board of Education of Cabarrus County.

On motion of Mr. Harris the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 603, a bill to be entitled An act to amend Chapter 144 of the Public-Local Laws of the Session of 1933, relating to the salaries of Brunswick County officials.

On motion of Mr. Sentelle the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

SPECIAL MESSAGE

SENATE CHAMBER,
May 8, 1935.

Mr. Speaker:

Pursuant to your notice of non-concurrence in the Senate amendments to H. B. 1189, title, "To provide for the administration and operation of a uniform system of public schools in the State for the term of eight months without the levy of an ad valorem tax therefor," and request for a conference thereon, the President has appointed as Conferees on the part of the Senate, Senators Griffin of Chowan, Ramsey and Horton, to act with a like committee on the part of the House to the end that the differences existing between the two Bodies may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk.

ENGROSSED BILLS

Mr. Palmer, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 1365, a bill to be entitled An act to amend Section 2588 of the Consolidated Statutes of North Carolina, relating to the advertisement of real estate for sale under mortgages and deeds of trust.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1416, a bill to be entitled An act to amend Section 6865 of the Consolidated Statutes relative to pay for service of the National Guard.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1417, a bill to be entitled An act to amend Section 6829 of the Consolidated Statutes relative to powers of Courts martial.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1418, a bill to be entitled An act to amend Section 6864 of the Consolidated Statutes relative to pay of the militia.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1387, a bill to be entitled An act to provide for the control of the sale and use of intoxicating beverages (other than malt beverages), and to provide for the better enforcement of the provisions of the "Turlington Law" as amended.

The question now recurs upon the passage of the bill on its second reading.

Upon this question Mr. Ervin calls for the "ayes" and "noes."

The call is sustained and the bill fails to pass its second reading by the following vote.

Those voting in the affirmative are: Messrs. Alspaugh, Barnes, Bender, Blount of Beaufort, Brown, Bryant, Cone, Cooper, Crabtree, Cross, Davis, Day, Dobson, Horton, Lindsay, Lumpkin, Morphew, Palmer, Stevens, Thomas of Harnett, Ward—21.

Those voting in the negative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Barker, Blount of Pitt, Bowie, Brook, Bryson, Carr, Cherry, Clegg, Dees, Douglass, Ervin, Farrell, Fenner, Funderburk, Gardner, Garrell, Gibson, Harris, Hatcher, Hauser, Henry, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Lee, Mitchell, McCall, McDonald, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Pickens, Ray, Rouse, Scholl, Sentelle, Sink, Sparger, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Warden, Williams of Hyde, Woodall—64.

The following pairs are announced:

Mr. Bowers with Mr. White. Were Mr. White present he would vote "aye." Mr. Bowers would vote "no."

Mr. Klutz with Mr. Hobbs. Were Mr. Hobbs present he would vote "aye." Mr. Klutz would vote "no."

Mr. Howard votes "present."

On motion of Dr. Carr the vote by which the bill failed to pass its second reading is reconsidered and that motion is laid on the table.

H. B. 1381, a bill to be entitled An act to authorize the County Boards of Education of the several counties to use collected back taxes to complete and equip school buildings.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

H. B. 1383, a bill to be entitled An act amending Chapter 78 of the Consolidated Statutes of North Carolina by the addition of another section designated as Section 4020 and relating to the protection of the estates of minor wards.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1304, a bill to be entitled An act to repeal the absentee ballot law in all primary elections in North Carolina.

On motion of Mr. Bowie the bill is laid on the table.

H. B. 1343, a bill to be entitled An act to provide for the creation of corporations authorized to issue and sell certificates of indebtedness by first mortgage on real estate.

On motion of Mr. Bowie the bill is laid on the table.

H. B. 1364, a bill to be entitled An act to amend Section 4428 of the Consolidated Statutes.

On motion of Mr. Cherry the bill is laid on the table.

H. B. 1149, a bill to be entitled An act to amend Section 6760, Volume II of the Consolidated Statutes as enacted by Chapter 503 of the Public Laws of 1903, relative to the practice of veterinary medicine and surgery.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1090, a bill to be entitled An act to amend Section 6022, Consolidated Statutes of North Carolina, relating to the time for filing notice of candidacy in primaries.

The Committee Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 1062, a bill to be entitled An act to amend Section 4428, Consolidated Statutes relating to evidence.

On motion of Mr. Hauser the bill is laid on the table.

H. B. 1024, a bill to be entitled An act to prevent dismissal of classroom teachers without cause.

There being a minority report, attached to the bill, the question now recurs upon the adoption of said report.

The minority report is adopted.

An amendment offered by Mr. McDonald is adopted.

As amended, the bill passes its second and third readings and is ordered engrossed and sent to the Senate.

S. B. 570, a bill to be entitled An act validating sales of land for taxes in the county of Robeson or any municipality therein for the years 1933 and 1934.

On motion of Mr. Thompson of Robeson the bill is taken from the Finance Committee and placed upon its immediate passage.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for consurrence in the House amendment.

S. B. 492, a bill to be entitled An act to district Cherokee County for the purpose of the nomination and election of members of the Board of County Commissioners.

On motion of Mr. Hyde the bill is recommitted to the Committee on Elections and Election Laws.

S. B. 561, a bill to be entitled An act to amend Chapter 11 of the Private Laws of 1893, and to clarify and define the corporate limits of the town of Claremont in Catawba County.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Pitt, Bowers, Bowie, Bryant, Bryson, Carr, Cherry, Clegg, Cook, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Jones, Lee, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Warden, Woodall—76. ffl

Those voting in the negative are: Mr. Klutz—1.

H. B. 1400, a bill to be entitled An act to provide for the issuance of school district refunding and funding bonds.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Bowers, Bowie, Bryant, Bryson, Carr, Cherry, Cook, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hutchins,

Hyde, Jonas, Jones, Klutz, Lee, Mitchell, Morphew, McCall, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Wade, Warden, Woodall—76.

Those voting in the negative are: Mr. Clegg—1.

S. B. 574, a bill to be entitled An act to amend Chapter 49, Private Laws of 1924, being An act to amend the Charter of the town of Gatesville.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Cook, Crabtree, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hutchins, Jonas, Jones, Klutz, Lindsey, Mitchell, Morphew, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden—77.

Those voting in the negative are: None.

S. B. 577, a bill to be entitled An act authorizing the Board of County Commissioners of Durham County to levy additional tax for the maintenance of the poor, etc.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Cook, Crabtree, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hutchins, Jonas, Jones, Klutz, Lindsey, Mitchell, Morphew, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden—77.

Those voting in the negative are: None.

S. B. 282, a bill to be entitled An act to authorize the Board of County Commissioners of Guilford County to levy a special tax for the support and maintenance of the poor and the operation of the county welfare department.

As amended, the bill passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House amendment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Cook, Crabtree, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hutchins, Jonas, Jones, Klutz, Lindsey, Mitchell, Morphew, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Ras-

berry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden—77.

Those voting in the negative are: None.

H. B. 143, a bill to be entitled An act authorizing the Board oof Education of Forsyth County to provide supplement funds for operating schools of Forsyth County.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Cook, Crabtree, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hutchins, Jonas, Jones, Klutz, Lindsey, Mitchell, Morphew, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden—77.

Those voting in the negative are: None.

S. B. 538, a bill to be entitled An act to amend Chapter 181 of the Public Laws of 1933, being An act to allow the counties, municipalities and other governing agencies to refund tax sales certificates.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Cook, Crabtree, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hutchins, Jonas, Jones, Klutz, Lindsey, Mitchell, Morphew, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden—77.

Those voting in the negative are: None.

S. B. 547, a bill to be entitled An act to validate the creation of sanitary districts and the official acts of their officers in authorizing the issue and sale of bonds.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Cook, Crabtree, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Funderburk, Gardner, Gibson, Harris, Hatcher, Hauser, Henry, Horton, Howard, Hutchins, Jonas, Jones, Klutz, Lindsey, Mitchell, Morphew, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill,

Stell, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Ward, Warden—77.

Those voting in the negative are: None.

S. B. 392, a bill to be entitled An act to amend existing game laws of North Carolina so as to provide a more adequate and uniform method of management and control of our wild life resources.

A material amendment having been offered and adopted, the bill, as amended, passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Bryant, Bryson, Cherry, Cone, Cook, Cross, Davis, Day, Dees, Dobson, Dowtin, Ervin, Fenner, Funderburk, Gardner, Hatcher, Hauser, Henry, Horton, Howard, Hutchins, Hyde, Jonas, Jones, Kendrick, Lee, Lindsey, Morphew, McCall, Norwood, O'Berry, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Tonissen, Uzzell, Wade, Ward, Warden, Williams of Pasquotank, Woodall—69.

Those voting in the negative are: Messrs. Brock, Carr, Clegg, Douglass, Falkner, Kelly, Klutz—7.

On motion of Mr. Paylor H. B. 1182, a bill to be entitled An act to create a mutual relief fund within the State Highway Patrol of this State, is taken from the Roads Committee and placed on the Calendar.

On motion of Mr. Tatem S. B. 485, a bill to be entitled An act to amend Chapter 73 of the Public Laws of 1933, relating to license tax on semi-trailers towed by passenger cars, is taken from the Committee on Roads and placed on the Calendar.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

S. B. 311. An Act authorizing the County Commissioners of Duplin County and the commissioners of the several cities and towns of Duplin County to make adjustments with delinquent taxpayers.

S. B. 521. An Act to place David Brown, of Alleghany County on the pension roll.

S. B. 523. An Act to extend the time for tax settlement by the Sheriff of Johnston County.

S. B. 544. An Act to validate one hundred thirty-five thousand dollars city of Hickory, North Carolina waterworks and sewerage improvement bonds.

S. B. 551. An Act to authorize and empower the Board of Commissioners of the county of Caswell to convey a part of the county home property to Post Number 89 of the American Legion.

S. B. 552. An Act authorizing the County Commissioners of Chatham County to pay hospital and funeral expenses of Daylon Goodwin.

S. B. 590. An Act to amend An Act to amend the Charter of the town of Weldon, in Halifax County.

H. B. 805. An Act to provide for the office of tax collector for Rowan County.

H. B. 879. An Act to amend Section 7059 of Consolidated Statutes relating to the annual tax levy for the support of the State Laboratory of Hygiene and to provide for the collection of said tax.

H. B. 963. An Act to exempt the Crawley Museum of Art and Archaeology in the city of Asheville from taxation.

H. B. 966. An Act to authorize the city of Charlotte to construct certain street improvements and to issue bonds under the Municipal Finance Act, as amended, and the Local Government Act, as amended, to pay the cost of such improvements.

H. B. 977. An Act to amend Chapter 95, Public Laws of 1933, relating to State Barbers' License Law.

H. B. 980. An Act to withdraw from sale certain swamp lands now belonging to the Board of Education upon certain conditions.

H. B. 982. An Act to amend Chapter 66 and to repeal Chapter 132 of the Public Laws of the Session of 1927 relating to the service of summons by publication.

H. B. 994. An Act supplemental to An Act, being a bill entitled "An Act to prevent rabies in the State of North Carolina" and being H. B. 174, and ratified on March 26, 1935, to correct an error therein.

H. B. 1065. An Act to amend Section 1575 of the Consolidated Statutes relating to Clerk of the Superior Court acting as Clerk of the County Recorder's Court.

H. B. 1066. An Act to amend Section 1576 of the Consolidated Statutes relating to the appointment of a deputy clerk of the Superior Court to act as clerk of the County Recorder's Court.

H. B. 1132. An Act to place the name of Mary Cudge Thomas, colored, on the pension list.

H. B. 1147. An Act to amend Section 946 of the Consolidated Statutes.

H. B. 1259. An Act to amend Chapter 398, Private Laws 1905, extending the corporate limits of the town of Creedmoor, North Carolina.

H. B. 1267. An Act requiring the city of High Point to accept its debentures issued for street improvement purposes in payment of liens against real property for street improvement.

H. B. 1294. An Act to amend H. B. 1107, entitled "An Act to amend provisions of Consolidated Statutes 8037 regarding foreclosure of tax suits in Mitchell County," ratified April 25, 1935.

H. B. 1321. An Act to amend Section 4458 of the Consolidated Statutes relating to public drunkenness in Wilson County.

H. B. 1326. An Act relating to advertisement and sale of land for taxes in the town of Tabor City.

H. B. 1329. An Act to facilitate the Sheriff's collection and settlement of taxes in Hyde County.

H. B. 1351. An Act to amend Chapter 75, Private Laws of 1933, relating to the Port Commission of the town of Morehead City and providing for the change in the manner of electing the members of the Port Commission.

H. B. 1366. An Act to regulate the fees of the Sheriff of Edgecombe County.

S. B. 491. An Act to provide compensation to Claude L. Wood for the death of his daughter, Eva Wood, who was killed while riding on a school bus from the Raeford public school in Hoke County.

S. B. 519. An Act to permit Duplin County to condemn land adjacent to its courthouse square.

S. B. 555. An Act to permit the sale and use of hog cholera virus in Pitt County under certain conditions.

S. B. 558. An Act to define the boundaries of Brunswick County-Southport Harbor, and to regulate stevedoring and towing fees and to provide for the appointment of a harbor master.

S. B. 575. An Act providing for the appointment of a tax collector for the county of Granville.

S. B. 582. An Act to amend Sections 2649, 2652, 2654, 2655 and 2661 of the Consolidated Statutes.

H. B. 686. An Act to amend Chapter 181 of the Public Laws of 1933 relating to refund of tax sales certificates applying only to Caswell County.

H. B. 968. An Act to allow the county of Cherokee to assume the bonded indebtedness of the various townships of said county and a road district therein, and to provide for the refunding of the existing bonded indebtedness of said county.

H. B. 987. An Act to authorize the Board of Commissioners of Alexander County to issue refunding bonds to refund principal or interest or principal and interest of certain outstanding bonds and to issue funding bonds or notes to fund outstanding notes and to levy a tax for the payment of principal and interest of same and setting aside certain tax levies for debt service to be applied to interest payments.

H. B. 1068. An Act to authorize the Board of Commissioners of a county to exchange school buildings and to provide for the payment of difference in such exchange for the better accommodations of schools within the county.

H. B. 1278. An Act to incorporate the trustees of Mott's Grove Methodist Episcopal Church and camp ground in the county of Catawba.

H. B. 1302. An Act to amend the Charter of the city of Rocky Mount relative to its street tax.

H. B. 1369. An Act concerning the sale of property by the town of Wrightsville Beach.

H. B. 1379. An Act authorizing the County Commissioners of Cumberland County to appoint a warrant officer with authority to draw warrants returnable to the Recorder's Court.

On motion of Mr. Uzzell the House takes a recess until three-fifteen o'clock p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
WEDNESDAY, May 8, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

Mr. Bryant makes a motion that the Speaker appoint a committee on the part of the House to invite His Excellency, Governor J. C. B. Ehringhaus, and Mrs. Ehringhaus to attend the love feast to be held in the Hall of the House tonight. It is so ordered. The Speaker appoints as a committee on the part of the House to extend the invitation, Messrs. Bryant, Bowie, and Harris.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Rouse, for the Committee on Courts and Judicial Districts.

H. B. 375, a bill to be entitled An act to amend Section 1461 of the Consolidated Statutes, relating to court stenographers in Alamance County.

With an unfavorable report.

By Mr. Uzzell, for the Committee on Calendar.

H. B. 1460, a bill to be entitled An act to provide compensation to Marie Sanford Finch and Lucille Allen each for the loss of one eye resulting from injury from an experiment conducted by the teacher in Apex High School in Wake.

With a favorable report, as amended.

On motion of Mr. Gibson the bill is placed upon its immediate passage.

As amended, the bill passes its second and third readings and is ordered engrossed.

And

H. B. 1464, a bill to be entitled An act authorizing the State Treasurer to make refund of privilege tax paid by J. E. Clayton of Freeland, North Carolina.

With an unfavorable report.

On motion of Mr. Sentelle the bill is taken from the unfavorable Calendar and is recommitted to the Calendar Committee.

And

H. B. 1465, a bill to be entitled An act to put all employees of the city of Charlotte under civil service except the heads of the departments and except those employees now covered by existing civil service laws.

And

H. B. 1473, a bill to be entitled An act to prevent railroads and employees and agents from placing poison along rights-of-ways in Catawba County.

And

H. B. 1470, a bill to be entitled An act to declare the twelfth day of October of each year, commonly known as Columbus Day, to be a public and legal holiday in the State of North Carolina.

And

H. B. 1341, a bill to be entitled An act extending the time for the payment of taxes due by corporations in receivership.

And

H. B. 1469, a bill to be entitled An act to provide an exemption from taxation of twenty-five hundred dollars on the homes of disabled ex-service men.

And

S. B. 568, a bill to be entitled An act to transfer the Division of Inspection of illuminating oils, gasoline, and lubricating oils from the Department of Revenue to the Department of Agriculture.

With unfavorable reports.

By Mr. Sparger, for the Committee on Elections and Election Laws.

S. B. 492, a bill to be entitled An act to district Cherokee County for the purpose of the nomination and election of the Board of County Commissioners.

With a favorable report.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 1024, a bill to be entitled An act to prevent dismissal of classroom teachers without cause.

H. B. 1381, a bill to be entitled An act to authorize the County Boards of Education of the several counties to use collected back taxes to complete and equip school buildings.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows

By Mr. Blount of Beaufort: H. B. 1475, a bill to be entitled An act to compel power companies and public utilities to use the same valuations before the Public Utilities Commission for rate making purposes that they use for tax listing.

Referred to Committee on Calendar.

By Mr. Bryant: H. B. 1476, a bill to be entitled An act to authorize the appointment of a commission to study the question of the control of alcoholic beverages in North Carolina.

On motion of Mr. Bryant the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Meekins: H. B. 1477, a bill to be entitled An act to amend Section 6054, Volume III of the Consolidated Statutes placing Watauga County under the State-wide primary law.

On motion of Mr. Meekins the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Sullivan: H. B. 1478, a bill to be entitled An act to amend Section 6660 of the Consolidated Statutes of North Carolina.

Referred to the Committee on Health.

By Messrs. Ervin, Tonissen, and Scholl: H. B. 1479, a bill to be entitled An act to correct a typographical error appearing in H. B. 1226, passed at the 1935 Session of the General Assembly for North Carolina, ratified May 3, 1935.

On motion of Mr. Scholl the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. Uzzell and Bean: H. B. 1480, a bill to be entitled An act to appoint L. A. Overcash a Justice of the Peace in China Grove Township, Rowan County.

On motion of Mr. Uzzell the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Uzzell: H. B. 1481, a bill to be entitled An act to fix the time within which inheritance taxes may be collected.

On motion of Mr. Uzzell the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams of Hyde: H. B. 1482, a bill to be entitled An act to permit retail merchants to sell certain domestic preparations in any quantity by weight.

Placed on the Calendar.

By Mr. Cherry: H. B. 1483, a bill to be entitled An act to clarify a conflicting provision of Section 121 of the Revenue Act.

On motion of Mr. Cherry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Messrs. McDonald, Alspaugh and Hauser, by request: H. B. 1484, a bill to be entitled An act to extend the jurisdiction of Forsyth County Court.

On motion of Mr. McDonald the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Lumpkin: H. B. 1485, a bill to be entitled An act relating to the compensation of the Commissioners of Franklin County.

On motion of Mr. Lumpkin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Thomas of Anson: H. B. 1486, a bill to be entitled An act amending Chapter 343 of the Public-Local Laws of the Session of 1933, fixing the compensation of the Sheriff of Anson County for collection of taxes.

On motion of Mr. Thomas the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Dr. Farrell: H. B. 1487, a bill to be entitled An act to authorize the Commissioners of Montgomery County and/or the governing authorities of any

town therein to accept at face value bonds of said county and/or town in payment of taxes or paving assessments.

On motion of Dr. Farrell the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Eagles: H. B. 1488, a bill to be entitled An act fixing the time for the advertisement and sale of land for unpaid taxes for the year 1934 in Edgecombe County.

On motion of Mr. Eagles the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mrs. Hutchins: H. B. 1489, a bill to be entitled An act to provide for the redemption of property sold for taxes in Yancey County, or in any municipality therein, and for payment of taxes with past due bonds or coupons.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Williams of Pasquotank: H. B. 1490, a bill to be entitled An act to amend Section 124 and Section 126 of Chapter 15 of the Private Laws of 1923, the same being a Charter of the town of Elizabeth City, North Carolina.

On motion of Mr. Williams the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1491, a bill to be entitled An act to exempt Pasquotank County from the provisions of Article 8 of Chapter 66, Volume III of the Consolidated Statutes, known as the Turlington Act, and to set up an alcoholic control board for the county of Pasquotank.

Placed on the Calendar.

By Mr. Thomas of Harnett: H. B. 1492, a bill to be entitled An act to provide for the appointment of a mayor and four commissioners for the town of Coats, Harnett County.

On motion of Mr. Thomas the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 535, a bill to be entitled An act defining and relating to narcotic drugs and to make uniform the law with reference thereto.

Referred to the Committee on Calendar.

S. B. 599, a bill to be entitled An act to repeal absentee voting for Wilkes County in the primary and election of county officials only.

Referred to the Committee on Elections and Election Laws.

SPECIAL MESSAGE

SENATE CHAMBER,
May 8, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Report of the Conferees on H. B. 1133, title, "To aid general hospitals in North Carolina to care for indigent patients and operating training schools for nurses," when similar action is taken by your Honorable Body you may order the bill enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above information and the House having adopted a similar report the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 386, a bill to be entitled An act to amend Section 5440-A of the Consolidated Statutes relative to providing textbooks and the teaching of the effects of alcoholism and narcotism on the human system.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 638, a bill to be entitled An act authorizing the refunding of taxes erroneously or illegally collected in the county of Guilford.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1406, a bill to be entitled An act to provide for the election of trustees for the Maiden City Administrative School Unit.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1410, a bill to be entitled An act to appoint Justices of the Peace for Catawba County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1413, a bill to be entitled An act relating to foreclosure proceedings in Catawba County and the town of Maiden, North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

House Committee Substitute for S. B. 325, a bill to be entitled An act to prohibit the operation of pool and billiard rooms in Swain County.

The House Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate for adoption of the House Substitute.

S. B. 408, a bill to be entitled An act to authorize and empower the Treasurer of North Carolina to make settlement with the several counties of the State for the taxes levied under Section 492, Chapter 427 of the Public Laws of 1931.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 443, a bill to be entitled An act to repeal Section 2 of Chapter 422, Public Laws of 1933 in regard to the paying of bounties for the heads of outlawed predatory birds and animals.

Passes its second and third readings and is ordered enrolled.

S. B. 450, a bill to be entitled An act to amend Section 32 of the Local Government Act the same being Chapter 60 of the Public Laws of 1931, as amended, and relating to security for deposits of funds of local units.

As amended, the bill passses its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 455, a bill to be entitled An act to amend Section 1014 of the Consolidated Statutes relative to the appointment of coroners by Clerks of the Superior Courts.

Passes its second and third readings and is ordered enrolled.

House Committee Substitute for S. B. 466, a bill to be entitled An act to amend Chapter 188 of the Public Laws of North Carolina, Session of 1933, amending Section 150 of the Consolidated Statutes of North Carolina of 1919 relating to the settlement of estates.

The House Substitute is adopted.

Passes its second and third readings and is ordered sent to the Senate for adoption of the House Substitute.

S. B. 476, a bill to be entitled An act to amend Senate Bill 140 ratified March 8, 1935, by adding a proviso to eliminate conflict with Consolidated Statutes 5182, North Carolina, relating to loans made by building and loan associations.

Passes its second and third readings and is ordered enrolled.

S. B. 488, a bill to be entitled An act to regulate the fees of Clerks of the Superior Court.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendments.

S. B. 500, a bill to be entitled An act to amend Chapter 194 of the Public Laws of 1929 relating to the North Carolina pure seed law.

Passes its second and third readings and is ordered enrolled.

S. B. 512, a bill to be entitled An act validating sales of real estate made by administrators, de bonis non, of deceased trustees.

Passes its second and third readings and is ordered enrolled.

S. B. 518, a bill to be entitled An act to validate certain recorded instruments where seals not shown on records.

On motion of Mr. Funderburk the bill is laid on the table.

S. B. 530, a bill to be entitled An act to amend Chapter 146 of the Public Laws of North Carolina Session 1927, relative to the payment of county warrants.

Passes its second and third readings and is ordered enrolled.

S. B. 540, a bill to be entitled An act to place the names of Confederate soldiers' widows on the pension list.

Passes its second and third readings and is ordered enrolled.

S. B. 566, a bill to be entitled An act to place Confederate veterans' widows on the pension roll.

Passes its second and third readings and is ordered enrolled.

S. B. 580, a bill to be entitled An act to amend Section 2162 Consolidated Statutes in regard to bond of guardian.

Passes its second and third readings and is ordered enrolled.

S. B. 581, a bill to be entitled An act to amend Section 33 of the Consolidated Statutes to allow the Clerk use his discretion in fixing bonds for persons entitled to letters testamentary, etc.

Passes its second and third readings and is ordered enrolled.

On motion of Mr. Uzzell S. B. 567, a bill to be entitled An act to amend Chapter 236 of the Public Laws of 1933, relating to fishing license is taken from the unfavorable Calendar and placed on the Calendar.

On motion of Mr. Johnson the House takes a recess until eight o'clock tonight.

NIGHT SESSION

HOUSE OF REPRESENTATIVES,
WEDNESDAY NIGHT, May 8, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

On motion of Mr. Lindsey, Dorothy Crawley is made an honorary page of the House.

On motion of Mr. Spruill the House adjourns and will meet tomorrow at eleven o'clock, a.m.

ONE HUNDRED FOURTH DAY

HOUSE OF REPRESENTATIVES,
THURSDAY, May 9, 1935.

The House meets pursuant to its adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend A. S. Parker of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

On motion of Mr. Horton, Martin and Arthur Henderson of Martin County are made honorary pages of the House.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

H. B. 1049, a bill to be entitled An act to validate certain bonds heretofore issued and authorizing the issuance of bonds pursuant to certain pro-

ceedings heretofore taken by municipalities for the purpose of financing or aiding in the financing of any work, undertaking or project to finance or to aid in the financing of which any loan or grant has heretofore been or may hereafter be made by the United States of America through the Federal Emergency Administrator or Public Works.

Placed on the Calendar for concurrence in the Senate amendment.

H. B. 1080, a bill to be entitled An act to authorize the Board of Commissioners of Iredell County, in their discretion, to authorize the Sheriff of Iredell County to employ full time deputy sheriffs and prescribe their compensation.

Placed on the Calendar for concurrence in the Senate amendment.

S. B. 613, a bill to be entitled An act to provide for the election of the Chairman of the Board of Commissioners of Rowan County.

Referred to the Committee on Calendar.

H. B. 613, a bill to be entitled An act to close the season for deer, wild turkey and ringnecked pheasants in Surry, Wilkes, Alleghany and Yadkin counties.

For concurrence in the Senate amendment.

On motion of Mr. Dobson the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 905, a bill to be entitled An act to compensate public school teachers of Raleigh Township, Wake County, after reaching the age of sixty-five years.

For adoption of the Senate Substitute.

On motion of Dr. Douglass the Senate Substitute is adopted.

Passes its second and third readings and is ordered enrolled.

The original House Bill is laid on the table.

H. B. 1035, a bill to be entitled An act for the relief of the taxpayers of Cherokee County.

For adoption of the Senate Substitute.

On motion of Mr. Hyde the Senate Substitute is adopted.

Passes its second and third readings and is ordered enrolled.

The original House Bill is laid on the table.

S. B. 614, a bill to be entitled An act to authorize, direct and require the County Commissioners of Rowan County, North Carolina to have the records in the offices of the Register of Deeds and Clerk of the Superior Court of Rowan County, North Carolina, re-indexed.

Referred to the Committee on Calendar.

S. B. 592, a bill to be entitled An act to authorize Southern Pines School District in Moore County to borrow money in anticipation of the collection of special taxes to defray expenses of purchasing materials for building gymnasium in connection with funds allotted by Public Works Administration.

Placed on the Calendar.

S. B. 602, a bill to be entitled An act to prohibit killing quail in Alexander County with pump or automatic shot gun.

Referred to the Committee on Calendar.

S. B. 604, a bill to be entitled An act to amend Section 3884 (a) of the Consolidated Statutes of North Carolina, Volume III, relating to retirement of Judges.

Referred to the Committee on Calendar.

S. B. 479, a bill to be entitled An act providing for the funding or refunding of principal and interest of loans made from the State Literary Fund and from any special building fund of the State.

Referred to the Committee on Calendar.

S. B. 532, a bill to be entitled An act to amend Section 6554 of the Consolidated Statutes of North Carolina relative to hours of labor for women.

Referred to the Committee on Calendar.

S. B. 533, a bill to be entitled An act to amend Chapter 35 of the Public Laws of 1933, relative to the hours of labor for women in stores, etc.

Referred to the Committee on Calendar.

S. B. 591, a bill to be entitled An act amending the Charter of the city of Rocky Mount, being Chapter 209 of the Private Laws of 1907 as amended, to provide for the installation of sewerage facilities in the city at the expense of the property owners.

Placed on the Calendar.

S. B. 617, a bill to be entitled An act to permit the county of Lenoir and the city of Kinston to erect a combined Courthouse and City Hall.

Referred to the Committee on Calendar.

S. B. 618, a bill to be entitled An act to appoint Justices of the Peace for Transylvania County.

Referred to the Committee on Calendar.

S. B. 619, a bill to be entitled An act supplemental to and amending H. B. No. 811, entitled "An Act to enlarge the term of office of the several Registers of Deeds of this State."

Referred to the Committee on Calendar.

H. B. 1301, a bill to be entitled An act to authorize the Governor of North Carolina to appoint an advisory board of paroles, and to set up rules and regulations relative to prisoners and paroles.

For concurrence in the Senate amendment.

On motion of Mr. Sentelle the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 469, a bill to be entitled An act to provide for the payment of hospital and medical bills and charges for injuries received in the transportation of school children.

Referred to the Committee on Calendar.

S. B. 587, a bill to be entitled An act supplemental to and amending S. B. 394, ratified on 18th day of April, 1935, authorizing the town of Rutherfordton to accept bonds of said town in payment of taxes and special assessments.

Referred to the Committee on Calendar.

S. B. 611, a bill to be entitled An act to enlarge the term of office of the Register of Deeds of Halifax County subject to the approval of the voters thereof.

Referred to the Committee on Calendar.

S. B. 616, a bill to be entitled An act to appoint H. R. Roberts a Justice of Peace in Greenville Township, Pitt County.

Referred to the Committee on Calendar.

H. B. 1048, a bill to be entitled An act to amend Chapter 148, Public Laws 1927, being a "Uniform Act regulating operation of vehicles on highways," so as to provide that all cars sold in the State after January 1, 1936, shall be provided with safety glass throughout and the highway commission be empowered to establish tests of safety glass for the protection of the public against lowered standards of safety glass.

For concurrence in the Senate amendments.

On motion of Mr. Scholl the House concurs in the Senate amendment, and the bill is ordered enrolled.

S. B. 606, a bill to be entitled An act to repeal Chapter 169 of the Public-Local Laws of 1933, entitled "An Act to regulate the speed of boats on White Lake, in Bladen County."

On motion of Mr. Page the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 607, a bill to be entitled An act to authorize the Board of Aldermen of municipalities in Iredell County to adjust all unpaid taxes prior to the year 1934.

Referred to the Committee on Calendar.

S. B. 608, a bill to be entitled An act regulating the salary of the Sheriff of Watauga County.

Referred to the Committee on Calendar.

S. B. 620, a bill to be entitled An act to repeal Chapter 278 of the Public-Local Laws of 1931, being An act to amend Chapter 267 of the Public-Local Laws of 1923, relative to the salary of the Treasurer of Caswell County and to reënact Chapter 267 of the Public-Local Laws of 1923 relating to the salary of the Treasurer of Caswell County.

On motion of Mr. Harris the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 597, a bill to be entitled An act to promote temperance and prosperity, and encourage the growing of grapes, fruits and berries in North Carolina; to legalize the making and selling of light domestic wines.

On motion of Mr. Fenner the bill is placed upon its immediate passage.

The bill passes its first reading.

The question now recurs upon the passage of the bill on its second reading.

Upon this question Mr. Jones calls for the "ayes" and "noes." The call is sustained and the bill passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Barker, Barnes, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryant, Cone, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Dowtin, Eagles, Falkner, Farrell, Fenner, Garrell, Garrett, Hobbs, Horton, Lindsey, Morphew, McCall, McEachern, Palmer, Peterson, Rasberry, Royster, Spruill, Stell,

Sullivan, Tatem, Uzzell, Wade, Ward, Warden, Williams of Pasquotank, Woodall—45.

Those voting in the negative are: Messrs. Andrews, Bailey, Barbee, Blount of Pitt, Brock, Bryson, Carr, Cherry, Clegg, Douglass, Ervin, Funderburk, Gardner, Gibson, Hatcher, Henry, Howard, Hutchins, Hyde, Jonas, Jones, Kendrick, Lee, Meekins, Mitchell, Norwood, O'Berry, Paylor, Ray, Scholl, Sentelle, Sparger, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Vann, Williams of Hyde—38.

The following pairs are announced:

Mr. Bowers with Mr. White. Were Mr. White present he would vote "aye." Mr. Bowers would vote "no."

Dr. McDonald with Mr. Johnston. Were Mr. Johnston present he would vote "aye." Dr. McDonald would vote "no."

Mr. Sink with Mr. Lumpkin. Were Mr. Lumpkin present he would vote "aye." Mr. Sink would vote "no."

Mr. Klutz with Mr. Stevens. Were Mr. Stevens present he would vote "aye." Mr. Klutz would vote "no."

Mr. Hauser with Mr. Taylor. Were Mr. Taylor present he would vote "aye." Mr. Hauser would vote "no."

Mr. Tonissen votes "present."

The question now recurs upon the passage of the bill on its third reading.

The bill passes its third reading and is ordered enrolled.

STATEMENT BY MEMBER

When Senate Bill 597, "A bill to be entitled An act to promote temperance and prosperity and encourage the growing of grapes, fruits and berries in North Carolina: to legalize the making and selling of light domestic wines," was considered by the House, the vote on its second reading was a roll call vote. This roll call does not have me recorded as voting for or against the bill. When the roll call was verified by the Clerk, I was either absent or did not detect that I had not been recorded as voting. I voted against this bill, and the purpose of this statement is that the record of this day's Session show my position on this particular bill.

U. S. Page.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Mr. Crabtree: H. B. 1493, a bill to be entitled An act to make a grant book a part of the public records of Lee County and to provide for the use thereof in evidence.

On motion of Mr. Crabtree the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

S. B. 535, a bill to be entitled An act defining and relating to narcotic drugs and to make uniform the law with reference thereto.

And

S. B. 587, a bill to be entitled An act supplemental to and amending S. B. 394, ratified on the 18th day of April, 1935, authorizing the town of Rutherfordton to accept bonds of said town in payment of taxes and special assessments.

And

S. B. 602, a bill to be entitled An act to prohibit killing quail in Alexander County with pump or automatic shot gun.

And

S. B. 619, a bill to be entitled An act supplemental to and amending H. B. No. 811, entitled "An Act to enlarge the term of office of the several register of deeds of this State."

And

S. B. 611, a bill to be entitled An act to enlarge the term of office of the register of deeds of Halifax County subject to the approval of the voters thereof.

And

S. B. 618, a bill to be entitled An act to appoint Justices of the Peace for Transylvania County.

And

S. B. 604, a bill to be entitled An act to amend Section 3884 (a) of the Consolidated Statutes of North Carolina, Volume III, relating to retirement of judges.

And

S. B. 532, a bill to be entitled An act to amend Section 6554 of the Consolidated Statutes of North Carolina relative to hours of labor for women.

And

S. B. 479, a bill to be entitled An act providing for the funding or refunding of principal and interest of loans made from the State Literary Fund and from any special building fund of the State.

And

S. B. 533, a bill to be entitled An act to amend Chapter 35 of the Public Laws of 1933, relative to the hours of labor for women in stores, etc.

With favorable reports.

And

H. B. 1464, a bill to be entitled An act authorizing the State Treasurer to make refund of privilege tax paid by J. E. Clayton of Freeland, North Carolina.

And

H. B. 1475, a bill to be entitled An act to compel power companies and public utilities to use the same valuations before the Public Utilities Commission for rate making purposes that they use for tax listing.

And

S. B. 469, a bill to be entitled An act to provide for the payment of hospital and medical bills and charges for injuries received in the transportation of school children.

With unfavorable reports.

And

S. B. 617, a bill to be entitled An act to permit the county of Lenoir and the city of Kinston to erect a combined Courthouse and City Hall.

With a favorable report.

On motion of Mr. Rouse the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

And

S. B. 616, a bill to be entitled An act to appoint H. R. Roberts a Justice of the Peace in Greenville Township, Pitt County.

With a favorable report.

On motion of Mr. Paylor the bill is placed upon its immediate passage.

Passes its second and third readings and is ordered enrolled.

By Mr. Tatem, for the Committee on Roads.

H. B. 122, a bill to be entitled An act to authorize, direct and empower the North Carolina Highway and Public Works Commission to acquire the Wrights Memorial and Nags Head Bridges.

With an unfavorable report.

By Mr. Eagles, for the Committee on Agriculture.

H. R. 1436, a joint resolution to appoint a committee to investigate the high and unreasonable retail prices of fertilizers.

And

S. B. 494, a bill to be entitled An act to empower the Board of Commissioners of any municipality in Duplin County to establish and regulate markets.

With favorable reports.

And

H. B. 1367, a bill to be entitled An act to establish standards for ice cream and other frozen products for human food.

And

S. B. 186, a bill to be entitled An act to require sanitary conditions in ice cream plants, butter and cheese factories, and all other public places not exempt in this act where frozen dairy and other frozen products are manufactured, stored and handled for human food purposes.

And

S. B. 145, a bill to be entitled An act to amend Section 8081 (A) of the Consolidated Statutes of North Carolina, relating to standard weight packages of corn meal.

With unfavorable reports.

ENGROSSED BILLS

Mr. Hatcher, for the Committee on Engrossed Bills, reports that they have carefully considered the following bills and resolutions, found them properly engrossed, and ask that they be sent to the Senate.

It is so ordered.

H. B. 1460, a bill to be entitled An act to provide compensation to Marie Sanford Finch and Lucille Allen each for the loss of one eye resulting from injury from an experiment conducted by the teacher in Apex High School in Wake County.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1491, a bill to be entitled An act to exempt Pasquotank County from the provisions of Article 8 of Chapter 66, Volume 3, of the Consolidated Statutes known as the "Turlington Act," and to set up an alcoholic control board for the county of Pasquotank.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 492, a bill to be entitled An act to district Cherokee County for the purpose of the nomination and election of members of the Board of County Commissioners.

An amendment is offered by Mr. Hyde and upon its adoption Mr. Hyde calls for the "ayes" and "noes." The call is sustained and the amendment fails of adoption by the following vote.

Those voting in the affirmative are: Messrs. Alspaugh, Bailey, Barbee, Barnes, Bean, Bender, Blount of Pitt, Bowers, Brock, Bryson, Clegg, Crabtree, Day, Douglass, Ervin, Falkner, Hauser, Henry, Hyde, Jonas, Kendrick, Klutz, Lumpkin, Meekins, McDonald, Page, Palmer, Paylor, Peterson, Sentelle, Thomas of Anson, Thompson of Wake, Vann, Wade, Woodall, Zickler—36.

Those voting in the negative are: Mr. Speaker, Messrs. Bowie, Brown, Bryant, Cherry, Davis, Dees, Dowtin, Eagles, Fenner, Funderburk, Gardner, Garrell, Garrett, Hobbs, Horton, Hutchins, Jones, Lindsey, Morphew, McCall, McEachern, McQueen, O'Berry, Rasberry, Ray, Rouse, Royster, Sherard, Sink, Sparger, Stell, Stone, Sullivan, Thompson of Robeson, Ward, Warden, Williams of Pasquotank—38.

Those voting present are: Messrs. Andrews, Cone, Cook, Dobson, Hatcher, Lee, Mitchell, Thorne.

The question now recurs upon the passage of the bill on its second reading.

Mr. Hyde moves that the bill do lie on the table.

The motion fails of adoption.

Passes its second and third readings and is ordered enrolled.

H. B. 375, a bill to be entitled An act to amend Section 1461 of the Consolidated Statutes, relating to court stenographers in Alamance County.

On motion of Mr. Rouse the bill is taken from the unfavorable Calendar and is placed upon its immediate passage.

Mr. Cook offered a Substitute for the bill which is adopted.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

The original bill is laid on the table.

H. B. 1182, a bill to be entitled An act to create a mutual relief fund within the State Highway Patrol of this state.

On motion of Mr. McQueen the bill is laid on the table.

H. B. 1461, a bill to be entitled An act to amend Chapter 226 of the Private Laws of 1927 pertaining to the Charter of the city of Elizabeth City.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Cherry, Clegg, Cone, Cooper, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Jones, Kendrick, Klutz, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Woodall, Zickler—86.

Those voting in the negative are: None.

S. B. 577, a bill to be entitled An act authorizing the Board of County Commissioners of Durham County to levy additional tax for the maintenance of the poor, etc.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Cherry, Clegg, Cone, Cooper, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Jones, Kendrick, Klutz, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Woodall, Zickler—86.

Those voting in the negative are: None.

S. B. 392, a bill to be entitled An act to amend existing game laws of North Carolina so as to provide a more adequate and uniform method of management and control of our wildlife resources.

As amended, the bill passes its third reading by the following vote and is ordered sent to the Senate for concurrence in the House amendments.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowie, Brown, Bryant, Bryson, Cherry, Cone, Crab-

tree, Davis, Dees, Douglass, Dowtin, Eagles, Fenner, Funderburk, Gardner, Garrell, Garrett, Hatcher, Henry, Horton, Hutchins, Jonas, Kendrick, Lee, Lindsey, Meekins, McCall, McDonald, McEachern, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sherard, Sentelle, Sparger, Stone, Tatem, Thomas of Anson, Thompson of Robeson, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Woodall, Zickler—70.

Those voting in the negative are: Messrs. Brock, Carr, Clegg, Hyde, Klutz, Stell—6.

S. B. 567, a bill to be entitled An act to amend Chapter 236 of the Public Laws on 1933, relating to fishing licenses.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Alspaugh, Andrews, Bailey, Barbee, Barnes, Bender, Blount of Pitt, Bowers, Bowie, Brown, Bryson, Carr, Cherry, Cone, Cook, Crabtree, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Farrell, Fenner, Funderburk, Garrell, Garrett, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Jones, Lee, Leggett, Lindsey, Meekins, Mitchell, Morphew, McCall, McDonald, McQueen, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Royster, Sherard, Sink, Sparger, Spruill, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Uzzell, Wade, Warden, Woodall, Zickler—69.

Those voting in the negative are: Messrs. Brock, Clegg, Klutz—3.

S. B. 561, a bill to be entitled An act to Chapter 11 of the Private Laws of 1893, and to clarify and define the corporate limits of the town of Claremont in Catawba County.

Passes its third reading by the following vote and is ordered enrolled:

Those voting in the affirmative are: Mr. Speaker, Messrs. Alspaugh, Andrews, Bailey, Barbee, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Cherry, Clegg, Cone, Cooper, Cross, Davis, Day, Dees, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Fenner, Funderburk, Gardner, Garrell, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Hyde, Jonas, Jones, Kendrick, Meekins, Mitchell, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Palmer, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stell, Stone, Sullivan, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Ward, Warden, Williams of Hyde, Williams of Pasquotank, Woodall, Zickler—85.

Those voting in the negative are: Mr. Klutz.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1396. Resolution of sympathy and respect on the occasion of the death of Frank P. Alspaugh, former representative and father of Representative Harold P. Alspaugh, of the county of Forsyth.

H. R. 1208. A Joint Resolution to pay the expenses of the Committee from the House of Representatives and the Senate visiting the State Hospital at Goldsboro.

H. R. 1263. A Joint Resolution to pay expenses of the Senate and House Committee visiting Eastern Carolina Training School at Rocky Mount, North Carolina.

H. R. 1318. A Joint Resolution to pay the expenses of the Committee from the Senate and House of Representatives visiting the North Carolina Sanatorium at Sanatorium.

S. B. 322. An Act to amend Section 76 of the Consolidated Statutes relating to the sale of real property by heirs or devisees.

S. B. 375. An Act to amend the Local Government Act, being Chapter 60 of the Public Laws of 1931, as amended.

S. B. 511. An Act fixing the salaries of public officers in Granville County, their assistants, deputies and stenographers.

S. B. 536. An Act to require the Fire Department of the city of Reidsville and the members thereof to be subject to civil service examination.

S. B. 547. An Act to validate the creation of Sanitary Districts and the official acts of their officers in authorizing the issue and sale of bonds.

S. B. 569. An Act to amend Chapter 423 of the Public-Local Laws of 1927 relating to the acquisition of land for an airport for Buncombe County and/or the city of Asheville.

S. B. 574. An Act to amend Chapter 49, Private Laws of 1924, being An Act to amend the charter of the town of Gatesville.

S. B. 579. An Act to create a golf commission for the town of Asheboro, and to prescribe the duties and power of the same.

S. B. 584. An Act relating to sheriff's fees, deputy sheriff's, police officers and all constables in Columbus County.

S. B. 586. An Act to regulate the fees of the various justices of the peace of Wayne County.

S. B. 593. An Act to establish the right to interest received by the Clerk of the Superior Court of Forsyth County from investments of funds by said Clerk.

S. B. 595. An Act to amend Section 3923 of the Consolidated Statutes relating to fees of justices of the peace in Orange County.

S. B. 596. An Act relating to the election laws in Halifax County.

S. B. 598. An Act supplemental to An Act, being An Act to appoint certain members of the Boards of Education of the respective counties of North Carolina, fix their terms of office, and limit compensation at State expense, and being House Bill Number 1079, and ratified on May 4, 1935, relating to the appointment of the Board of Education of Cabarrus County.

S. B. 603. An Act to amend Chapter 144 of the Public-Local Laws of the Session of 1933, relating to the salaries of Brunswick County officials.

H. B. 462. An Act to license dealers in scrap tobacco.

H. B. 741. An Act to repeal Section 7, Chapter 116, Public Laws of 1919, (Section 1681 of the Consolidated Statutes) relating to the application of direct tax in Cumberland County.

H. B. 811. An Act to enlarge the term of office of the several registers of deeds of this State.

H. B. 829. An Act to amend Consolidated Statutes 6609, relating to the practice of medicine.

H. B. 1010. An Act to provide a four year term of office for the Register of Deeds, the Treasurer, the Auditor and the County Surveyor of Wake County.

H. B. 1121. An Act to amend Section 2462 of the Consolidated Statutes, relating to place of sale of baggage held for unpaid board.

H. B. 1161. An Act to amend Section 6054, Volume III, Article 17 of the Consolidated Statutes placing Stanly County under the State-wide primary law.

H. B. 1336. An Act to amend Chapter 304, Public-Local Laws of 1933, relative to fishing in certain streams in Cherokee County.

H. B. 1368. An Act to amend House Bill 1171 entitled "An Act to relieve the taxpayers of New Hanover County of penalties" ratified April 20, 1935.

H. B. 1374. An Act to amend Section 1 and Section 3, Chapter 86, Public-Local Laws, 1933, being An Act to validate and authorize the sale of lands for taxes.

H. B. 1378. An Act authorizing the Sheriff of Cumberland County to designate law enforcement officers as deputies sheriff.

H. B. 1380. An Act to allow the Board of Commissioners of Person County to remit penalties on certain tax sales certificates and to allow an extension of time for the institution of foreclosure actions on such tax sales certificates.

H. B. 1382. An Act to exempt Davidson County, and certain municipalities therein, from House Bill No. 652, ratified the 25th day of April, 1935.

H. B. 1386. An Act to amend Section 65 (a) of Volume III of the Consolidated Statutes, relating to payment to clerk of sums not exceeding three hundred dollars due intestates, making the same apply to Craven County.

H. B. 1390. An Act to amend Chapter 560 Public Laws of 1933, relating to the foreclosure of tax certificates in Alamance County.

H. B. 1392. An Act to amend Chapter 393 of the Public Laws of 1933, relating to the fees for registering Federal crop liens and Federal chattel mortgages.

H. B. 1393. An Act to enlarge the time for foreclosure of tax sales certificates issued to Johnston County in all cases where taxes are less than fifteen dollars.

H. B. 1399. An Act to validate tax sales made on dates subsequent to time fixed by statute and to provide for the foreclosure of tax liens in actions on tax certificates and otherwise.

S. B. 538. An Act to amend Chapter 181 of the Public Laws of 1933, being An Act to allow the counties, municipalities and other governing agencies to refund tax sales certificates.

On motion of Mr. Johnson the House takes a recess until three-fifteen p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
May 9, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

S. B. 607, a bill to be entitled An act to authorize the Board of Aldermen of municipalities in Iredell County to adjust all unpaid taxes prior to the year 1934.

And

S. B. 608, a bill to be entitled An act regulating the salary of the Sheriff of Watauga County.

With unfavorable reports.

By Mr. Cone, for the Committee on Manufactures and Labor.

H. B. 101, a bill to be entitled An act limiting hours of work of men and women in industry to forty hours a week.

And

H. B. 858, a bill to be entitled An act requiring the installation of pick clocks, so called, on looms in textile factories.

With unfavorable reports.

MESSAGE FROM THE SENATE

A message is received from the Senate, transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 553, a bill to be entitled An act to amend Chapter 222, Public Laws 1933 regulating mutual burial associations.

Referred to the Committee on Calendar.

S. B. 554, a bill to be entitled An act to promote more secure occupancy of farms and farm homes, to correct some present forms of farm tenancy: to promote rural rehabilitation by providing for the construction and supervision of subsistence homesteads and planned rural communities for families of low incomes and those who desire to acquire and live upon subsistence farms, and for the sale thereof on reasonable terms authorizing the incorporation of limited dividend and/or non-dividend rural development companies and creating a state board of rural rehabilitation, for the purpose of encouraging, approving, supervising and regulating such activities.

Referred to the Committee on Calendar.

S. B. 610, a bill to be entitled An act to amend Consolidated Statute No. 6055, subsection (a26) and Consolidated Statute No. 6055, subsection (a27) as applicable to holding general elections in Cherokee County.

Referred to the Committee on Calendar.

S. B. 615, a bill to be entitled An act to repeal Chapter 6 of the Public Laws of 1933, and to reënact Chapter 3 of the Public Laws of 1929, relating to legislative employees.

Referred to the Committee on Calendar.

S. B. 624, a bill to be entitled An act to authorize the Board of County Commissioners of Nash County to relieve the Spring Hope Missionary Baptist Church of past due taxes on certain property owned by said church.

Referred to the Committee on Calendar.

S. B. 625, a bill to be entitled An act to amend H. B. 881, entitled "An Act to enlarge the term of office of the several registers of deeds of this State," ratified May 9, 1935.

Referred to the Committee on Calendar.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 535, a bill to be entitled An act defining and relating to narcotic drugs and to make uniform the law with reference thereto.

Passes its second and third readings and is ordered enrolled.

H. R. 1436, a joint resolution to appoint a committee to investigate the high and unreasonable retail prices on fertilizers.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 602, a bill to be entitled An act to prohibit killing quail in Alexander County with pump or automatic shot gun.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

S. B. 533, a bill to be entitled An act to amend Chapter 35 of the Public Laws of 1933 relative to the hours of labor for women in stores, etc.

Passes its second and third readings and is ordered enrolled.

S. B. 604, a bill to be entitled An act to amend Section 3884 (a) of the Consolidated Statutes of North Carolina, Volume III, relating to retirement of judges.

Passes its second and third readings and is ordered enrolled.

S. B. 478, a bill to be entitled An act to amend Section 493, Consolidated Statutes of North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 479, a bill to be entitled An act providing for the funding or refunding of principal and interest of loans made from the State Literary Fund and from any special building fund of the State.

Passes its second and third readings and is ordered enrolled.

S. B. 485, a bill to be entitled An act to amend Chapter 73 of the Public Laws, 1933, relating to license tax on semi-trailers towed by passenger cars.

Passes its second and third readings and is ordered enrolled.

S. B. 532, a bill to be entitled An act to amend Section 6554 of the Consolidated Statutes of North Carolina relative to hours of labor for women.

Passes its second and third readings and is ordered enrolled.

S. B. 309, a bill to be entitled An act to facilitate the operation of a free textbook or textbook loan plan in the public schools of the State of North Carolina.

Passes its second and third readings and is ordered enrolled.

H. B. 1430, a bill to be entitled An act to amend Committee Substitute for H. B. 32, entitled "A bill to be entitled An act to raise revenue.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1482, a bill to be entitled An act to permit retail merchants to sell certain domestic preparations in any quantity by weight.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1049, a bill to be entitled An act to validate certain bonds heretofore issued and authorizing the issuance of bonds pursuant to certain proceedings heretofore taken by municipalities for the purpose of financing or aiding in

the financing of any work, undertaking or project to finance or to aid in the financing of which any loan or grant has heretofore been or may hereafter be made by the United States of America through the Federal Emergency Administrator of Public Works.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 619, a bill to be entitled An act supplemental to and amending H. B. 811, entitled "An Act to enlarge the term of office of the several registers of deeds of this State."

Passes its second and third readings and is ordered enrolled.

S. B. 587, a bill to be entitled An act supplemental to and amending S. B. 394, ratified on the 18th day of April, 1935, authorizing the town of Rutherfordton to accept bonds of said town in payment of taxes and special assessments.

Passes its second and third readings and is ordered enrolled.

S. B. 611, a bill to be entitled An act to enlarge the term of office of the Register of Deeds of Halifax County subject to the approval of the voters thereof.

Passes its second and third readings and is ordered enrolled.

S. B. 618, a bill to be entitled An act to appoint Justices of the Peace for Transylvania County.

Passes its second and third readings and is ordered enrolled.

CONFERENCE REPORT

Report of conferees of the Senate and House on Committee Substitute for Senate Bill No. 82.

To the President of the Senate
and
The Speaker of the House of Representatives:

We, the undersigned conferees appointed respectively on the part of the Senate and the House of Representatives to consider the difference between the House of Representatives and the Senate, on Committee Substitute for Senate Bill No. 82, entitled, "A bill to be entitled An act to amend Chapter 375, Public Laws, 1933, reducing license fees for private passenger motor vehicles," have considered the differences between the Senate and the House of Representatives and recommend the following:

First: That the Senate adopt the House amendment reducing from forty-five cents to forty cents for each one hundred pounds thereof, and that the Committee Substitute for Senate Bill No. 82, fixing the rate of taxation of private passenger vehicles at forty cents per hundred pounds in weight, and that the same be incorporated into and become a part of the bill as amended by the House.

Second: That the House recede from its amendment reducing from forty cents to thirty cents per hundred pounds in weight on all private hauler vehicles under 8,000 pounds gross weight, and that the rate now fixed for all

private hauler vehicles under 8,000 pounds remain at forty cents as set out in subsection 5, page 536, Public Laws of the Session of 1933.

Respectfully submitted,

U. L. SPENCE,
R. D. JOHNSON,
E. D. SUMMERSILL,
Conferees on the part of the Senate.

B. C. JONES,
JOHN HILL PAYLOR,
A. B. PALMER,
H. J. HATCHER,
B. J. HOWARD,
Conferees on the part of the House.

On motion of Mr. Jones the Conference Report is adopted and the Senate is so notified to the end that if they adopt a similar report they may place the bill on its several readings.

Conference Report on Committee Substitute for House Bill 1189, title, "To provide for the administration and operation of the uniform system of public schools of the State for the term of eight months without the levy of and ad valorem tax therefor."

Honorable A. H. Graham, President of the Senate,
and
Honorable Robert Grady Johnson, Speaker of the House of Representatives:

The undersigned Conferees on the part of the Senate and House of Representatives, after full conference and discussion, have agreed and now recommend and report as follows:

(1) That the Senate amendment to Section 2, striking out the word "and" and inserting in lieu thereof the word "who" in line 12 be adopted.

(1½) The Senate and House Conferees agree to recommend as follows:

Amend Section 2, line 5 by adding a period after the word "Governor," and striking out the remainder of the sentence.

(2) That the Senate amendment to Section 2, line 13, to insert after the word "act" "to be approved by the State School Commission" be adopted.

(3) That the Senate amendment to Section 4, at the end of line 10 to add a new proviso as follows: "Provided, that all schools served by the same school bus or busses shall have the same opening date" be adopted.

(4) That the Senate amendment to strike out the last proviso at the end of Section 4 be adopted.

(5) That the Senate recede from its first amendment to Section 5 at the beginning of the second paragraph, and that the House and Senate agree to insert the following language: "Any district having a school population of one thousand or more for the school year 1934-1935 in which a special charter district was operated for the school year 1932-1933 may."

(6) The House concurs in the Senate amendment at the end of Section 5, reading as follows: "Provided, that nothing in this act shall be construed to prevent the State School Commission from establishing a city administrative unit in school districts which have a resort town in said district: Provided,

said district had a school enrollment of not less than 850 for the school year 1934-1935."

(7) The Senate recedes from its amendment to Section 6 in line 11 of the second paragraph.

(8) The House concurs in the Senate amendment to add after the word "Also" and before the word "serve" the words "be elected and."

(9) The Senate recedes from its amendment in line 7, paragraph 2, in Section 6.

(10) The House concurs in the Senate amendment to strike out Section 7 and substitute in lieu thereof a new section as follows:

"At the first regular meeting during the month of May, 1935, or as soon thereafter as practical, and biennially thereafter, the county boards of education shall elect and appoint school committees for each of the several districts in their counties consisting of not less than three nor more than five persons for each school district, whose term of office shall be for two years: Provided, that in the event of death or resignation of any member of said school committee, the county board of education shall be empowered to select and appoint his or her successor to serve the remainder of the term. The said district committee shall select the teachers and principals for the schools of the district subject to the approval of the county superintendent and the county boards of education: Provided further, that the county board of education may appoint an advisory committee of three members for each school building in the said school district, who shall care for the school property, advise with the district committee in recommending teachers, and such other duties as may be defined by the county board of education.

(11) The House concurs in the Senate amendment to Section 9, line 11, adding after the word "education" the following: "in the sum of one hundred dollars to each county."

(12) The House concurs in the Senate amendment to Section 9, line 15, changing the period after the word "funds" to a comma, and adding "in accordance with the provisions of this act."

(13) The House concurs in the Senate amendments striking out after the word "economic" in line 13 of the last paragraph of Section 9 "and/or other vocational subjects supported in part from Federal Vocational Education Funds" and inserting in lieu thereof "and trades and industrial vocational subjects supported in part from Federal Vocational Education Funds."

(14) The House concurs in the Senate amendment adding at the end of the second paragraph to Section 12, the following: "Provided, that such notice shall not be required to be given in the year 1935, except within 30 days after the election of the district committees provided for in Section 7 herein."

(15) The House concurs in the Senate amendment to Section 19, striking out all of the second paragraph and inserting in lieu thereof the following:

"When it shall appear to the State School Commission from said certified statement that any amounts are due and necessary to be paid, such amounts shall be certified to the State Superintendent, who shall draw a requisition on the State Auditor covering the same; and upon receipt of notice from the State Treasurer showing the amount placed to their credit, the duly constituted authorities may issue State warrants in the amount so certified: Provided, that no funds shall be released for payment of salaries of administrative

officers of county or city units if any reports required to be filed by the State school authorities are more than 30 days over due."

(16) The Senate recedes from its amendment to Section 23.

(17) The House concurs in the Senate amendment to Section 24, inserting a new sentence after the word "unit" in line 12, reading as follows:

"That it shall be the duty of the administrative officer of each administrative unit to require an adequate inspection of each bus at least once each thirty days, the report or reports of which inspection shall be filed with the administrative officer. Every principal upon being advised of any defect by the bus driver shall cause a report of such defect to be made to this administrative officer immediately, whose duty it shall be to cause such defect to be remedied before such bus can be further operated."

(18) The Senate recedes from its amendment striking out the last proviso at the end of Section 24.

(19) The House concurs in the Senate amendment to strike out all of Section 24½.

(20) The House concurs in the Senate amendment to Section 31 in line 8 of the second paragraph striking out the words "specific legislation" and substituting in lieu thereof "the provisions of this act."

(21) The House concurs in the Senate amendment adding a new sentence at the beginning of Section 32 and before the word "if" to read as follows: "All public, public-local, or private laws and clauses of laws in conflict with this act, to the extent of such conflict only, are hereby repealed.

Respectfully submitted,

L. E. GRIFFIN,
RALPH H. RAMSEY, JR.,
W. P. HORTON,
Conferees on the part of the Senate.

R. L. HARRIS,
J. W. BEAN,
R. W. MCDONALD,
HUGH G. HORTON,
F. E. THOMAS,
Conferees on the part of the House.

On motion of Mr. Harris the report is adopted, and the Senate is so notified to the end that if they adopt a similar report the House will order the bill enrolled.

On motion of Mr. Uzzell, S. B. 469, a bill to be entitled An act to provide for the payment of hospital and medical bills and charges for injuries received in the transportation of school children, is taken from the unfavorable Calendar and placed on the Calendar.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. B. 32. An Act to raise revenue.

On motion of Mr. Bender the House adjourns and will meet tomorrow at twelve o'clock, noon.

ONE HUNDRED FIFTH DAY

HOUSE OF REPRESENTATIVES,
FRIDAY, May 10, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Reverend W. H. Brown of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

CONFERENCE REPORT

The Conferees on Senate Bill No. 291 "Prohibiting the placing of trash, refuse or garbage within five hundred yards of the hard surfaced highways" make the following report:

The report of the Conference Committee on Senate Bill No. 291:

To the President of the Senate
and
The Speaker of the House of Representatives:

The undersigned Conferees do hereby report that they have agreed upon the Conference Report and recommend to the Senate and the House of Representatives the adoption of the following:

1. That the House of Representatives concur in Senate amendments exempting certain counties, except that amendment exempting Union County.

2. That the Senate concur in all House of Representatives amendments exempting certain counties.

3. That the Senate recede from its position of three hundred yards, as set forth in line nine, Section one, and that the House recede from its amendment of one hundred yards, and insert in lieu thereof one hundred and fifty yards.

Respectfully submitted,

ARTHUR B. COREY,
J. RAY SHUTE,
Conferees of the Senate.

W. E. FENNER,
MARTIN MCCALL,
ERNEST GARDNER,
Conferees of the House.

On motion of Mr. Fenner the vote on the first Conference Report is reconsidered and fails of adoption.

On motion of Mr. Fenner the above Conference Report is adopted, and the Senate is so notified, to the end that if they adopt a similar report they may order the bill enrolled.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

H. B. 1050, a bill to be entitled An act to authorize cities and towns to issue bonds for municipal improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any agency or department, and to expedite the procedure for the issuance of such bonds.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1051, a bill to be entitled An act to authorize counties to issue bonds for improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of Public Works, or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1060, a bill to be entitled An act providing for the acquisition, purchase, construction, reconstruction, improvement, betterment, extension, operation, and maintenance of revenue producing undertakings by any city, town or incorporated village; authorizing and regulating the issuance of revenue bonds for financing such undertakings; and providing for the payment of such bonds and the rights of holders thereof.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in the Senate amendment, and the bill is ordered enrolled.

H. B. 1033, a bill to be entitled An act to provide for the listing and valuing of all property, real, personal, and mixed at its true value in money.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 337, a bill to be entitled An act to provide a rental system for textbooks used in the public schools of the State and to promote economy and efficiency in the adoption of textbooks.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 930, a bill to be entitled An act relating to the sale of meats, game and fresh sea foods in Elizabeth City and fixing the license tax for same.

For concurrence in the Senate amendment.

On motion of Mr. Williams of Pasquotank the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1054, a bill to be entitled An act authorizing the State of North Carolina and its several departments, agencies and commissions to issue revenue bonds for the purpose of financing such undertakings as the Governor, with the approval of the Council of State, may deem for the best interest of the State, and authorizing the State of North Carolina and its several depart-

ments, agencies, and commissions to accept and receive loans, gifts and other assistance from the United States Government and other agencies.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1391, a bill to be entitled An act to exempt New Hanover County from the provisions of Article 8 of Chapter 66 of Volume III of the Consolidated Statutes, known as the Turlington Act.

For concurrence in the Senate amendment.

On motion of Mr. Cooper the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 628, a bill to be entitled An act relating to the salaries of the Clerk of the Superior Court of Durham County; the Sheriff of Durham County and a ten per centum increase in the salaries of the Assistant Clerk of the Superior Court and Deputy Clerks and the Deputy Sheriffs and Clerk of the office of Durham County.

Referred to the Committee on Calendar.

H. B. 1044, a bill to be entitled An act authorizing the Boards of Commissioners of drainage districts to adjust delinquent assessments made in said districts.

Placed on the Calendar for concurrence in the Senate amendments.

H. B. 1131, a bill to be entitled An act to place the names of widows of certain Confederate soldiers on the pension list.

For concurrence in the Senate amendment.

On motion of Mr. Bryson the House concurs in the Senate amendments and the bill is ordered enrolled.

H. B. 1185, a bill to be entitled An act to amend Section 4 of Chapter 148 of the Public Laws of 1927, relating to regulation of speed of motor vehicles.

For concurrence in the Senate amendment.

On motion of Mr. Cooper the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1445, a bill to be entitled An act to authorize the Secretary of State to furnish, free of charge, to the Clerk of the Superior Court of Alleghany County for the use of the county a complete set of North Carolina Supreme Court Reports.

For concurrence in the Senate amendment.

On motion of Mr. Warden the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1243, a bill to be entitled An act to amend Section 1177 of the Consolidated Statutes so as to authorize the Court to appoint a receiver under certain conditions.

For concurrence in the Senate amendment.

On motion of Mr. Bowers the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1269, a bill to be entitled An act to place Robert Milton Pittman, Confederate veteran, on the pension roll of Avery County.

For concurrence in the Senate amendment.

On motion of Mr. Bowers the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1413, a bill to be entitled An act relating to foreclosure proceedings in Catawba County and the town of Maiden, North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Klutz the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 588, a bill to be entitled An act to amend Section 8 of Senate Bill No. 180 of the General Assembly of 1933 entitled, "An Act to allow the counties, municipalities and other governing agencies to refund tax sales certificates," ratified March 27, 1933, same being Chapter 181 of the Public Laws of North Carolina, Session 1933.

Referred to the Committee on Calendar.

S. B. 589, a bill to be entitled An act to recognize the faithful service of school teachers of Sampson County who have served for more than forty years.

Referred to the Committee on Calendar.

S. B. 594, a bill to be entitled An act relating to the liability of owners and operators of motor vehicles to guests.

Referred to the Committee on Calendar.

H. B. 1348, a bill to be entitled An act to amend Section 6 of Article 4 of the Constitution of North Carolina relating to the Supreme Court, and to amend Section 5 of Article 5 of the Constitution of North Carolina authorizing the General Assembly to pass laws exempting from taxation not exceeding one thousand dollars in value of property held and used as place of residence of the owner.

For concurrence in the Senate amendment.

On motion of Mr. Bowie the House adopts the Senate amendment.

As amended, the bill passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Cherry, Clegg, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Gardner, Garrett, Gibson, Harris, Hauser, Hobbs, Horton, Hutchins, Hyde, Kendrick, Klutz, Lindsey, Meekins, Mitchell, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Zickler—73.

Those voting in the negative are: None:

The question now recurs upon the passage of the bill as amended on its third reading.

As amended, the bill passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Cherry, Clegg, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Douglass, Dowtin, Eagles, Ervin, Farrell, Gardner, Garrett, Gibson, Harris, Hauser, Hobbs, Horton, Hutchins, Hyde, Kendrick, Klutz, Lindsey, Meekins, Mitchell, McEachern, McQueen, Norwood, Page, Palmer, Paylor, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Stell, Stevens, Stone, Tatem, Thomas of Anson, Thomas of

Harnett, Thompson of Robeson, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Williams of Hyde, Zickler—73.

Those voting in the negative are: None:

S. B. 258, a bill to be entitled An act to amend Chapter 224 of the Public Laws of 1933 of North Carolina relating to the sterilization of persons mentally defective.

Referred to the Committee on Calendar.

S. B. 320, a bill to be entitled An act to set up and establish liens on taxes, and the methods, processes, and procedures for sales of real property for failure to pay taxes.

Referred to the Committee on Calendar.

S. B. 612, a bill to be entitled An act to amend Section 86 of the Consolidated Statutes, relating to private sales of real estate to make assets.

Referred to the Committee on Calendar.

S. B. 622, a bill to be entitled An act to appoint E. T. Watson a Justice of Peace in Brogden Township, Wayne County.

Referred to the Committee on Calendar.

S. B. 605, a bill to be entitled An act providing a discount on all sales tax paid by merchants before the fifteenth of the month.

Referred to the Committee on Calendar.

S. B. 631, a bill to be entitled An act to supplement House Bill No. 933, relative to the primary of the town of Wilkesboro, North Carolina, ratified April 20, 1935.

Referred to the Committee on Calendar.

S. B. 633, a bill to be entitled An act to amend Section 53, Chapter 4, Public Laws of North Carolina, Section 221 (e) of Michie's Code, relative to enforcement of liability of bank directors.

Referred to the Committee on Calendar.

S. B. 635, a bill to be entitled An act to permit the advertising of alcoholic beverages permitted to be sold and distributed under the laws of North Carolina.

Referred to the Committee on Calendar.

S. B. 634, a bill to be entitled An act to provide for the election of a Solicitor for the Recorder's Court in the county of Halifax and to fix his salary.

Referred to the Committee on Calendar.

H. B. 1198, a bill to be entitled An act to limit and regulate absentee voting in Cherokee County.

For adoption of the Senate Substitute.

On motion of Mr. Hyde the Senate Substitute is adopted.

Passes its second and third readings and is ordered enrolled.

The original House Bill is laid on the table.

H. B. 1400, a bill to be entitled An act to provide for the issuance of school district refunding and funding bonds.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 425, a bill to be entitled An act to amend Sections 5960 to 5968 inclusive of the Consolidated Statutes exempting Iredell County from the absentee voters law.

Referred to the Committee on Calendar.

S. B. 601, a bill to be entitled An act to repeal Chapter 470 Public-Local Laws of 1927, relating to the appointment of election markers for Cherokee County.

Referred to the Committee on Calendar.

S. B. 627, a bill to be entitled An act to exempt Caswell County from S. B. 488, passed at 1935 Session of the General Assembly, being An Act to regulate the fees of the Clerk of Superior Court.

Referred to the Committee on Calendar.

S. B. 629, a bill to be entitled An act to fix the term of office of the Register of Deeds of Orange County.

Referred to the Committee on Calendar.

SPECIAL MESSAGES

SENATE CHAMBER,
May 9, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Report of the Conferees on S. B. 82, title, "To amend Chapter 375 Public Laws of 1933, reducing license fees for private passenger motor vehicles," having received notice that your body has taken similar action we have ordered the bill enrolled.

Respectfully,

Principal Clerk.
LEROY MARTIN,

SENATE CHAMBER,
May 9, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Report of the Conferees on H. B. 1189, title, "To provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levying of an ad valorem tax therefor," to the end that when similar action is taken by your Honorable Body you may order the bill enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above message and the House having adopted a similar report, the House orders the bill enrolled.

SENATE CHAMBER,
May 9, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body requesting the return of H. B. 1048, title, "To amend Chapter 148 Public Laws of 1927 relating to operation of vehicles on highways, to provide for safety glass, etc.," for the further consideration of the Senate.

Respectfully,

LEROY MARTIN,
Principal Clerk.

The bill having already been enrolled, the House is not able to grant the Senate request, and the Senate is so notified.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Hoyle and Pickens: H. B. 1494, a bill to be entitled An act to amend Chapter 651 of the Public Laws of 1909, as amended, relating to the municipal Court of the city of Greensboro.

On motion of Mr. Pickens the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Harris: H. R. 1495, a joint resolution authorizing and directing the Secretary of State to have printed five thousand copies of H. B. 1189, known as the School Machinery Act to be printed, and that the distribution thereof be under the direction of the State School Commission.

On motion of Mr. Harris the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Cherry: H. R. 1496, a joint resolution authorizing the Secretary of State to have printed thirty-five hundred copies of H. B. 1033 known as the Machinery Act.

On motion of Mr. Cherry the resolution is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

And

H. B. 1497, a bill to be entitled An act to correct a discrepancy in H. B. 32, a bill to be entitled An Act to raise revenue.

On motion of Mr. Cherry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Meekins: H. B. 1498, a bill to be entitled An act to enable Caldwell County to coöperate in the establishment of a national or State park or monument in said county at Blowing Rock or in the Grandfather Mountain area and for other purposes connected therewith.

On motion of Mr. Meekins the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

S. B. 629, a bill to be entitled An act to fix the term of office of the Register of Deeds of Orange County.

And

S. B. 594, a bill to be entitled An act relating to the liability of owners and operators of motor vehicles to guests.

And

S. B. 612, a bill to be entitled An act to amend Section 86 of the Consolidated Statutes relating to private sales of real estate to make assets.

And

S. B. 589, a bill to be entitled An act to recognize the faithful service of school teachers of Sampson County who have served for more than forty years.

And

S. B. 605, a bill to be entitled An act providing a discount on all sales tax paid by merchants before the fifteenth of the month.

And

S. B. 615, a bill to be entitled An act to repeal Chapter 6 of the Public Laws of 1933, and to reënact Chapter 3 of the Public Laws of 1929, relating to legislative employees.

With unfavorable reports.

And

S. B. 601, a bill to be entitled An act to repeal Chapter 470 Public-Local Laws of 1927 relating to the appointment of election of markers for Cherokee County.

And

S. B. 635, a bill to be entitled An act to permit the advertising of alcoholic beverages permitted to be sold and distributed under the laws of North Carolina.

And

S. B. 320, a bill to be entitled An act to set up and establish liens on taxes and the methods, processes and proceedings for sales of real property for failure to pay taxes.

And

S. B. 588, a bill to be entitled An act to amend Section 8 of Senate Bill No. 180 of the General Assembly of 1933 entitled "An Act to allow the counties, municipalities and other governing agencies to refund tax sales certificates," ratified March 27, 1933, same being Chapter 181 of the Public Laws of North Carolina, Session 1933.

And

S. B. 258, a bill to be entitled An act to amend Chapter 224 of the Public Laws of 1933 of North Carolina relating to the sterilization of persons mentally defective.

And

S. B. 622, a bill to be entitled An act to appoint E. T. Watson Justice of the Peace in Brogden Township, Wayne County.

And

S. B. 633, a bill to be entitled An act to amend Section 53 Chapter 4, Public Laws of North Carolina Section 221 (e) of Michie's Code relative to enforcement of liability of bank directors.

And

S. B. 634, a bill to be entitled An act to provide for the election of a Solicitor for the Recorder's Court in the county of Halifax and to fix his salary.

And

S. B. 627, a bill to be entitled An act to exempt Caswell County from S. B. 488 passed at 1935 Session of the General Assembly being An Act to regulate the fees of the Clerk of Superior Court.

And

S. B. 554, a bill to be entitled An act to promote more secure occupancy of farms and farm homes, to correct some present forms of farm tenancy; to promote rural rehabilitation by providing for the construction and supervision of subsistence homesteads and planned rural communities for families of low incomes and those who desire to acquire and live upon subsistence farms, and for the sale thereof on reasonable terms; authorizing the incorporation of limited dividend and/or non-dividend rural development companies and creating a State board of rural rehabilitation, for the purpose of encouraging, approving, supervising and regulating such activities.

And

S. B. 624, a bill to be entitled An act to authorize the Board of County Commissioners of Nash County to relieve the Spring Hope Missionary Baptist Church of past due taxes on certain property owned by the said church.

And

S. B. 625, a bill to be entitled An act to amend House Bill 881, entitled "An Act to enlarge the term of office of the several Registers of Deeds of this State," ratified May 9, 1935.

And

S. B. 610, a bill to be entitled An act to amend Consolidated Statute No. 6055, Subsection (a26) and Consolidated Statute No. 6055, Subsection (a27) as applicable to holding general elections in Cherokee County.

S. B. 553, a bill to be entitled An act to amend Chapter 222 Public Laws 1933 regulating mutual burial associations.

With favorable reports.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 494, a bill to be entitled An act to empower the Board of Commissioners of any municipality in Duplin County to establish and regulate markets.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the House amendment.

H. B. 1402, a bill to be entitled An act to permit the purchase of wines or other alcoholic beverages, when purchased legally and for the purchaser's personal use or that of his bona fide guests, to transport same to his own home or usual place of abode or temporary residence.

On motion of Mr. Bowie the bill is laid on the table.

S. B. 234, a bill to be entitled An act to regulate the purchase of supplies, materials or equipment by counties, cities and towns and to provide for competitive bidding on construction or repair contracts and to amend Chapter 338 of the Public Laws of 1931, and to repeal Chapters 400 and 552 of the Public Laws of 1933.

On motion of Mr. Scholl the bill is laid on the table.

H. B. 1461, a bill to be entitled An act to amend Chapter 226 of the Private Laws of 1927 pertaining to the Charter of the city of Elizabeth City.

Passes its third reading by the following vote and is ordered sent to the Senate without engrossment.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cook, Crabtree, Cross, Davis, Day, Dobson, Dowtin, Eagles, Ervin, Farrell, Fenner, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jonas, Kendrick, Klutz, Lee, Lindsey, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—78.

Those voting in the negative are: None.

S. B. 592, a bill to be entitled An act to authorize Southern Pines School District in Moore County to borrow money in anticipation of the collection of special taxes to defray expenses of purchasing materials for building gymnasium in connection with funds allotted by Public Works Administration.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cook, Crabtree, Cross, Davis, Day, Dobson, Dowtin, Eagles, Ervin, Farrell, Fenner, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jonas, Kendrick, Klutz, Lee, Lindsey, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—78.

Those voting in the negative are: None.

S. B. 567, a bill to be entitled An act to amend Chapter 236 of the Public Laws of 1933, relating to fishing license.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cook, Crabtree, Cross, Davis, Day, Dobson, Dowtin, Eagles, Ervin, Farrell, Fenner, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jonas, Kendrick, Klutz, Lee, Lindsey, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—78.

Those voting in the negative are: None.

S. B. 591, a bill to be entitled An act amending the Charter of the city of Rocky Mount, being Chapter 209 of the Private Laws of 1907 as amended, to provide for the installation of sewerage facilities in the city at the expense of the property owners.

Passes its second reading by the following vote and takes its place on the Calendar.

Those voting in the affirmative are: Mr. Speaker, Messrs. Bailey, Barbee, Barker, Barnes, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cook, Crabtree, Cross, Davis, Day, Dobson, Dowtin, Eagles, Ervin, Farrell, Fenner, Garrett, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hyde, Jonas, Kendrick, Klutz, Lee, Lindsey, Mitchell, Morphew, McCall, McEachern, McQueen, Norwood, O'Berry, Page, Paylor, Peterson, Rasberry, Ray, Rouse, Royster, Scholl, Sentelle, Sherard, Sink, Sparger, Spruill, Stevens, Stone, Tatem, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Thompson of Wake, Thorne, Tonissen, Uzzell, Vann, Wade, Warden, Woodall, Zickler—78.

Those voting in the negative are: None.

STATEMENT BY MEMBER

Mr. Speaker, the Lady from Yancey, and Members of the General Assembly:

The first of this week there was introduced in the House of Representatives Bill 1414, which was drawn to exempt seven counties from the bone-dry Turlington Act. My county, Columbus, which I greatly love, was included in that bill without my permission and also, in my absence, was put in the bill and rushed through the House under suspension of rules.

I feel that I have been treated grossly unjust and I hope the gentlemen who were responsible for my county being written in this bill should apologize to me in person and through the press and I hope they will see their way clear to do so.

My county went dry in 1933 by a six to one majority and under a condition like that I would not attempt to try to have my county exempted from the bone-dry Turlington Act.

It is my request that this statement be entered in the records of the General Assembly of 1935 and a copy be given to the press.

I thank you.

C. D. GARRELL.

On motion of Mr. Cook H. B. 1342, a bill to be entitled An act to prohibit the maintenance of junk yards within the city of Burlington, Alamance County, is ordered recalled from the Senate for further consideration by the House.

On motion of Mr. Sparger S. B. 599, a bill to be entitled An act to repeal absentee voting for Wilkes County in the primary and election of county officials only, is taken from the Committee on Elections and Election Laws and recommitted to the Calendar Committee.

On motion of Mr. Blount of Beaufort the House takes a recess until three o'clock, p.m.

AFTERNOON SESSION

HOUSE OF REPRESENTATIVES,
FRIDAY, May 10, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 600, a bill to be entitled An act to provide a fund for the repayment of certain taxes collected through mistake and without authority of law.

Referred to the Committee on Calendar.

S. R. 636, a joint resolution relative to the pay of employees of the General Assembly.

Referred to the Committee on Calendar.

S. B. 637, a bill to be entitled An act to amend Chapter 154 Public Laws of 1931 providing for the appointment of a court reporter for the Sixth Judicial District of North Carolina.

Referred to the Committee on Calendar.

S. B. 638, a bill to be entitled An act to amend Senate Bill No. 597 ratified on May 10, 1935 by clarifying the wording of Section 3 thereof and amending Section 6 thereof.

Referred to the Committee on Calendar.

S. B. 639, a bill to be entitled An act to validate cancellation of certain mortgages and deeds of trust heretofore made upon the public records of Washington County.

Referred to the Committee on Calendar.

S. B. 640, a bill to be entitled An act to ratify and approve the organization of the Board of Education of Yancey County, etc.

On motion of Mrs. Hutchins the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 641, a bill to be entitled An act to permit the Board of Education of Transylvania County to provide that the County Superintendent of schools shall take office on June 1, for the year 1935.

Referred to the Committee on Calendar.

S. B. 642, a bill to be entitled An act to authorize the Register of Deeds of Moore County to have photostatic copy made of plats, maps and blue prints filed for record in said Register's office.

Referred to the Committee on Calendar.

S. B. 644, a bill to be entitled An act to make it unlawful to operate a filling station, store, shop or place of amusement within five hundred feet of Calvary Baptist Church in Rocky Mount Township, Nash County, on Sunday between the hours of nine-thirty, a.m., and twelve-thirty, p.m.

Referred to the Committee on Calendar.

H. B. 900, a bill to be entitled An act to transfer certain assets to the general fund of Cumberland County.

For concurrence in the Senate amendment.

On motion of Mr. McQueen the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1361, a bill to be entitled An act relating to the appointment of guardians.

For concurrence in the Senate amendment.

On motion of Mr. Jonas the House concurs in the Senate amendment and the bill is ordered enrolled.

H. R. 1436, joint resolution to appoint a committee to investigate the high and unreasonable retail prices of fertilizers.

For concurrence in the Senate amendment.

On motion of Mr. Carr the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1383, a bill to be entitled An act amending Chapter 78 of the Consolidated Statutes of North Carolina by the addition of another Section designated as Section 4020 and relating to the protection of the estates of minor wards.

For concurrence in the Senate amendment.

On motion of Mr. Barnes the House concurs in the Senate amendment and the bill is ordered enrolled.

H. R. 1424, joint resolution by the General Assembly of North Carolina providing for adjournment on May 10, 1935.

For concurrence in the Senate amendment.

On motion of Mr. Harris the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 626, a bill to be entitled An act allowing the city of Raleigh to sell certain lots known as "Fairmont" property and other unused property owned by the city of Raleigh and prescribing the procedure thereof.

Referred to the Committee on Calendar.

H. B. 440, a bill to be entitled An act to repeal Section 934 of the Consolidated Statutes relating to examination of the Clerk of the Court's office by the Solicitor.

For adoption of the Senate Substitute.

On motion of Mr. Barnes the Senate Substitute is adopted.

Passes its second and third readings and is ordered enrolled.

The original House Bill is laid on the table.

H. B. 1339, a bill to be entitled An act to amend Chapter 333 Public Laws of 1929 as amended by Chapter 337 Public Laws of 1933 relative to the fur bearing industry in North Carolina.

For concurrence in the Senate amendment.

On motion of Mr. Blount of Beaufort the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1375, a bill to be entitled An act to amend Section 3, Chapter 560 Public Laws of 1933, relating to sales of real estate for taxes.

For concurrence in the Senate amendment.

On motion of Mr. Cherry the House concurs in the Senate amendment and the bill is ordered enrolled.

SPECIAL MESSAGES

SENATE CHAMBER,
May 10, 1935.

Mr. Speaker:

Pursuant to your request we are returning herewith H. B. 1342, title, "To prohibit the maintenance of junk yards within the city of Burlington, Alamance County, North Carolina, or within one mile of the city limits of the said city of Burlington," for the further consideration of your Honorable Body.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Having been recalled from the Senate on motion of Mr. Cook the vote by which the bill passed its third reading is reconsidered and on motion of Mr. Cook the bill is laid on the table.

SENATE CHAMBER,
May 10, 1935.

Mr. Speaker:

Pursuant to your notice of non-concurrence in the Senate amendments to H. B. 1080 title, "To authorize the Board of Commissioners of Iredell County, in their discretion, to authorize the Sheriff of Iredell County to employ full time deputy sheriffs and prescribe their compensation," and request for a conference thereon, the President has appointed as Conferees on the part of the Senate, Senators Steele and Johnston of Buncombe to act with a like committee from the House to the end that the differences existing between the two bodies may be adjusted.

Respectfully,

LEROY MARTIN,
Principal Clerk.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

S. B. 626, a bill to be entitled An act allowing the city of Raleigh to sell certain lots known as "Fairmont" property and other unused property owned by the city of Raleigh and prescribing the procedure thereof.

And

S. B. 639, a bill to be entitled An act to validate cancellation of certain mortgages and deeds of trust heretofore made upon the public records of Washington County.

And

S. B. 638, a bill to be entitled An act to amend Senate Bill No. 597 ratified on May 10, 1935 by clarifying the wording of Section 3 thereof and amending Section 6 thereof.

And

S. B. 642, a bill to be entitled An act to authorize the Register of Deeds of Moore County to have photostatic copy made of plats, maps and blue prints filed for record in said Register's office.

And

S. B. 637, a bill to be entitled An act to amend Chapter 154, Public Laws of 1931 providing for the appointment of a Court reporter for the Sixth Judicial District of North Carolina.

And

S. B. 631, a bill to be entitled An act to supplement House Bill No. 933, relative to the primary of the town of Wilkesboro, North Carolina, ratified April 20, 1935.

And

S. B. 644, a bill to be entitled An act to make it unlawful to operate a filling station, store, shop or place of amusement within five hundred feet of Calvary Baptist Church in Rocky Mount Township, Nash County, on Sunday between the hours of nine-thirty, a.m., and twelve-thirty, p.m.

And

S. B. 600, a bill to be entitled An act to provide a fund for the repayment of certain taxes collected through mistake and without authority of law.

And

S. B. 641, a bill to be entitled An act to permit the Board of Education of Transylvania County to provide that the County Superintendent of schools shall take office on June 1, for the year 1935.

With favorable reports.

And

S. R. 636, a joint resolution relative to the pay of employees of the General Assembly.

Bill reported without prejudice.

And

S. B. 628, a bill to be entitled An act regulating the salaries of the Clerk of the Superior Court of Durham County, the Sheriff of Durham County, and a ten per centum increase in the salaries of the assistant Clerk of the Superior Court and Deputy Clerks and the Deputy Sheriffs and Clerk in the office of Durham County.

With a favorable report, as amended.

And

S. B. 599, a bill to be entitled An act to repeal absentee voting for Wilkes County in the primary and election of county officials only.

And

S. B. 320, a bill to be entitled An act to set up and establish liens of taxes, and the methods, processes, and proceedings for sales of real property for failure to pay taxes.

With unfavorable reports.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1044, a bill to be entitled An act authorizing the Boards of Commissioners of drainage districts to adjust delinquent assessments made in said districts.

For concurrence in the Senate amendment.

On motion of Mr. McQueen the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1080, a bill to be entitled An act to authorize the Board of Commissioners of Iredell County in their discretion to authorize the Sheriff of Iredell County to employ full time deputy sheriffs and prescribe their compensation.

For concurrence in the Senate amendment.

On motion of Mr. Johnston the House fails to concur in the Senate amendment and a conference committee is asked for. The Speaker appoints as Conferees on the part of the House Messrs. Johnston, McEachern, and Zickler and the Senate is so notified.

S. B. 258, a bill to be entitled An act to amend Chapter 224 of the Public Laws of 1933 of North Carolina relative to the sterilization of persons mentally defective.

Passes its second and third readings and is ordered enrolled.

S. B. 320, a bill to be entitled An act to set up and establish liens of taxes, and the methods, processes, and proceedings for sales of real property for failure to pay taxes.

On motion of Mr. Uzzell the bill is recommitted to the Calendar Committee.

S. B. 352, a bill to be entitled An act to amend Chapter 365 of the Public-Local Laws of 1919, relating to fees of officers in Iredell County.

On motion of Mr. Johnston the bill is laid on the table.

S. B. 425, a bill to be entitled An act to amend Sections 5960 to 5968, inclusive, of the Consolidated Statutes exempting Iredell County from the absentee voters law.

On motion of Mr. Johnston the bill is laid on the table.

S. B. 469, a bill to be entitled An act to provide for the payment of hospital and medical bills and charges for injuries received in the transportation of school children.

Passes its second and third readings and is ordered enrolled.

S. B. 553, a bill to be entitled An act to amend Chapter 222 Public Laws 1933 regulating mutual burial associations.

On motion of Mr. Bowie the bill is laid on the table.

S. B. 554, a bill to be entitled An act to promote more secure occupancy of farms and farm homes, to correct some present forms of farm tenancy; to promote rural rehabilitation by providing for the construction and supervision of subsistence homesteads and planned rural communities for families of low incomes and those who desire to acquire and live upon subsistence farms, and for the sale thereof on reasonable terms; authorizing the incorporation of limited dividend and/or non-dividend rural development companies, and creating a State Board of Rural Rehabilitation, for the purpose of encouraging, approving supervising and regulating such activities.

Passes its second and third readings and is ordered enrolled.

S. B. 588, a bill to be entitled An act to amend Section 8 of S. B. 180 of the General Assembly of 1933, entitled "An Act to allow the counties, municipalities and other governing agencies to refund tax sales certificates," ratified March 27, 1933, same being Chapter 181 of the Public Laws of North Carolina, Session 1933.

Passes its second and third readings and is ordered enrolled.

S. R. 636, a joint resolution relative to the pay of employees of the General Assembly.

On motion of Mr. Cherry the bill is laid on the table.

S. B. 601, a bill to be entitled An act to repeal Chapter 470, Public-Local Laws of 1927, relating to the appointment of election markers for Cherokee County.

Passes its second and third readings and is ordered enrolled.

S. B. 622, a bill to be entitled An act to appoint E. T. Watson a Justice of the Peace in Brogden Township, Wayne County.

Passes its second and third readings and is ordered enrolled.

S. B. 627, a bill to be entitled An act to exempt Caswell County from S. B. 488, passed at 1935 Session of the General Assembly, being An act to regulate the fees of the Clerk of Superior Court.

Passes its second and third readings and is ordered enrolled.

S. B. 634, a bill to be entitled An act to provide for the election of a Solicitor for the Recorder's Court in the county of Halifax, and to fix his salary.

Passes its second and third readings and is ordered enrolled.

S. B. 624, a bill to be entitled An act to authorize the Board of County Commissioners of Nash County to relieve the Spring Hope Missionary Baptist Church of past due taxes on certain property owned by the said church.

Passes its second and third readings and is ordered enrolled.

S. B. 635, a bill to be entitled An act to permit the advertising of alcoholic beverages permitted to be sold and distributed under the laws of North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 610, a bill to be entitled An act to amend Consolidated Statutes No. 6055 (a26) and Consolidated Statutes No. 6055, subsection (a27) as applicable to holding general elections in Cherokee County.

Passes its second and third readings and is ordered enrolled.

S. B. 625, a bill to be entitled An act to amend H. B. 881, entitled "An Act to enlarge the term of office of the several Registers of Deeds of this State," ratified May 9, 1935.

Passes its second and third readings and is ordered enrolled.

S. B. 633, a bill to be entitled An act to amend Section 53, Chapter 4, Public Laws of North Carolina Section 221 (e) of Michie's Code, relative to enforcement of liability of bank directors.

Passes its second and third readings and is ordered enrolled.

S. B. 626, a bill to be entitled An act allowing the city of Raleigh to sell certain lots known as "Fairmont" property, and other unused property owned by the city of Raleigh, and prescribing the procedure thereof.

Passes its second and third readings and is ordered enrolled.

S. B. 628, a bill to be entitled An act relating to the salaries of the Clerk of the Superior Court of Durham County; the Sheriff of Durham County, and a ten per centum increase in the salaries of the assistant Clerk of the Superior Court and Deputy Clerks and the Deputy Sheriffs and Clerk in the office of Durham County.

As amended, the bill passes its second and third readings and is ordered sent to the Senate for concurrence in the Senate amendment.

S. B. 631, a bill to be entitled An act to supplement H. B. 933 relative to the primary of the town of Wilkesboro, North Carolina, ratified April 20, 1935.

Passes its second and third readings and is ordered enrolled.

S. B. 644, a bill to be entitled An act to make it unlawful to operate a filling station, store, shop or place of amusement within five hundred feet of Calvary Baptist Church in Rocky Mount Township, Nash County, on Sunday between the hours of nine-thirty, a.m., and twelve-thirty, p.m.

On motion of Mr. Fenner the bill is recommitted to the Calendar Committee.

S. B. 639, a bill to be entitled An act to validate cancellation of certain mortgages and deeds of trust heretofore made upon the public records of Washington County.

Passes its second and third readings and is ordered enrolled.

S. B. 642, a bill to be entitled An act to authorize the Register of Deeds of Moore County to have photostatic copy made of plats, maps and blue prints filed for record in said Register's office.

Passes its second and third readings and is ordered enrolled.

S. B. 600, a bill to be entitled An act to provide a fund for the repayment of certain taxes collected through mistake and without authority of law.

Passes its second and third readings and is ordered enrolled.

S. B. 641, a bill to be entitled An act to permit the Board of Education of Transylvania County to provide that the County Superintendent of school shall take office on June 1, for the year 1935.

Passes its second and third readings and is ordered enrolled.

S. B. 637, a bill to be entitled An act to amend Chapter 154 of the Public Laws of 1931, providing for the appointment of a Court reporter for the Sixth Judicial District of North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 638, a bill to be entitled An act to amend S. B. 597, ratified on May 10, 1935 by clarifying the wording of Section 3 thereof and amending Section 6 thereof.

The question now recurs upon the passage of the bill on its second reading.

Upon this question Dr. Carr calls for the "ayes" and "noes."

The call is sustained and the bill passes its second reading by the following vote.

Those voting in the affirmative are: Mr. Speaker, Messrs. Barker, Barnes, Bean, Bender, Blount of Beaufort, Bowie, Brown, Bryant, Cook, Cooper, Crabtree, Cross, Davis, Day, Dobson, Dowtin, Fenner, Garrett, Horton, Johnston, Lindsey, Lumpkin, Morphew, McCall, Palmer, Peterson, Rouse, Royster, Sherard, Spruill, Stell, Thomas of Harnett, Uzzell, Wade, Warden, Williams of Pasquotank, Woodall—38.

Those voting in the negative are: Messrs. Andrews, Bailey, Blount of Pitt, Brock, Bryson, Carr, Cherry, Douglass, Ervin, Gardner, Harris, Hatcher, Hauser, Henry, Howard, Hutchins, Hyde, Jones, Kendrick, Lee, Mitchell, McQueen, Norwood, O'Berry, Paylor, Ray, Scholl, Sentelle, Sink, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Thorne, Williams of Hyde—35.

The following pairs are announced:

Dr. McDonald with Mr. Alspaugh. Were Mr. Alspaugh present he would vote "aye." Dr. McDonald would vote "no."

Mr. Pickens with Mr. Cone. Were Mr. Cone present he would vote "aye." Mr. Pickens would vote "no."

Mr. Barbee with Mr. Stevens. Were Mr. Stevens present he would vote "aye." Mr. Barbee would vote "no."

Mr. Gray votes "present."

The question now recurs upon the passage of the bill on its third reading.

The bill passes its third reading and is ordered enrolled.

On motion of Mr. Johnson of Pender the vote by which the bill passes its third reading is reconsidered.

The question now recurs upon the passage of the bill on its third reading.

Dr. Carr objects to the passage of the bill on its third reading.

On motion of Mr. Cross the rules are suspended and the bill is placed on its third reading.

The bill passes its third reading and is ordered enrolled.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and sent to the office of the Secretary of State:

H. R. 1457. A Joint Resolution relative to the death of Mrs. Ida Warren, Mother of Representative Joseph H. Warren.

S. B. 75. An Act to amend Chapter 386 of the Public Laws of 1909 and fixing the fees of the trial justice and prosecuting attorney for the Rowan County Court.

S. B. 413. An Act to require bottling plants and soft drink places to be operated in a sanitary condition.

S. B. 435. An Act to repeal the absentee voters law for Pitt County.

S. B. 443. An Act to repeal Section 2 of Chapter 422 Public Laws of 1933 in regard to the paying of bounties for the heads of outlawed predatory birds and animals.

S. B. 450. An Act to amend Section 32 of the Local Government Act, the same being Chapter 60 of the Public Laws of 1931, as amended, and relating to security for deposits of funds of local units.

S. B. 455. An Act to amend Section 1014 of the Consolidated Statutes, relative to the appointment of coroners by Clerks of the Superior Court.

S. B. 466. An Act to amend Chapter 188 of the Public Laws of North Carolina, Session of 1933, amending Section 150 of the Consolidated Statutes of North Carolina of 1919, relative to the extension of time for the settlement of estates.

S. B. 476. An Act to amend Senate Bill No. 140 ratified March 8, 1935, by adding a proviso to eliminate conflict with Section 5182, Consolidated Statutes of North Carolina, relating to loans made by building and loan associations.

S. B. 488. An Act to regulate the fees of Clerks of the Superior Court.

S. B. 500. An Act to amend Chapter 194 of the Public Laws of 1929 relating to the North Carolina pure seed law.

S. B. 512. An Act validating sales of real estate made by administrators, de bonis non of deceased trustees.

S. B. 530. An Act to amend Chapter 146 of the Public Laws of North Carolina, Session 1927, relative to the payment of county warrants.

S. B. 340. An Act to place the names of Confederate soldier's widows on the pension list.

S. B. 566. An Act to place Confederate veterans' widows on the pension roll.

S. B. 570. An Act validating sales of land for taxes in the county of Robeson or any municipality therein for the years 1933 and 1934.

S. B. 580. An Act to amend Section 2162 of the Consolidated Statutes.

S. B. 581. An Act to amend Section 33 of the Consolidated Statutes.

S. B. 651. An Act to amend Chapter 409, Public-Local Laws, regular Session, 1933, entitled "An Act to provide for the redemption of property sold for taxes in Yancey County or in any municipality therein."

H. B. 885. An Act to authorize the town of Waynesville to make appropriations to the Waynesville Library Association.

H. B. 919, An Act to provide for a closed season for two years for hunting quail or partridge in Crabtree Township, Haywood County.

H. B. 1020. An Act for the protection of fox in Haywood County.

H. B. 1071. An Act to prohibit the maintenance of "junk yards" within the town of Graham, Alamance County, North Carolina, or within one mile of the city limits of the said town of Graham.

H. B. 1143. An Act to provide for the appointment of school trustees in State District No. 1, Pitt County.

H. B. 1149. An Act to amend Section 6760, Volume II of the Consolidated Statutes, as enacted by Chapter 503 of the Public Laws of 1903, relative to the practice of veterinary medicine and surgery.

H. B. 1303. An Act to empower the town of Black Mountain, Buncombe County, North Carolina, to refinance the entire bonded indebtedness of said

town and permitting the town to accept bonds in payment of special assessments.

H. B. 1316. An Act to repeal House Bill No. 300, ratified on February 20, 1935, being An Act authorizing the Board of Commissioners of New Hanover County to appropriate money to the Wilmington Port Traffic Association, Incorporated.

H. B. 1319. An Act to authorize the Board of Commissioners of the town of Spring Hope, Nash County, to relieve the Spring Hope Missionary Baptist Church of past due taxes on certain property owned by said church.

H. B. 1320. An Act relating to the fees for recordation of certain Federal crop liens and chattel mortgages in Wilson County.

H. B. 1327. An Act to provide for the collection of the 1934 taxes of Hyde County.

H. B. 1358. An Act making a supplemental appropriation of $7,500 a year for the next biennium for the State Hospital at Goldsboro.

H. B. 1363. An Act to amend Chapter 241 of the Public-Local Laws of Session of 1933.

H. B. 1405. An Act to validate all sales for taxes made by the tax collector of the town of Lucama, Wilson County, North Carolina.

H. B. 1409. An Act to amend House Bill 781 as amended by House Bill 1135, entitled, "A bill to be entitled An Act to relieve the taxpayers of Beaufort County," ratified March 26, 1935 and April 29, 1935.

H. B. 1410. An Act to appoint Justices of the Peace for Catawba County.

H. B. 1420. An Act to promote and facilitate the collection of taxes in Johnston County.

H. B. 1425. An Act to amend Chapter 316 of the Public-Local Laws of North Carolina, 1913 Session, relating to the health department of the city of Wilmington, county of New Hanover.

H. B. 1429. An Act to appoint O. J. Nye of Edgecombe County and M. E. Whitehead of Northampton County, Justices of the Peace in their respective counties.

H. B. 1431. An Act relating to the preparation of tax assessments in Hyde County.

H. B. 1434. An Act to prohibit the manufacture or sale of beer and wine within one mile of the center of the village of Bahama, Mangum Township, Durham County.

H. B. 1435. An Act to designate Salmon Creek in Bertie County as commercial waters for the purpose of fishing during certain seasons.

H. B. 1438. An Act to amend Chapter 62, Section 3207 of the Consolidated Statutes, relating to county officers' statements.

H. B. 1441. An Act to extend the time for the sale of lands for taxes in Alamance County.

H. B. 1443. An Act to appoint Guy Bulluck, Justice of the Peace for Spring Hill Township, Wilson County, North Carolina.

H. B. 1444. An Act relating to the salary and office of the public health officer of Bladen County.

H. B. 1448. An Act to amend the law relating to the municipal recorders court for the town of Mount Holly.

H. B. 1454. An Act governing the sale of land for delinquent taxes by the town of Southern Pines.

H. B. 1455. An Act regulating the salary of the Sheriff of Moore County.

H. B. 1456. An Act to appoint A. S. Newcomb a Justice of the Peace of Moore County.

H. B. 1458. An Act to appoint certain Justices of the Peace for Yancey County.

H. B. 1467. An Act to require the pensioning of disabled police officers of the city of Wilmington.

H. B. 1472. An Act to authorize, empower and direct the Board of Commissioners of the town of Carolina Beach, Incorporated, to culvert and fill in a certain canal running from Carolina Lake to Myrtle Grove Sound and to pay for same out of the general fund of said town.

H. B. 1474. An act to prohibit killing quail in Catawba County with automatic shotgun

H. B. 1477. An Act to amend Section 6054, Volume III of the Consolidated Statutes placing Watauga County under the State-wide primary law.

H. B. 1479. An Act to correct a typographical error appearing in House Bill 1226, passed at the 1935 Session of the General Assembly of North Carolina, ratified May 3, 1935.

H. B. 1480. An Act to appoint L. A. Overcash a Justice of the Peace in China Grove Township, Rowan County.

H. B. 1485. An Act relating to the compensation of the Commissioners of Franklin County.

H. B. 1486. An Act amending Chapter 343 of the Public-Local Laws of the Session of 1933, fixing the compensation of the Sheriff of Anson County for the collection of taxes.

H. B. 1488. An Act fixing the time for the advertisement and sale of land for unpaid taxes for the year 1934 in Edgecombe County.

S. B. 619. An Act supplemental to and amending House Bill Number 811, entitled "An Act to enlarge the term of office of the several registers of deeds of this State."

H. B. 1490. An Act to amend Section 124 and Section 126 of Chapter 15 of the Private Laws of 1923, the same being a charter of the town of Elizabeth City, North Carolina.

H. B. 1492. An Act to provide for the appointment of a mayor and four commissioners for the town of Coats, Harnett County.

S. B. 492. An Act to district Cherokee County for the purpose of the nomination and election of members of the Board of County Commissioners.

S. B. 561. An Act to amend Chapter 11 of the Private Laws of 1893 and to clarify and define the corporate limits of the town of Claremont in Catawba County.

S. B. 597. An Act to promote temperance and prosperity, and encourage the growing of grapes, fruits and berries in North Carolina; to legalize the making and selling of light domestic wines.

S. B. 606. An Act to repeal Chapter 169 of the Public-Local Laws of 1933, entitled "An Act to regulate the speed of boats on White Lake, in Bladen County."

S. B. 616. An Act to appoint H. R. Roberts a Justice of the Peace in Greenville Township, Pitt County.

S. B. 617. An Act to permit the county of Lenoir and the city of Kinston to erect a combined courthouse and city hall.

H. B. 613. An Act to close the season for deer, wild turkey and ringnecked pheasants in Surry, Wilkes, Alleghany and Yadkin counties.

H. B. 1035. An Act for relief of taxpayers of Cherokee County.

H. B. 1048. An Act to amend Chapter 148, Public Laws 1927, being a "Uniform Act regulating operation of vehicles on highways," so as to provide that all cars sold in the State after January 1, 1936, shall be provided with safety glass throughout and the highway commission be empowered to establish tests of safety glass for the protection of the public against lowered standards of safety glass.

H. B. 1397. An Act to appoint R. H. Jones a Justice of the Peace for Franklinton Township, Franklin County, North Carolina.

H. B. 1404. An Act to amend House Bill 1324, entitled "An Act to amend House Bill 652, entitled 'An Act to amend Section 2, Chapter 560, Public Laws of 1933, relating to sales of real estate for taxes,' ratified April 25, 1935, so as to exempt Guilford County and the municipalities therein," ratified May 7, 1935, so as to exempt the town of Gibsonville from the provisions of said House Bill 1324.

H. B. 1408. An Act regulating the election of the mayor and commissioners of the town of Farmville, Pitt County.

H. B. 1432. An Act to amend House Bill 1015 entitled "An Act to relieve the taxpayers of Hyde County," ratified April 17, 1935.

H. B. 1433. An Act to amend Section 1608 of the Consolidated Statutes, Volume III, relating to County Recorder's Court in Hyde County.

H. B. 1439. An Act to amend House Bill 1352 entitled "A bill to be entitled An act to appoint T. H. Morgan a Justice of the Peace for Gold Hill Township, Rowan County," ratified May 7, 1935.

H. B. 1446. An Act relating to the pay of the Coroner of Duplin County.

H. B. 1451. An Act to fix the fees of the Clerk of the Superior Court of Forsyth County and the Clerk of the Forsyth County Court.

H. B. 1471. An Act to amend Chapter 484, Public-Local Laws, 1933, relating to salary of the Recorder of New Hanover County.

H. B. 1447. An Act relating to pay of registrars and poll holders in Duplin County.

H. B. 1483. An Act regulating the trapping of game on the lands of another, prohibiting the depredation of domestic fowls and regulating fishing under certain conditions in Moore County.

H. B. 1484. An Act to extend the jurisdiction of Forsyth County Court.

H. B. 309. An Act to facilitate the operation of a free textbook or textbook loan plan in the public schools of the State of North Carolina.

S. B. 408. An Act to authorize and empower the Treasurer of North Carolina, to make settlement with the several counties of the State for the taxes levied under Section 492, Chapter 427 of the Public Laws of 1931.

S. B. 478. An Act to amend Section 493, Consolidated Statutes of North Carolina.

S. B. 479. An Act providing for the funding or refunding of principal and interest of loans made from the State Literary Fund and from any special building fund of the State.

S. B. 577. An Act authorizing the Board of County Commissioners of Durham County to levy additional tax for the maintenance of the poor, etc.

S. B. 587. An Act supplemental to and amending Senate Bill 394 ratified on the 18th day of April, 1935, authorizing the town of Rutherfordton to accept bonds of said town in payment of taxes and special assessments.

S. B. 604. An Act to amend Section 3884 (a) of the Consolidated Statutes of North Carolina, Volume III relating to retirement of judges.

H. B. 905. An Act to compensate Public School Teachers of Raleigh Township, Wake County, after reaching the age of sixty-five years.

H. B. 1049. An Act to validate certain bonds heretofore issued and authorizing the issuance of bonds pursuant to certain proceedings heretofore taken by municipalities for the purpose of financing or aiding in the financing of any work, undertaking or project to finance or to aid in the financing of which any loan or grant has heretofore been or may hereafter be made by the United States of America through the Federal Emergency Administrator of Public Works.

H. B. 1412. An Act to repeal certain provisions of Section 1681 of the Consolidated Statutes, relating to compensation for damages done by dogs in Bladen County.

H. B. 1450. An Act to aid private hospital caring for indigent and charity patients in Mecklenburg County.

H. B. 1463. An Act to appoint R. H. Giles a Justice of the Peace in Morganton Township, Burke County.

S. B. 82. An Act to amend Chapter 375, Public Laws, 1933, reducing license fees for private passenger motor vehicles.

S. B. 325. An Act to prohibit the operation of pool and billiard rooms in Swain County.

S. B. 386. An Act to amend Section 5440 (a) of the Consolidated Statutes relative to providing textbooks and the teaching of the effects of alcoholism and narcotism on the human system.

S. B. 485. An Act to amend Chapter 73 of the Public Laws of 1933, relating to license tax on semi-trailers towed by passenger cars.

S. B. 532. An Act to amend Section 6554 of the Consolidated Statutes of North Carolina relative to hours of labor for women.

S. B. 533. An Act to amend Chapter 35 of the Public Laws of 1933 relative to the hours of labor for women in stores, etc.

S. B. 611. An Act to enlarge the term of office of the Register of Deeds of Halifax County subject to the approval of the voters thereof.

S. B. 618. An Act to appoint Justices of the Peace for Transylvania County.

S. B. 602. An Act to prohibit killing quail in Alexander County with pump or automatic shot gun.

S. B. 620. An Act to repeal Chapter 278 of the Public-Local Laws of 1931, being An Act to amend Chapter 267 of the Public-Local Laws of 1923 relative to the salary of the Treasurer of Caswell County and to reënact Chapter 267 of the Public-Local Laws of 1923, relating to the salary of the Treasurer of Caswell County.

H. B. 638. An Act authorizing the refunding of taxes erroneously or illegally collected in the county of Guilford.

H. B. 884. An Act to authorize the town of Waynesville to establish and maintain a public library.

H. B. 1016. An Act amending the Charter of the town of Elk Park in Avery County, North Carolina.

H. B. 1052. An Act to authorize cities, towns and incorporated villages and the State, its subdivisions and agencies to coöperate with housing authorities and the United States of America by rendering services, conveying or leasing property, and providing for streets, roads and other facilities; to authorize any city or town having a population of more than fifteen thousand inhabitants which is located within a housing authority to make an appropriation for the first year's administrative expenses of such authority; to authorize cities, towns and incorporated villages located within housing authorities to make grants and lend money to such housing authorities; and to declare that this Act take effect from the date of its ratification.

H. B. 1055. An Act to authorize corporate agencies of the United States and corporations receiving aid from the United States to exercise the power of eminent domain to acquire property for housing projects; and to declare that this Act take effect from the date of its ratification.

H. B. 1115. An Act regulating acceptance of assignment of wages.

H. B. 1199. An Act to provide for the collection of delinquent amounts due the State Literary and School Building Revolving Fund from the various counties.

H. B. 1206. An Act to amend Section 1681 of the Consolidated Statutes relating to the payment of damages done by dogs in Madison County.

H. B. 1243. An Act to amend Section 1177 of the Consolidated Statutes so as to authorize the Court to appoint a receiver under certain conditions.

H. B. 1258. An Act to provide for a kennel tax in Greene County and the town of Snow Hill.

H. B. 1298. An Act to authorize the town of Elkin, Surry County, to accept its own bonds in payment of taxes and street assessments and relating to the tax rate in the town of Elkin, Surry County.

H. B. 1301. An Act to authorize the Governor of North Carolina to appoint an advisory board of paroles, and to set up rules and regulations relative to prisoners and paroles.

H. B. 1312. An Act to authorize the Board of Commissioners of Roxboro to accept certain securities of said municipality in payment of street assessments and delinquent taxes.

H. B. 1415. An Act to amend Chapter 34, Public-Local Laws of 1933, relative to per diem of the Chairman of the County Board of Commissioners of Swain County.

H. B. 1419. An Act to amend House Bill 942, entitled "A bill to be entitled An act to aid the collection of back taxes for the town of Laurel Park in Henderson County," ratified May 4, 1935.

H. B. 1422. An Act to abolish the right of trial by jury in the Recorder's Court of Durham County.

H. B. 1426. An Act supplemental to House Bill No. 784, the same being An act relating to the fees of witnesses.

H. B. 1437. An Act to repeal the Charter of the town of Tunis, Hertford County.

H. B. 1459. An Act to restore Sylvian Palmer, Victor Fowler and Walter Bridgeman to full rights of citizenship.

The Speaker announces the following additional House Conferees on H. B. 1080, title "Authorize the Board of Commissioners of Iredell County in their discretion to authorize Sheriff of Iredell County to employ full time deputy sheriffs and prescribe their compensation" Messrs. Tonissen and Hobbs, and the Senate is so notified.

On motion of Mr. Harris the House takes a recess until eleven-thirty tonight.

NIGHT SESSION

HOUSE OF REPRESENTATIVES,
FRIDAY NIGHT, May 10, 1935.

Pursuant to its recess the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

CONFERENCE REPORT ON HOUSE BILL NUMBER 1080

To the President of the Senate
and
Speaker of the House of Representatives:

The undersigned Conferees, on the part of the Senate and House of Representatives, having met in conference and fully considered the Senate amendments to H. B. 1080, title "A bill to be entitled An act to authorize the Board of Commissioners of Iredell County, in their discretion, to authorize the Sheriff of Iredell County to employ full time deputy sheriffs and prescribe their compensation," have agreed and report as follows:

That the Senate recede from its amendment to the bill.

Respectfully submitted,

W. E. SMITH,
A. HALL JOHNSTON,
Conferees on the part of the Senate.

C. C. JOHNSTON,
LAURIE MCEACHERN,
E. T. TONISSEN,
J. C. HOBBS,
C. R. ZICKLER,
Conferees on the part of the House of Representatives.

On motion of Mr. McEachern the report is adopted, and the Senate is so notified to the end that if they adopt a similar report the House will order the bill enrolled.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and and disposed of as follows:

By Mr. Brown: H. B. 1499, a bill to be entitled An act to amend Chapter 20 of the Public Laws of 1931, same being "An Act to amend Chapter 196 of the Public Laws of 1925, amendatory of Section 2354 of the Consolidated Statutes, in reference to landlords and tenants."

On motion of Mr. Brown the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions, which are read the first time and disposed of as follows:

S. B. 439, a bill to be entitled An act providing for the observance and commemoration of the one hundredth anniversary of the passing of a resolution directing that "A plan for common schools suited to the condition and resources of the State," be prepared and reported to the next General Assembly.

On motion of Mr. Cherry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. R. 645, a joint resolution allowing the Junior League of the city of Raleigh to conduct a refreshment stand in the Capitol during the Sessions of the General Assembly.

On motion of Dr. Douglass the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. R. 646, a joint resolution commending the Postmaster of the city of Raleigh and Betram D. Daniels, Clerk of the substation for the services rendered to this General Assembly.

On motion of Mr. O'Berry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

On motion of Mr. Harris the House adjourns in honor of Stonewall Jackson and the boys who wore the Grey, and will meet tomorrow at twelve-five, a.m.

ONE HUNDRED SIXTH DAY

HOUSE OF REPRESENTATIVES,
SATURDAY, May 11, 1935.

The House meets pursuant to adjournment and is called to order by Mr. Speaker Johnson.

Prayer by Mr. John D. Berry of the city of Raleigh.

Mr. Cooper for the Committee on the Journal reports that the Journal of yesterday has been examined and found correct, and the same stands approved.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Mr. Ray: H. B. 1500, a bill to be entitled An act to amend H. B. 1077, entitled, "An Act to appoint Justices of the Peace for the several counties of North Carolina," ratified May 4, 1935.

On motion of Mr. Ray the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Lumpkin: H. B. 1501, a bill to be entitled An act to place Mrs. Senovia Baker, widow of Captain A. H. Baker, a Confederate soldier, on the pension roll.

On motion of Mr. Lumpkin the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

SPECIAL MESSAGE

SENATE CHAMBER,
May 11, 1935.

Mr. Speaker:

It is ordered that a message be sent your Honorable Body with the information that the Senate has adopted the Report of the Conferees on H. B. 1080, title, "to authorize the Board of Commissioners of Iredell County in their discretion to authorize the Sheriff of Iredell County to employ full time deputy sheriffs and prescribe their compensation," when similar action is taken by your Body you may order the bill enrolled.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the above message and the House having adopted a similar report the bill is ordered enrolled.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 591, a bill to be entitled An act amending the Charter of the city of Rocky Mount, being Chapter 209 of the Private Laws of 1907 as amended, to provide for the installation of sewerage facilities in the city at the expense of the property owners.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cook, Cooper, Crabtree, Davis, Day, Dobson, Douglass, Eagles, Ervin, Farrell, Gardner, Garrett, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Jones, Kendrick, Lee, Lindsey, Mitchell, McEachern, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sink, Sparger, Spruill, Stell, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Tonissen, Uzzell, Vann, Wade, Williams of Hyde, Woodall, Zickler—70.

Those voting in the negative are: None.

S. B. 592, a bill to be entitled An act to authorize Southern Pines School District in Moore County to borrow money in anticipation of the collection of special taxes to defray expenses of purchasing materials for building gymnasium in connection with funds allotted by Public Works Administration.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Mr. Speaker, Messrs. Abernathy, Andrews, Bailey, Barbee, Bean, Bender, Blount of Beaufort, Blount of Pitt, Bowers, Bowie, Brock, Brown, Bryant, Bryson, Carr, Cherry, Clegg, Cook, Cooper, Crabtree, Davis, Day, Dobson, Douglass, Eagles, Ervin, Farrell, Gardner, Garrett, Gray, Harris, Hatcher, Hauser, Henry, Hobbs, Horton, Howard, Hutchins, Jones, Kendrick, Lee, Lindsey, Mitchell, McEachern, O'Berry, Palmer, Paylor, Peterson, Pickens, Rasberry, Ray, Rouse, Royster, Scholl, Sink, Sparger, Spruill, Stell, Stone, Sullivan, Thomas of Anson, Thomas of Harnett, Thompson of Robeson, Tonissen, Uzzell, Vann, Wade, Williams of Hyde, Woodall, Zickler—70.

Those voting in the negative are: None.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State.

H. B. 1389. An Act to provide that any person who shall be upon any highway in the county of Craven in a drunken condition shall be guilty of a misdemeanor.

H. B. 1391. An Act to exempt New Hanover County from the provisions of Article 8 of Chapter 66 of Volume III of the Consolidated Statutes, known as the "Turlington Act."

H. B. 1394. An Act repealing H. B. 991 fixing the salary of the clerk of the court for Alamance County.

On motion of Mr. Harris the House takes a recess and will meet at ten-thirty o'clock, a.m.

SECOND MORNING SESSION

HOUSE OF REPRESENTATIVES,
SATURDAY, May 11, 1935.

Pursuant to its recess, the House meets and resumes consideration of its business with Mr. Speaker Johnson presiding.

On motion of Mr. Vann, Jack Paylor and Bob Paylor, sons of Representative Paylor of Pitt County, are made honorary pages of the House.

On motion of Mr. McEachern, Betsy Harris, daughter of Representative Harris of Person County, is made an honorary page of the House.

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills and resolutions which are read the first time and disposed of as follows:

S. B. 648, a bill to be entitled An act to amend S. B. 597, ratified on May 10, 1935 by exempting certain counties from the provisions thereof.

Referred to the Committee on Calendar.

H. B. 1491, a bill to be entitled An act to exempt Pasquotank County from the provisions of Article 8 of Chapter 66, Volume III, of the Consolidated Statutes, known as the "Turlington Act," and to set up alcoholic control board for the county of Pasquotank.

For concurrence in the Senate amendments.

Mr. Williams of Pasquotank makes a motion that the House do concur in the Senate amendment.

Upon this question Mr. Ervin calls for the "ayes" and "noes."

The call is sustained and the House concurs in the Senate amendments by the following vote and the bill is ordered enrolled.

Those voting in the affirmative are: Messrs. Abernathy, Barker, Barnes, Bender, Blount of Beaufort, Bowie, Brown, Bryant, Clegg, Cone, Cook, Cooper, Carbtree, Cross, Davis, Day, Dobson, Dowtin, Eagles, Falkner, Fenner, Hobbs, Horton, Johnston, Leggett, Lindsey, Lumpkin, Morphew, McCall, McEachern, Palmer, Paylor, Rasberry, Rouse, Royster, Sparger, Spruill, Stell, Sullivan, Thomas of Harnett, Tonissen, Wade, Ward, White, Williams of Pasquotank, Zickler—46.

Those voting in the negative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Bean, Blount of Pitt, Bowers, Brock, Bryson, Carr, Cherry, Douglass, Ervin, Gardner, Gray, Harris, Henry, Howard, Hutchins, Jonas, Jones, Kelly, Kendrick, Lee, Meekins, Mitchell, McQueen, Pickens, Ray, Scholl, Sink, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Uzzell, Vann, Woodall—38.

The following pairs are announced.

Mr. Farrell with Mr. Garrell. Were Mr. Garrell present he would vote "aye." Mr. Farrell would vote "no."

Mr. Hatcher with Mr. Hoyle. Were Mr. Hoyle present he would vote "aye." Mr. Hatcher would vote "no."

Mr. Hauser with Mr. Tatem. Were Mr. Tatem present he would vote "aye." Mr. Hauser would vote "no."

Mr. Hyde with Mr. Taylor. Were Mr. Taylor present he would vote "aye." Mr. Hyde would vote "no."

Dr. McDonald with Dr. Peterson. Were Dr. Peterson present he would vote "aye." Dr. McDonald would vote "no."

Mr. O'Berry with Mr. Stevens. Were Mr. Stevens present he would vote "aye." Mr. O'Berry would vote "no."

Mr. Alspaugh with Mr. Klutz. Were Mr. Klutz present he would vote "no." Mr. Alspaugh would vote "aye."

On motion of Mr. Williams of Pasquotank, the vote by which the House concurred in the Senate amendment, is reconsidered, and the vote is laid on the table.

INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time and disposed of as follows:

By Messrs. Rouse, Bryant, Bowie, Horton and Blount of Beaufort: H. B. 1502, a bill to be entitled An act to authorize the bringing in of all necessary parties in all tax foreclosure suits now pending in the State.

On motion of Mr. Rouse the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Lee: H. B. 1503, a bill to be entitled An act to prohibit the sale of gas, oil or other articles of merchandise, and engaging in athletic contests on Sunday, within one mile of Providence Presbyterian Church and Pleasant Grove Baptist Church, in Pleasant Grove Township, Johnston County.

On motion of Mr. Lee the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. White: H. B. 1504, a bill to be entitled An act to place Chowan County under the provisions of H. B. 1491.

On motion of Mr. White the bill is placed upon its immediate passage.

The bill passes its first reading.

An amendment offered by Mr. Alspaugh is adopted.

As amended the bill passes its second reading.

The question now recurs upon the passage of the bill on its third reading.

Upon this question Mr. Ervin raises objection.

Mr. White moves that the rules be suspended and the bill is placed on its third reading.

Upon this question Mr. Brock calls for the "ayes" and "noes."

The call is sustained and the rules fail of suspension by the following vote, the bill thereby going over on its third reading.

Those voting in the affirmative are: Messrs. Abernathy, Alspaugh, Barker, Barnes, Bean, Bender, Blount of Beaufort, Brown, Bryant, Clegg, Cooper, Crabtree, Cross, Davis, Day, Dobson, Dowtin, Eagles, Falkner, Fenner, Garrett, Hobbs, Horton, Johnston, Lindsey, Lumpkin, Morphew, McCall, McEachern, Palmer, Paylor, Rasberry, Rouse, Royster Sherard, Spruill, Stell, Sullivan, Thomas of Harnett, Tonissen, Uzzell, Wade, Ward, White, Williams of Pasquotank—45.

Those voting in the negative are: Mr. Speaker, Messrs. Andrews, Bailey, Barbee, Blount of Pitt, Bowers, Bowie, Brock, Bryson, Carr, Cherry, Douglass, Ervin, Gibson, Gray, Harris, Hauser, Henry, Hutchins, Hyde, Jonas, Jones, Kelly, Kendrick, Leggett, Mitchell, McDonald, O'Berry, Ray, Scholl, Sink, Stone, Thomas of Anson, Thompson of Robeson, Thompson of Wake, Williams of Hyde, Zickler—37.

The following pairs are announced.

Mr. Meekins with Mr. Stevens. Were Mr. Stevens present he would vote "aye." Mr. Meekins would vote "no."

Mr. Pickens with Mr. Cone. Were Mr. Cone present he would vote "aye." Mr. Pickens would vote "no."

Mr. Hatcher with Mr. Hoyle. Were Mr. Hoyle present he would vote "aye." Mr. Hatcher would vote "no."

By Mr. Sullivan: H. B. 1505, a bill to be entitled An act to amend Chapter 319, Public Laws of 1933, same being An Act to provide for and regulate the manufacture, transportation and sale of certain beverages.

Referred to the Committee on Calendar.

By Messrs. Bryant and Barker: H. B. 1506, a bill to be entitled An act to place Durham County under the provisions of H. B. 1491.

Referred to the Committee on Calendar.

By Messrs. Cherry, Cone and Bryant: H. B. 1507, a bill to be entitled An act to provide for a system of unemployment compensation, and to provide for the administration enforcement thereof, and to promote the regularity of employment.

On motion of Mr. Cherry the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

As amended, the bill passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Meekins: H. B. 1508, a bill to be entitled An act to increase the members of the Board of Education for Watauga County.

On motion of Mr. Meekins the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

By Mr. Scholl: H. R. 1509, joint resolution to repeal resolution No. 1424 providing for adjournment sine die on the 11th day of May, 1935, and authorizing the appointment of a Committee to study the question of control of alcoholic beverages and report to the Senate and House of Representatives of Wednesday, the 15th day of May, to the end that action might be taken upon said report on the said day.

Placed on the Calendar.

By Mr. Crabtree: H. B. 1510, a bill to be entitled An act to place Lee County under the provisions of H. B. 1491.

Referred to the Committee on Calendar.

By Mr. Sherard: H. B. 1511, a bill to be entitled An act establishing a boxing commission for the county of Henderson.

On motion of Mr. Sherard the bill is placed upon its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

REPORTS OF COMMITTEES

Bills and resolutions are reported from standing committees, read by their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Mr. Uzzell, for the Committee on Calendar.

S. B. 648, a bill to be entitled An act to amend S. B. 597, ratified on May 10, 1935, by exempting certain counties from the provisions thereof.

With an unfavorable report.

CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 694, a bill to be entitled An act setting up and establishing the methods, processes and proceedings by which a lien may be acquired upon real and personal property, and the same sold and the title thereon conveyed for failure to pay taxes for Caswell County.

On motion of Mr. Harris the bill is taken from the unfavorable Calendar and placed upon its immediate passage.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 631, a bill to be entitled An act to supplement H. B. 933, relative to the primary of the town of Wilkesboro, North Carolina, ratified April 20, 1935.

Having been recalled from the Enrolling Office, on motion of Mr. Bowie, the vote by which the bill passed its third reading is reconsidered.

On motion of Mr. Bowie the bill is laid on the table.

S. B. 599, a bill to be entitled An act to repeal absentee voting for Wilkes County in the primary and election of county officials only.

On motion of Mr. Bowie the bill is taken from the unfavorable Calendar and placed on its immediate passage.

Passes its second and third readings and is ordered enrolled.

H. B. 1502, a bill to be entitled An act to authorize the bringing in of all necessary parties in all tax foreclosure suits now pending in the State.

For concurrence in the Senate amendment.

On motion of Mr. Bryant, the House concurs in the Senate amendment and the bill is ordered enrolled.

On motion of Mr. Gardner, the vote by which the House failed to concur in the Senate amendment to H. B. 1084, title, "relating to tax foreclosure suits in Cleveland County and extending the time of the sheriff's sale for 1934 taxes is reconsidered.

On motion of Mr. Gardner the Conferees are discharged and the Senate is so notified.

The question now recurs upon the adoption of the Senate amendment.

On motion of Mr. Gardner the House concurs in the Senate amendment and the bill is ordered enrolled.

ENROLLED BILLS

Mr. Hyde, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent to the office of the Secretary of State:

H. R. 1440. A Joint Resolution to pay the expenses of the Committee from the House of Representatives and the Senate visiting correctional and penal institutions.

H. R. 1232. A Resolution authorizing the Governor of the State of North Carolina to appoint a commission composed of five members of the 1935 General Assembly, three of said members to represent the House, and two the Senate to investigate and inquire into the advisability and feasibility of a State-owned gasoline terminal and to inquire into the probable cost of equipment necessary for the State of North Carolina to purchase its gasoline supply in bulk; to further inquire into alleged discriminations against North Carolina concerns in the matter of sales of merchandise to the State of North Carolina.

H. R. 1496. Joint Resolution authorizing the Secretary of State to have printed 3,500 copies of House Bill Number 1033 known as "The Machinery Act."

H. R. 1362. A Joint Resolution to commend the American Red Cross in its efforts to mitigate the suffering of citizens of the State in disaster, and in its program to prevent suffering through its North Carolina Chapters.

H. R. 909. A Joint Resolution to authorize and empower the Governor of North Carolina to name and appoint some outstanding and distinguished man of letters as poet laureate for North Carolina.

H. R. 1495. Joint Resolution authorizing and directing the Secretary of State to have printed 5,000 copies of H. B. 1189, known as "The School Machinery Act," and that the distribution thereof be under the direction of the State School Commission.

S. B. 282. An Act to authorize the Board of County Commissioners of Guilford County to levy a special tax for the support and maintenance of the poor and the operation of the County Welfare Department.

S. B. 494. An Act to empower the Board of Commissioners of any municipality in Duplin County to establish and regulate markets.

S. B. 588. An Act to amend Section 8 of S. B. 180 of the General Assembly of 1933, entitled, "An Act to allow the counties, municipalities and other governing agencies to refund tax sales certificates." Ratified March 27, 1933. Same being Chapter 181 of the Public Laws of North Carolina, Session 1933.

S. B. 622. An Act to appoint E. T. Watson a justice of peace in Brogden Township, Wayne County.

S. B. 624. An Act to authorize the Board of County Commissioners of Nash County to relieve the Spring Hope Missionary Baptist Church of past due taxes on certain property owned by the said church.

S. B. 634. An Act to provide for the election of a solicitor for the Recorder's Court in the county of Halifax, and to fix his salary.

S. B. 637. An Act to amend Chapter 154, Public Laws of 1931 providing for the appointment of a court reporter for the Sixth Judicial District of North Carolina.

H. B. 27. An Act to amend Chapter 165 of the Public Laws of North Carolina, Session 1933, and that Section of said Chapter designated as Consolidated Statutes 5932, relating to the compensation of precinct officers.

H. B. 337. An Act to provide a rental system for textbooks used in the public schools of the State and to promote economy and efficiency in the adoption of textbooks.

H. B. 440. An Act to repeal Section 934 of the Consolidated Statutes relating to the examination of the clerk of the court's office by the Solicitor.

H. B. 577. An Act to amend Section 34, Chapter 60, of the Public Laws of 1931, relative to the depositing of funds of any governmental unit under the direction of local government commission.

H. B. 827. An Act to amend Chapter 375, Section 29 of the Public Laws of 1933, relative to motor vehicle license fees.

H. B. 900. An Act to transfer certain assets to the general fund of Cumberland County.

H. B. 930. An Act relating to the sale of meats, game and fresh sea foods in Elizabeth City and fixing the license tax for same.

H. B. 978. An Act extending the time of payment of delinquent paving and other assessments.

H. B. 1050. An Act to authorize cities and towns to issue bonds for municipal improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of public works, or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

H. B. 1051. An Act to authorize counties to issue bonds for improvements for the purpose of financing or aiding in the financing of any work, undertaking or project to which any loan or grant is or may be made by the United States of America through the Federal Emergency Administrator of public works, or through any other agency or department of the United States of America, and to expedite the procedure for the issuance of such bonds.

H. B. 1131. An Act to place the names of widows of certain Confederate soldiers on the pension list.

H. B. 1164. An Act to authorize and empower the North Carolina Department of Conservation and Development to acquire or lease property for development as State forests and State parks and providing for the disposition of income from such lands.

H. B. 1177. An Act to authorize the State Highway and Public Works Commission to pay certain monies due by the State's Prison.

H. B. 1185. An Act to amend Section 4 of Chapter 148 of the Public Laws of 1927, relating to regulation of speed of motor vehicles.

H. B. 1195. An Act to repeal the absentee ballot law applying to Anson County only.

H. B. 1198. An Act to limit and regulate absentee voting in Cherokee County.

H. B. 1210. An Act to provide for the teaching of blind and deaf and dumb Indians in the Cherokee Indian Normal School of Robeson County.

H. B. 1213. An Act to authorize the issuance of school building bonds in behalf of school districts and special bond tax units and the levy of taxes within such districts and units for the payment of the principal and interest of such bonds.

H. B. 1235. An Act to eliminate certain territory from the corporate limits of the town of Burnsville.

H. B. 1250. An Act to amend Chapter 87, Public Laws of 1921, relating to marketing associations, so as to put the owners of all classes of stock in

marketing associations on an equal basis in regard to being classed as members, and so as to enable marketing associations to determine in their by-laws the per cent of stock that any one member might own.

H. B. 1269. An Act to place Robert Milton Pittman, Confederate veteran, on the pension roll of Avery County.

H. B. 1270. An Act to require an audit of the affairs of the World War Veterans' Loan Fund, and to require an appraisal of the properties and securities of said fund, and for other purposes.

H. B. 1273. An Act to authorize the Council of the State of North Carolina to issue bonds in the sum of one million dollars, the proceeds thereof to be used by the Council of the State in building additional buildings, and provide equipment for the State hospitals for the insane or feeble minded.

H. B. 1310. An Act to amend Section 2779 of Consolidated Statutes of North Carolina relating to changing the name of cities, towns and municipalities.

H. B. 1313. An Act to fix the salary of the Superintendent of Public Instruction of North Carolina.

H. B. 1315. An Act to fix the salary of the State Auditor.

H. B. 1325. An Act authorizing the City Commissioners of the town of Tabor City to make adjustments with delinquent taxpayers as to penalties, interest and cost.

H. B. 1335. An Act to authorize and empower deputies sheriff to perform certain duties in Cherokee County.

H. B. 1345. An Act for the relief of Woodrow Wilson Shropshire and Robert Barnes.

H. B. 1348. An Act to amend Section 6 of Article 4 of the Constitution of North Carolina relating to the Supreme Court, and to amend Section 5 of Article 5 of the Constitution of North Carolina authorizing the General Assembly to pass laws exempting from taxation not exceeding one thousand dollars ($1,000) in value of property held and used as place of residence of the owner.

H. B. 1349. An Act to authorize the issuance of refunding bonds of the State.

H. B. 1350. An Act empowering and enabling the State of North Carolina to pledge as additional security to that offered by the Morehead City Port Commission so much of the rentals of the Atlantic and North Carolina properties as may be received by the State as may be necessary to fully guarantee payment of any deficiency on the part of said Port Commission in making the required payments from year to year during the amortization period of said loan.

H. B. 1359. An Act to amend Article 5, Schedule E, of the revenue act with reference to sales of milk and to sales at retail by the manufacturers and producers.

H. B. 1375. An Act to amend Section 3, Chapter 560, Public Laws of 1933 relating to sales of real estate for taxes.

H. B. 1383. An Act amending Chapter 78 of the Consolidated Statutes of North Carolina by the addition of another Section designated as Section 4020 and relating to the protection of the estates of minor wards.

H. B. 1384. An Act relating to the salary of the Sheriff of Wilson County.

H. B. 1385. An Act to amend Chapter 71 of the Private Laws of 1905, relating to the charter of the city of Concord and the powers of its Board of Light and Water Commissioners.

H. B. 1400. An Act to provide for the issuance of school district refunding and funding bonds.

H. B. 1411. An Act empowering the governing body of the city of Asheville to refund to the Calvary Baptist Church certain funds paid for street improvements.

H. B. 1416. An Act to amend Section 6865 of the Consolidated Statutes relative to pay for service of the National Guard.

H. B. 1418. An Act to amend Section 6864 of the Consolidated Statutes, relative to pay of the Militia.

H. B. 1445. An Act to authorize the Secretary of State to furnish, free of charge, to the Clerk of the Superior Court of Alleghany County for the use of the County, a complete set of North Carolina Supreme Court Reports.

H. B. 1487. An Act to authorize the Commissioners of Montgomery County and/or the governing authorities of any town therein to accept at face value bonds of said county and/or town in payment of taxes or paving assessments.

H. B. 1494. An Act to amend Chapter 651 of the Public Laws of 1909, relating to the municipal court of the city of Greensboro.

H. B. 1497. An Act to correct a discrepancy in H. B. 32, a bill to be entitled An act to raise revenue.

H. B. 1033. An Act to provide for the listing and valuing of all property, real, personal, and mixed, at its true value in money.

H. B. 1189. An Act to provide for the administration and operation of a uniform system of public schools of the State for the term of eight months without the levy of an ad valorem tax therefor.

H. B. 1053. An Act to declare the necessity of creating public bodies corporate and politic to be known as housing authorities to engage in slum clearance and/or projects to provide dwelling accommodations for persons of low income; to provide for the creation of such housing authorities; to define the powers and duties of housing authorities and to provide for the exercise of such powers, including acquiring property by purchase, gift or eminent domain, and including borrowing money, issuing revenue and credit bonds and other obligations, and giving security therefor; to confer remedies on obligees of housing authorities; to provide that the bonds of the authority shall be legal investments; to provide that housing authorities, and certain property and securities thereof shall be tax exempt and to declare that this act take effect from the date of its ratification.

H. R. 1424. A Joint Resolution by the General Assembly of North Carolina providing for adjournment on May 10, 1935.

S. R. 646. Joint Resolution commending the postmaster of the city of Raleigh and Betram D. Daniels, clerk of the substation, for the services rendered to this General Assembly.

S. R. 439. A Joint Resolution providing for the observance and commemoration of the one hundredth anniversary of the passing of a resolution directing that "a plan for common schools, suited to the condition and resources of the State," be prepared and reported to the next General Assembly.

S. R. 645. A Joint Resolution allowing the Junior League of the city of Raleigh to conduct a refreshment stand in the Capitol during the sessions of the General Assembly.

H. B. 1413. An Act relating to foreclosure proceedings in Catawba County and the town of Maiden, North Carolina.

S. B. 291. An Act prohibiting the placing of trash, refuse or garbage within five hundred yards of the hard surfaced highways.

S. B. 469. An Act to provide for the payment of hospital and medical bills and charges for injuries received in the transportation of school children.

S. B. 554. An Act to promote more secure occupancy of farms and farm homes, to correct some present forms of farm tenancy; to promote rural rehabilitation by providing for the construction and supervision of subsistence homesteads and planned rural communities for families of low income and those who desire to acquire and live upon subsistence farms, and for the sale thereof on reasonable terms; authorizing the incorporation of limited dividend and/or non-dividend rural development companies and creating a State board of rural rehabilitation, for the purpose of encouraging, approving, supervising and regulating such activities.

S. B. 600. An Act to provide a fund for the repayment of certain taxes collected through mistake and without authority of law.

S. B. 601. An Act to repeal Chapter 470, Public-Local Laws of 1927, relating to the appointment of election markers for Cherokee County.

S. B. 610. An Act to amend Consolidated Statute 6055, Subsection (a-26) and Consolidated Statute 6055, Subsection (a-27) as applicable to holding general elections in Cherokee County.

S. B. 625. An Act to amend H. B. 811, entitled "An Act to enlarge the term of office of the several Registers of Deeds of this State," ratified May 9, 1935.

S. B. 626. An Act allowing the city of Raleigh to sell certain lots known as "Fairmont" property and other unused property owned by the city of Raleigh and prescribing the procedure thereof.

S. B. 627. An Act to exempt Caswell County from S. B. 488, passed at the 1935 Session of the General Assembly, being An Act to regulate the fees of the Clerk of the Superior Court.

S. B. 628. An Act relating to the salaries of the Clerk of the Superior Court of Durham County; the Sheriff of Durham County, and a ten per centum increase in the salaries of the assistant clerk of the Superior Court and deputy clerks and the deputy sheriffs and clerk in the office of Durham County.

S. B. 633. An Act to amend Section 53, Chapter 4, Public Laws of North Carolina, Section 221(e) of Michie's Code, relative to enforcement of liability of bank directors.

S. B. 635. An Act to permit the advertising of alcoholic beverages permitted to be sold and distributed under the laws of North Carolina.

S. B. 638. An Act to amend S. B. 597 ratified on May 10, 1935 by clarifying the wording of Section 3 thereof and amending Section 6 thereof.

S. B. 639. An Act to validate cancellation of certain mortgages and deeds of trust heretofore made upon the public records of Washington County.

S. B. 640. An Act to ratify and approve the organization of the Board of Education of Yancey County, etc.

S. B. 642. An Act to authorize the Register of Deeds of Moore County to have photostatic copy made of plats, maps and blue prints filed for record in said Register's office.

H. B. 398. An Act to allow guests at Kanuga Lake, Henderson County, to fish without procuring license.

H. B. 944. An Act to authorize use of certain school funds to carry out school transportation contracts in Clay County.

H. B. 1361. An Act relating to the appointment of guardians.

H. B. 1461. An Act to amend Chapter 226 of the Private Laws of 1927 pertaining to the charter of the city of Elizabeth City.

H. B. 1483. An Act to clarify a conflicting provision of Section 121 of the revenue act.

H. B. 1044. An Act authorizing the Boards of Commissioners of drainage districts to adjust delinquent assessments made in said districts.

H. B. 1056. An Act to authorize corporate agencies of the United States, and corporations and agencies receiving aid from the United States to exercise the power of eminent domain under certain conditions and subject to certain restrictions.

H. B. 1339. An Act to amend Chapter 333, Public Laws of 1929 as amended by Chapter 337, Public Laws of 1933, relative to the fur bearing industry in North Carolina.

H. B. 1493. An Act to make a grant book a part of the public records of Lee County and to provide for the use thereof in evidence.

H. B. 1408. An Act to enable Caldwell County to coöperate in the establishment of a National or State park or monument in said county at Blowing Rock or in the Grandfather Mountain Area and for other purposes connected therewith.

H. B. 1499. An Act to amend Chapter 20 of the Public Laws of 1931, same being "An act to amend Chapter 196 of the Public Laws of 1925, amendatory of Section 2354 of the Consolidated Statutes, in reference to landlords and tenants."

S. B. 591. An Act amending the charter of the city of Rocky Mount, being Chapter 209 of the Private Laws of 1907, as amended, to provide for the installation of sewerage facilities in the city at the expense of the property owners.

S. B. 592. An Act to authorize Southern Pines School District in Moore County to borrow money in anticipation of the collection of special taxes to defray expenses of purchasing materials for building gymnasium in connection with funds allotted by public works administration.

S. B. 641. An Act to permit the Board of Education of Transylvania County to provide that the County Superintendent of Schools shall take office on June 1, for the year 1935.

H. B. 1060. An Act providing for the acquisition, purchase, construction, reconstruction, improvement, betterment, extension, operation, and maintenance of revenue-producing undertakings by any city, town, or incorporated village; authorizing and regulating the issuance of revenue bonds for financing such undertakings; and providing for the payment of such bonds and the rights of holders thereof.

H. B. 1080. An Act to authorize the Board of Commissioners of Iredell County, in their discretion, to authorize the Sheriff of Iredell County to employ full time deputy sheriffs and prescribe their compensation.

H. B. 375. An Act to amend Section 1461 of the Consolidated Statutes, relating to court stenographers in Alamance County.

H. B. 1421. An Act to amend the Statutes relating to peremptory challenges to jurors.

H. B. 1460. An Act to provide compensation to Marie Sanford Finch and Lucille Allen each for the loss of one eye resulting from injury from an

experiment conducted by the teacher in Apex High School in Wake County.

H. B. 1476. An Act to authorize the appointment of a commission to study the question of the control of alcoholic beverages in North Carolina.

S. B. 535. An Act defining and relating to narcotic drugs and to make uniform the law with reference thereto.

S. B. 567. An Act to amend Chapter 236 of the Public Laws of 1933, relating to fishing license.

H. B. 1054. An Act authorizing the State of North Carolina and its several departments, agencies and commissions to issue revenue bonds for the purpose of financing such undertakings as the Governor, with the approval of the Council of State, may deem for the best interest of the State, and authorizing the State of North Carolina and its several departments, agencies and commissions to accept and receive loans, gifts and other assistance from the United States Government and other agencies.

H. B. 1133. An Act to aid general hospitals in North Carolina caring for indigent patients and operating training schools for nurses.

H. B. 1466. An Act to authorize aid to be given in the construction of public buildings from the contingency and emergency fund.

H. B. 1430. An Act to amend Committee Substitute for House Bill No. 32, entitled "A bill to be entitled An act to raise revenue."

H. B. 1481. An Act to fix the time within which inheritance taxes may be collected.

H. B. 1371. An Act to amend Chapter 257 of the Public Laws of 1933, relating to funding and refunding of debts of local units of government other than counties, cities and towns.

H. R. 1436. Joint Resolution to appoint a Committee to investigate the high and unreasonable retail prices of fertilizers.

S. B. 258. An Act to amend Chapter 224 of the Public Laws of 1933 of North Carolina relating to the sterilization of persons mentally defective.

S. B. 392. An Act to amend existing game laws of North Carolina so as to provide a more adequate and uniform method of management and control of our wild life resources.

S. B. 599. An Act to repeal absentee voting for Wilkes County in the primary and election of county officials only.

H. B. 1084. An Act relating to tax foreclosure suits in Cleveland County, and extending the time of the Sheriff's sale for 1934 taxes.

H. B. 1317. An act to authorize the Governor to create an advisory agency known as the State planning board.

H. B. 1373. An Act to amend Chapters 385 and 481 of the Public Laws of 1933, relating to the North Carolina State Thrift Society.

H. B. 1427. An Act to validate tax sales made on dates subsequent to time fixed by Statute and to provide for the foreclosure of tax liens in actions on tax certificates and otherwise.

H. B. 1500. An Act to amend House Bill 1077, entitled "An Act to appoint Justices of the Peace for the several counties of North Carolina," ratified May 4, 1935.

H. B. 1501. An Act to place Mrs. Senovia Baker, widow of Captain A. H. Baker, a Confederate soldier, on the pension roll.

H. B. 1502. An Act to authorize the bringing in of all necessary parties in all tax foreclosure suits now pending in the State.

H. B. 1507. An Act to provide for a system of unemployment compensation, and to provide for the administration enforcement thereof and to promote regularity of employment.

H. B. 1491. An Act to exempt Pasquotank County from the provisions of Article 8 of Chapter 66, Volume III, of the Consolidated Statutes, known as the "Turlington Act," and to set up an alcoholic control board for the county of Pasquotank.

H. B. 1502. An Act ot increase the members of the Board of Education for Watauga County.

H. B. 694. An Act setting up and establishing the methods, processes and proceedings by which a lien may be acquired upon real and personal property, and the same sold and the title thereon conveyed for failure to pay taxes for Caswell County.

SPECIAL MESSAGE FROM THE SENATE

The following message is received from the Senate:

SENATE CHAMBER,
May 11, 1935.

Mr. Speaker:

You are respectfully advised that the business of the Senate has been concluded, and that Body will be ready to open the doors of the Senate immediately upon receipt of information from your Honorable Body that you are ready to open your doors, that the gavels may fall simultaneously and adjournment declared sine die.

Respectfully,

LEROY MARTIN,
Principal Clerk.

Pursuant to the information submitted above, the House of Representatives having completed the business before it, a message is ordered sent to the Senate informing that Honorable Body that the House stands ready for adjournment.

The doors of the House and the Senate are thrown open; the President of the Senate is perceived standing, ready to let fall the gavel, the hour for adjournment fixed by Joint Resolution and passed by the two Houses having arrived, the Speaker of the House of Representatives declares the House of Representatives of the General Assembly of North Carolina, Session of 1935, adjourned sine die.

ROBERT GRADY JOHNSON,
Speaker of the House of Representatives.

THAD EURE,
Principal Clerk of the House of Representatives, Session 1935.

APPENDIX

BIENNIAL MESSAGE

OF

GOVERNOR J. C. B. EHRINGHAUS

TO THE

GENERAL ASSEMBLY OF NORTH CAROLINA

January 10, 1935

(See Page 17 of Journal)

Mr. President, Mr. Speaker, and Members of the General Assembly:

To you, who have come here fresh from the people whom we serve, I extend my very sincere welcome to the Capital and assurance that I am looking forward with pleasure to our association as laborers in a common cause. Your wisdom and rich experience will enable you to make from time to time valuable suggestions, which you may be sure I shall gladly welcome and carefully consider; and whatsoever of information and experience is mine will likewise, at all times, be at your service. The recommendations which I may voice either now or later are not offered dogmatically or with any obsession of infallibility, but, on the contrary, are tendered in what I conceive to be the spirit of the constitutional provision which brings me presently before you and in the single hope and desire that we may coöperate in an honest effort to measure and meet the needs of the Commonwealth.

Retreating shadows are difficult to trace and an accurate appraisal of the past is never a simple task. Today finds it quite as hard to understand and interpret the maze and hurly-burly of yesterday as to unravel the mystery of tomorrow. But the elusiveness of both cannot excuse the failure of honest effort both to comprehend and envision. And that is the task which is yours and mine.

I have neither disposition nor desire to paint a dark picture or indulge in rueful retrospection. I am content, and it will sufficiently serve our purpose and the present proprieties, to chronicle a few recollections and results by way of stewardship accounting.

Yesterdays

And a consideration of our "yesterday" does not present an alluring picture. Like it or not, the depression had laid unduly heavy hand upon us, and just two short years ago North Carolina stood upon the very threshold of bankruptcy. Nor was it a mere fiscal bankruptcy which threatened the State. Real estate yielded no profit. The tide of foreclosure of homes, farms, and factories was running strong. Taxes were uncollectible. The financial structure of our governmental subdivisions had been completely undermined and the constantly increasing shrinkage of State revenue brought us perilously close to collapse in essential functioning. With the second highest bonded debt of any state in the Union rapidly approaching the peak period of its maturities, with an overdraft of $15,000,000 in sight for the dying fiscal

year, with a spending program in progress which was adding to this deficit at the rate of seven and one half million dollars annually, with the notes covering this deficit being called for immediate payment, though bearing the highest interest rate known to the law, and with the banking structure of the Nation tottering to that dismal day soon to come when every bank in the country was closed by presidential decree, it was manifest that our credit was exhausted and that further loans were impossible. With a municipal debt load of paralyzing proportions, with more than sixty of our one hundred counties and about one hundred fifty of our two hundred sixty cities and towns in default, with our educational system (dependent then upon local tax support) facing chaos and collapse, with real estate manifestly no longer able to bear the tax burden or be counted a dependable source of revenue, with landowners clamoring for revaluation and relief, and with income and other tax fields near the limit of constitutional or prudential restrictions, am I far wrong in suggesting that the situation which confronted us was the gravest since Reconstruction?

In the face of such dangers, the voice of the defeatist was strong and strident and the council of despair was heard on every side. After sixty days of legislative study and effort, with no final action in sight, some went so far as to suggest temporary adjournment and that legislators trek home to "think it over." But the futility of such action, and the duty as well as the desirability of meeting the problem then and immediately, was soon made manifest. So steadfastness prevailed. How your predecessors met this emergency is now history. It is much easier to criticize the past than to offer remedies even in the present. Hindsight always enjoys an advantage over foresight. But even hindsight has failed to point a better way than that adopted in 1933. Whatever of defects some may sense in that action, none can deny this much of accomplishment:

Action

The Assembly of 1933 recognized that the situation presented three closely allied problems or three phases of the same problem: the fiscal, the educational, and the land-tax question. These were the same sinister sisters which were haunting the peace of practically every other state in the Union. I welcome any fair comparison both of methods and results achieved here and elsewhere. At least we may set down here these indubitable facts by way of chronicling definite accomplishments during this administration:

Results

First. The people then demanded economy. They got it. Our general fund appropriations, exclusive of debt service which could not be cut, were reduced approximately one-third. This process of economizing proceeded to the point that the Executive felt impelled finally to stand up and say, "Hold, enough! even if we have to accept a new and unpopular tax"—a tax which, though accepted by the Executive and the General Assembly only in the darkest moment of the depression, had been put forward and espoused much earlier (not as a temporary expedient, but as a permanent taxing policy) by some of those now most critical of it and of the administration for defending its acceptance.

Second. They asked for revaluation and relief of real estate. They got these too in the greatest measure anywhere chronicled. Land values in North Carolina, as a result of the revaluation provided by the last General Assembly, were reduced by nearly $900,000,000.00 (practically one-third of the previous total), and real estate enjoyed an average relief throughout the Commonwealth of near 33 1/3 per cent, or 35 cents on the $100.00 valuation. Let him who doubts or dissents look at his tax receipts.

Third. The total tax burden throughout North Carolina (State and local) was brought to a new low level of $82,191,835.00 in 1933-34, which should be compared with the peak level of $102,131,265.00 in 1929-30.

Fourth. Since January 5, 1933, the State has made large payments on its outstanding obligations. Including payments to be made next February 15, and funds for which are already in hand and available, we will on that day have paid during the life of this administration a total of $26,737,580.00 in principal and interest, of which $11,866,000.00 represents principal. In other words, we are paying at the rate of over $2,000,000.00 per month.

Fifth. By reason of State relief afforded the counties and municipalities, they have been able to make substantial progress in the liquidation of their own debts, and in the two-year period from January 1, 1933, to January 1, 1935, inclusive, the Local Government Commission reports, they have retired a total of $51,899,495.79. Offsetting this with new bond issues in the same period aggregating $5,310,000.00, we still have a net retirement or reduction of municipal indebtedness amount to $46,589,395.79.

Sixth. The State is once more living within its income, and the balance between income and outgo is being preserved and protected.

Seventh. Our credit as a State has been restored and is today as good as that of any commonwealth. Its remarkable recovery has been frequently the subject of national comment and praise.

Eighth. Our bonds, which on January 1, 1933, were selling at an average of around 89 3/4 cents in the dollar, and in the next three months sank to lower levels, were on January 1, 1935, selling at an average of $1.09 1/2.

Ninth. We have been able to fund the $12,230,000.00 of our short-term indebtedness in part at 3 1/2 per cent, at an average rate of 3.76 per cent—the lowest interest rate ever obtained by the State in more than one hundred fifty years of its history. And this though we have not yet emerged from the depression.

We have effected thereby an interest saving to date of funding of over $200,000.00 and over $2,000,000.00 during the lifetime of the bonds. The above saving is sufficient to pay (on the basis of present appropriations) practically one-fourth of the office and departmental costs of the State. Here is the soundest sort of economy.

Tenth. We have for the first time in many years to come through the biennium without borrowing even in anticipation of taxes. Not one cent has been borrowed since this administration assumed responsibility, and the appropriation of $25,000.00, set up by the last Legislature for each year of the biennium to cover interest on said temporary loans, has been thus wholly saved—enough in itself to cover the entire appropriations for the Governor's office. Indeed, based on past experiences, this item would equal $125,000.00 per year, instead of $25,000.00.

Eleventh. Through consolidation of the Highway and Prison Departments, recommended by the Governor to the last General Assembly and adopted by them, we have been able largely to put our prison population to work and bring it to the point where it no longer accumulates an annual loss of from $200,000.00 to $300,000.00 against the State, but is now for the first time in many years practically self-supporting. An audit of operations for the last fiscal year (ending July 1, 1934) shows a deficit of only $63,604.38. This in spite of the fact that for six months of the year the Prison Department received credit for prisoners' work at the rate of 70 cents instead of 80 cents a day, the lowest rate which prevailed when the two were separate departments. Had the rate of 80 cents per day been continued for the whole year—that is, had the same allowance been made for prison labor after as before consolidation—the Prison Department would have shown a profit for the highway fund. We expect to close that gap this year, so no longer can it be suggested that the Prison Department was "unloaded" on the Highway fund and a "diversion" of its funds thereby accomplished.

Twelfth. Through a reorganization of the Revenue Department we have realized our ambition to make of it a collecting rather than a receiving agency. What is more, through the installation of the most modern business methods its efficiency has been increased in many ways. In spite of critical suggestions, we have proceeded quietly with the work in hand, guided solely by a desire to increase efficiency and promote economy. Today North Carolina's revenue is being collected at a cost of less than 1 1/2 per cent—a record which I do not believe is equaled by any state in the Union. Today also that revenue is being collected more promptly and more efficiently than at any time in the State's history. By way of illustration, while in 1933 the income tax rush required the addition of thirty-five temporary helpers for some sixty days, through improved methods of handling in 1934 not a single temporary worker was required and the work was up to date each night, with checks deposited in the bank. Again, in the collection of License B taxes, we were able to show in 1934 an increase of a million dollars on the same items. In franchise tax collections, too, preliminary statements brought in prompt responses. The bad check account, so long a matter of concern, has been greatly reduced and gasoline delinquencies of long accumulation have been collected or are in process of active collection and additional or new ones absolutely avoided. Best of all, there is a new spirit among the workers and a State-wide recognition of improved enforcement and collection methods which, because they are impartial even though vigorous, are being generally commended. By such methods, insuring reasonably full realization on all taxes levied, and a constant realization of the truth that all taxes are levied to be collected, we have built up a more wholesome support for the department. Only by following them have we been able to maintain a balanced budget. Failure to press collections vigorously for the last year would have resulted inevitably in another deficit, with its consequent ills.

In bringing about these results we have sought to obtain the coöperation of the entire force, and they are entitled to the thanks of the Governor and the Legislature, as well as the Commissioner, and each and all, I am sure, take pride in what has been done. The informational resources of the department will be at the service of the General Assembly constantly, and I

am sure you will find prompt, cheerful, and accurate responses to your every inquiry.

Thirteenth. The Department of Conservation and Development has been set up anew on a basis of efficiency and insistence upon technical training for technical jobs—a set-up that has met with State-wide commendation. In the report of its Director it will present its needs and its program in detail for your consideration and present to you the minimum of its requirements for adequate functioning.

Fourteenth. In the work of the Parole Commissioner, too, we have made a distinct and definite progress toward a sound and scientific parole policy. His report, which will be available for your study, presents clearly the work and the needs of this service. We have, as he so well points out, endeavored to make the exercise of Executive clemency a part and parcel of the State's law enforcement machinery—to supplement rather than supplant the work of the courts, to encourage and increase the hope of worthy applicants for parole, and to build up a conviction that clemency comes only out of merit, and is not the child of personal or political favor. I venture the opinion that this concept of Executive clemency has never been more prevalent in North Carolina than now, and that there has never been a more widespread respect for and confidence in the high purpose and effort in this enterprise. The work of the Commissioner has been limited by inadequate appropriations. The assistance of the additional supervisors from the Highway and Prison Department contemplated by the last General Assembly has been lacking because, due to its own inadequate maintenance fund, that department could not spare the personnel for this work. This condition should be remedied.

Fifteenth. The Division of Purchase and Contract and the Budget Bureau have functioned during the biennium with a new maximum of efficiency and minimum of friction.

Sixteenth. Under direction of the last General Assembly a new set-up has also been effected in the Utilities Commission. The Commission has been selected with a view to obtaining an unusually competent and experienced group which would be fair alike to utilities and the people. Their labors have already brought rich rewards to the people in reduced rates, aggregating hundreds of thousands annually and near three millions in the last two years. The future will, I am confident, bring additional proof of their high consecration. The needs of this activity will be later presented.

These particular departments and bureaus have been mentioned here because they are, strictly speaking, a part of the Governor's office or have been operated under Executive appointment. The other departments also are entitled to commendation for their coöperation and accomplishments. They will each present report of their activities, needs, and suggestions, which I commend for your consideration. The Banking Department particularly has been required to meet a major crisis, and, under the emergency legislation, conferring extraordinary power upon the department and the Executive, has functioned so efficiently that today North Carolina stands out as the only state in the Union with all banks under State supervision rated as number one banks.

Today

Let me turn now from the past to the present and list for your consideration some of its problems and my recommendations thereon. The gravity and uncertainty of the general situation two years ago created in the minds of the public an insistent demand for stringent economy and restricted spending. The results of this demand have been chronicled in dollars and percentages, but have not been set forth in terms of the sacrificial service of the State's employees in every phase of its activities. Since that date the cost of living has advanced and the losses entailed by salary cuts have become more acute. The hard necessities of that day cut deeply also into maintenance and constructive activities, and though service demands have increased, potential response has been greatly diminished. This, too, applies to all departments, activities, and institutions of the State.

Recognizing that we are still under the shadow of the great depression, and that there is still imperative necessity for cautious spending and the avoidance of rash commitments, I have no difficulty in sensing a changed situation. Today, in answer to the demands of decency as well as deserts, the great necessity is for an increased wage and provision all along the line and for as rapid and near approach to pre-depression levels as our circumstances and a sound fiscal policy permit. This does not mean that I feel that the danger point is passed or favor letting down the bars indiscriminately. There is still need for great caution. But the tide has turned and the day has come when we should start resolutely and with a measurable step on the journey toward normal and adequate functioning and compensation.

The major spendings of the State, of course, are centered in two activities—schools and roads. The debt-service item likewise looms large. But if we continue to insist, as above all we must, upon the maintenance of a balance between income and outgo and the provision of a dollar of taxes for every dollar of appropriation, the day of its lightening and ultimate disappearance is within sight. Fifteen more years will put us comparatively on "easy street," with revenue possibilities ample and chance to meet every requirement of the most advanced social program.

We need and must have a substantial increase in our appropriation for schools. Teachers' as well as other salaries are at much too low a level.

I am not, however, one of those who see only bad in the present educational set-up. Indeed, I am persuaded that those who indulge in such suggestions do the State, the schools, and themselves real disservice. They do not voice disinterested outside opinion; on the contrary, they contradict it. We can never base progress on misleading propaganda. Expediency as well as honesty demands fair appraisal and fair approach to the problem. In spite of deficiencies in the present set-up, these merits cannot be denied:

(a) An eight-months term has been assured to every child without ad valorem taxes.

(b) For the first time an approach has been made to real democracy in educational opportunity and in the provision of equality of opportunity between the city and the country boys and girls.

(c) This is not the maximum possible, but the minimum. The right of supplementation has been preserved to the various units, to be exercised if they desire it. If they fail to so vote, the failure is theirs, not the State's. Let us

place the emphasis where it properly belongs. The people can have just as much more of educational opportunity as they desire and can and will support.

(d) North Carolina was the only State, save possibly one, that kept her schools open through all of eight months last year. Even great states like New York, Pennsylvania, Ohio, Illinois, and Massachusetts saw many schools close in the face of ambitious little children.

(e) North Carolina was the only State to provide eight months employment for all her teachers and pay them promptly and in cash.

(f) North Carolina carried on last year, and is still carrying on the greatest transportation enterprise of any state in the Union. Over 250,000 children, more than one-seventh of all transported in the nation, were daily carried to school.

(g) North Carolina, through action of the last General Assembly, increased its average school term a total of near seven full days—one full school week and two extra days—the greatest single advance in school term ever made here or elsewhere. In every other state in the Union I am informed the average length of term showed some decrease.

(h) There was more advance provided for Negro children in North Carolina than in any Southern state.

Show me a parallel to this progress made in any state of the Union. If hard times have dealt heavily with the schools of North Carolina, they have also dealt in like manner with those in other states. National and other state authorities have been "thanking God" for North Carolina's resoluteness and results. We have preserved the foundation; we have strengthened and made it ready for that advance which now we contemplate.

Nor is the problem of obtaining better schools soluble in terms of increased salaries only. It is entirely possible to spend twenty-five or even more millions without achieving very great improvement. If, as we frequently hear, many of our most efficient teachers have been driven by low salaries into other fields of activity and their places filled by incompetents, to the detriment of the instruction offered, then merely increasing salaries is not going to bring them back or improve the service of such low-priced incompetents as may have crept in. We must take steps to see that such a calamity is prevented, or otherwise "the last state" of the schools would be "worse than the first." We must constantly keep in mind the fact that there are two groups vitally interested in and affected by our schools—the teachers and the taught. We must deal fairly with our teachers, but it is even more imperative that we deal fairly with the children who are taught. The latter are primarily the object of the State's concern. We should pay adequate salaries not for the benefit of the teachers—even the most proficient teachers who fully earn their recompense—but for the benefit of the children and to secure for these children the best of instruction available.

New York maintains a high teacher salary level, but New York also demands much in teacher qualifications. And while I have no quarrel with those who hold to the view that the teacher load must be limited, I am rather definitely of the opinion that I would rather have my child in a room with a good teacher and a large number of pupils than in another room with few pupils and an inferior instructor.

Curricula

The State is also interested in the character of instruction, the curricula of the school, which should be designed to fit the child for citizenship. The great man whom death relieved but recently of the duties of State Superintendency had visioned this and inaugurated an effort to improve the curricula and adapt it more nearly to the needs of the many. The good man who has succeeded him no doubt will carry on this enterprise. I hope that we shall make provision for and insist upon this work and that we may increase the standards of the teaching profession constantly until we are assured always of the best.

Negro Schools and Colleges

I have myself also caused to be made a study of conditions peculiarly applicable to the Negro schools in North Carolina, and the results of this study will be available for your consideration. We should be careful to see that justice is done our Negro citizenship.

Savings on School Books

In connection with our consideration of the schools and their necessities, I venture also to call your attention to the report of the School Book Commission submitted to the State Board of Education of North Carolina in January, 1933, and particularly to its study of the problem of cheaper books for our school children. It is my earnest desire that at the earliest practical moment we adopt a policy of school book rentals, which will immediately insure a great saving in school book cost to our children and patrons and which can be gradually developed to provide ultimately free textbooks for all children. This recommendation is made not for the purpose of adding to but rather of subtracting from the cost of public education in North Carolina. The provision of books and materials for each child at the beginning of the school term will result in greatly increased efficiency in classroom instruction and remove as well an outstanding cause of irritation against the schools. Under present conditions it is estimated near 25 per cent of the children are so late in obtaining their books that 12 per cent to 15 per cent of classroom efficiency is lost for the year. On the basis of an eight-months term, this means a practical loss of near one and one-third months. The cost to the State in repeaters and otherwise is incalculable, to say nothing of the loss to the child. I realize that it is probably impossible to accomplish this immediately, as the State now lacks the funds to make the necessary initial investments and a borrowing at this time is inadvisable. But I believe that a plan may be worked out which would put us in a position to proceed if opportunity presented itself and to accomplish a gradual, if not an immediate, shifting from the present to the rental plan.

Universities, Colleges, and Institutions

Our higher institutions of learning likewise have suffered as a result of the depression. They were, of course, included in our thoughts above voiced with reference to salary levels and provisions. Likewise, too, plant maintenance and provision of greatly needed additions have been curtailed by the economies growing out of these lean days. The same is true also of our

charitable and correctional institutions, which have been seriously handicapped. The need in each and every instance is manifest and worthy. It is presented in their individual reports. Our response is and should be limited only by the necessity of preserving a balanced budget (without which all activities would collapse) and the ability of our people to bear increased tax levies.

Increase for Highways

Our highways also require large spending. Not only are helper wages too low, but maintenance provision entirely inadequate to cover the necessities of near 60,000 miles of highways. Real loss through deterioration has resulted from enforced economies. We cannot afford to jeopardize further this investment of near 300 million dollars.

And there is equally good necessity for some provision for construction, not only to meet Federal funds requiring matching, but also by way of response to pressing needs, particularly in areas on which Federal aid may not be obtained. In any abandonment of construction it is the outlying country roads, those sparsely settled of our State, which suffer most. Understand me—by "construction" it is not intended to propose an orgy of "system expansion," but rather road betterment at points where betterment is essential to service and safety.

Diversion

I am just as much opposed to diversion of highway funds now as during the last General Assembly. Not only are these funds, paid solely by motorists, morally and many think legally committed to these purposes, but under Congressional enactments loss of Federal funds also would result from such diversion. Besides, the much discussed highway surplus—resulting entirely from starvation of both maintenance and construction—well, after payment of debt maturities in July, fall far short of many reckless estimates. It is also obvious that if it should be diverted it might satisfy the cause to which it was diverted for a brief period only, but at the end of this period our dilemma would be increased, since our surplus would then be gone and we would be faced with the same desirabilities or necessities which now suggest its appropriation to other purposes. Personally I dissent from the suggestion sometimes made that the prevailing school sentiment has designs upon this surplus. Personally I refuse to believe that the prevailing school sentiment has any more desire to encroach upon the highway fund than the advocates of highways have to rob the schools. Highways and schools are, or should be, coördinated activities, and each, in a very real sense, is dependent on the other for adequate functioning.

Changes in Officials

The Highway Department has suffered a great loss through the illness of the splendid man who so long presided over its destinies. In his first waking moments his thought and his concern were for this work and for provision for carrying it on. Publicly I desire to recognize his outstanding service and contribution to the State which he served. I believe too that we are happy in being able to obtain by way of succession to him the present Chairman, who will give a fine and intelligent service to the cause.

Toll Bridges

In connection with the discussion of highways and their needs, I venture also to call your attention to what I believe to be the necessity to remove a discrimination that exists in certain territories. In a great State highway system there is no place for the toll road or toll bridge connecting State highways. In other days, when spending was allocated according to population and mileage, the handicap of such provisions prevented a recognition of fundamental equities. Under present conditions, where need without regard to geography is the controlling motive and where the necessities of the isolated are just as considerable as the requirements of those who dwell in congested centers, a different rule prevails. We cannot justify, under present conditions, continuance of toll charges upon the Cape Fear and the Chowan River bridges. The State should take, and this General Assembly should enact, the necessary steps to accomplish this elimination. The bonds covering these two bridges already are represented in the State's total of outstanding obligations. Debt service charges upon the two projects involve only a comparatively small addition to the State's debt service load, and simple justice to the sections concerned requires such a step.

Highway Safety

Any consideration of highways brings immediately before us the aggravating and constantly increasing problem of highway safety. The mounting total of accidents appalls us and chills our enthusiasm for the enterprise of increased transportation facilities and enlarged opportunities for neighborhood contacts. If the highways continue to exact, through their improper use, the bloody toll of life and limb which now they claim, then their value may be seriously questioned. Constantly the Executive has called upon the citizenship for observance of the rules of safety in travel. No opportunity is neglected and we have endeavored to give coöperation to every private or public enterprise which sought to alleviate this condition. Instructions and suggestions to law enforcing officers have been repeatedly given. The evil is still with us and grows rather than diminishes. I would enlist your earnest consideration of the situation.

It is manifest that we can solve this question by no ordinary methods. Nor can nor will any law or action prevent evil consequences to drivers (and their passengers) apparently bent on suicide. The experience of some states with really efficient drivers' license laws would suggest, however, the advisability of such enactment. A drivers' license law designed only to levy greater taxes upon the motorist or to bring more money into the treasury does not command my approval and should certainly be avoided. To be effective, there must be a real limitation upon incompetent operation and real and inescapable penalties for those who prove themselves incapable or inattentive to the necessities of safe driving.

Nor do I cherish the delusion that the mere enactment of a drivers' license or other law will solve this problem. There must be a constant, unrelenting, and real enterprise toward real enforcement by all public officials and the inferior courts—the courts of first instance, which are peculiarly charged with this duty. Above all, there must be an increasingly insistent public

sentiment which demands observance of those regulations and the safety which should attend the use of this vital and valuable public facility.

In this connection also let me add to the suggestion of driver regulations, the desirability of increasing the Highway Patrol within the limits of our present ablities. The full policing of 60,000 miles of highways is out of the question, of course. Let us not forget too that full 50 per cent of our accidents occur within city limits. The present force cannot possibly cover the entire State. We can greatly help, however, by adding to it.

Election Laws

Existing laws governing elections have been a subject of considerable criticism and under them practices have sometimes prevailed which were reprehensible and calculated to bring censure upon the State. This is particularly true of the so-called absentee ballot law.

Biennial Message

I have no patience with indiscriminate and unjustifiable claims of fraud put forward primarily to cover disappointments or for partisan purposes, and I know that such claims frequently occur. I am quite certain, however, that it is almost as important for the people to think their elections are fair as for them to be in fact fairly conducted. The various phases of this subject are fully covered in the report of the State Board of Elections, which I recommend to your careful consideration. I quite concur in the recommendation that the absentee ballot provisions of the law must be either so drastically amended as to avoid even the appearance of evil or repealed altogether.

We should seriously consider also the suggestion of separate party primary registrations as a means of avoiding participation by one political group in the primary election of the other.

Certain amendments to the law relating to meetings of Presidential Electors are necessitated by the change in the presidential inauguration date. A bill has been prepared to cover this and will be submitted for your attention.

Social Legislation

Our schools are of course the greatest of our social activities. Their needs have already been discussed. There are other matters of social legislation requiring your attention.

Child Labor

Child labor has already been outlawed under the NRA codes. The elimination of this social evil may be assured on exactly equal terms in all the states by the adoption of the proposed Child Labor Amendment to the Federal Constitution. Such legislation is peculiarly of national scope and significance and I therefore recommend to you its adoption as in line with the progressive thought and trend of the times.

Social Insurance

Pursuant to a resolution adopted by the last General Assembly, I designated a commission to study the unemployment insurance problem. Before its

naming, however, I sought and obtained approval of a Federal project for its financing so that its work might be facilitated. Under the chairmanship of former Senator Burgin this Commission has made a detailed study of the problem and the remedies now in use elsewhere. This study will be at your disposal and you will find it thoroughgoing and interesting. A model bill has also been prepared for submission to you which, subject to some few changes or exceptions, meets with my approval.

I am convinced that this General Assembly should take definite action to provide in North Carolina such insurance and that its action should be in line with the Federal proposals and Congressional enactments on this subject. We have not as yet full information as to what Congressional action will be, but our State must put itself in line to provide for, as well as escape from, the penalties of such legislation.

Besides, as I have previously indicated, this is an advance in social legislation which our State should not fail to take as a matter of humanity and sensible provision against future industrial calamities. You will find here, too, some studies on old-age pensions, but our information on this subject is hardly sufficient to justify any present recommendation with reference to it. I hope, however, that authorization for a continuance of these studies may be made.

Workmen's Compensation

Employees in the industries of this State who lose the opportunity of making a living for themselves and their families as a result of occupational disease, contracted in their employment, are as much entitled to the benefits of the Compensation Law as those who are stricken down by accidental injuries. The Workmen's Compensation Laws should be amended to extend its beneficient provisions to include the occupational disease hazard. This clause should be definite in its nature and fair in its provisons both to the employers and to the employees in the distribution of its benefits and burdens and should affirmatively set out the risks included. I am persuaded also that teachers, so long as they are employed by the State, should be treated as all other State employees and included in the protection of the Workmen's Compensation Act, and I so recommend.

Many employers in the State, by reason of the attitude of the insurance companies carrying compensation coverage, have found it difficult and sometimes impossible to insure their risks as required by the compensation law. Insurance companies engaged in this business in the State can and should be required by law to cover all insurable risks offered to them. Penalties should be imposed upon employers who consistently refuse to observe reasonable regulations for the safety of employees.

Compensation insurance rates have from time to time steadily advanced in this State, especially as against the smaller employers of the State. With the enactment of legislation above suggested it may become necessary to put into effect some system of State insurance in order to provide the necessary coverage at fair rates. The subject of a State Insurance Fund is one which deserves the careful thought of the General Assembly as a measure to be put into effect in an emergency arising from failure or refusal of insurance companies to cover completely risks offered them in North Carolina at fair and reasonable rates.

Charities and Welfare

Permit me also to bring to your attention and commend for your careful consideration the report of the State Board of Charities and Public Welfare and the specific recommendations therein set out. You may not find it possible to provide for each and all of these recommendations, though their worthiness is apparent, but I bespeak for the general program the utmost possible of your consideration.

Employment Activity

The unemployment situation continues to vex the State and the Nation. If the present Federal Reëmployment Service is to be continued beyond June 30, 1935, it must be supplemented by the State. It is folly for us to fail to make certain and have always available accurate information on the subject of unemployment, particularly if we are to adopt, as I trust we will, the policy of unemployment insurance. I commend for your consideration the recommendations of our Labor Department for the establishment and maintenance of a National Employment Service on a Federal-State coöperative basis. I also particularly commend and urge your careful consideration and approval of its suggestion as to provisions of legal machinery in the State for the adjustment of labor and industrial disputes.

Other Legislation

There are other subjects now being studied by Federal agencies and on which legislation may be advisable in order that North Carolina may fully participate in the new National Recovery Program. I shall not hesitate to communicate my views with reference to these subjects or Federal proposals as occasion develops or to submit appropriate suggestions for your consideration.

Veterans' Loan Fund

The Veterans' Loan Fund, authorized and financed by previous legislation, has felt, as other activities, the heavy hand of the depression. Foreclosures made necessary have accumulated, I am told, a large amount of real estate holdings and developed a situation which requires different treatment. The Commissioner in his report to you will make clear this situation, and I suggest your careful study of the whole problem, to the end that proper provision may be made for adequate administration, the safeguarding of the State's interests, and the protection of the fund for all veterans.

Constitutional Amendments

The last General Assembly provided for the submission of a number of Constitutional amendments. These submissions, however, never took place, as a result of the opinion of our Supreme Court. While some of these amendments were fiercely debated, there were others of such manifest merit that no voice was raised against them. Personally I am impressed that legitimate objections to others could be easily removed. I am particularly concerned about the opportunities which some of them would afford to liberalize our tax structure, work out reforms in our judicial system, protect against excessive debt, and provide opportunities for legislation to encourage home

building and ownership. These matters have long been of great interest to me. It is noteworthy that Federal income tax collections in North Carolina greatly exceed those paid the State, that ownership of humble homes is really penalized, and that the way to municipal debt accumulations is made comparatively easy under present Constitutional provisions. The possibility of reforming these and other conditions should not be lightly passed by. I venture to suggest, therefore, a study of this situation by you, to the end that, if possible, the undeniable benefits of some of these recommendations may be obtained for the people.

Tax Foreclosure Laws

Legislation by your immediate predecessor has been construed in such a way as to leave in some confusion the presently existing tax foreclosure laws. The situation should be clarified by appropriate legislation, and I shall be glad to submit suggestions as to how it may be accomplished, though your own studies no doubt will suggest the remedies.

Generally

During the months since the Assembly was last here our people have been through many vicissitudes. They have also experienced some real triumphs, and definite progress along the road to recovery is everywhere apparent. Greatly improved farm prices are largely responsible for this. In all activities concerning the people the Chief Executive has endeavored to play a proper part and lend the weight of his influence and the power of his office. Whether a movement for improved prices, a crusade for the Parkway in the West, and erosion enterprise in the Piedmont, the development of our ports, and all of them, in the East, our time, talents, and energies have been at all times available. Particularly too have we endeavored at all times to coöperate with each and every of the New Deal activities and in the National Recovery Program. We shall continue that attitude. And for such enterprise as you may also determine I pledge you here and now an earnest coöperation and a sympathetic understanding.

Finally

Men may differ in appearance, but the fundamental differential between individuals is in the character which they develop. And in the enterprise of State Government we have striven earnestly to give to this administration something of distinctive character. It may fail in many ways to achieve its objectives: it may make in the future, as no doubt it has in the past, many and grievous mistakes. But I am resolved that, failing all else, it shall at all times be characterized by an unflinching integrity, an earnest sincerity, a determined effort towards efficiency and fair play, and a broad humanitarian sympathy. Again I welcome you to the comradeship of a service to the Commonwealth and wish for each of you a real pleasure in the performance of your arduous but most important duties.

J. C. B. Ehringhaus.

HOUSE RESOLUTIONS

HOUSE RESOLUTION INVITING HONORABLE JOE GARIBALDI, FORMER MEMBER OF THIS HOUSE, TO ADDRESS THE HOUSE OF REPRESENTATIVES.

Resolved by the House of Representatives that Honorable Joe Garibaldi, a former member of the House of Representatives, be and he hereby is extended an invitation to address the House of Representatives for ten (10) minutes at the Session held on January 30, 1935, and that he be extended the courtesies of the floor of this House.

Read and adopted on this January 30, 1935.

Whereas, the news has reached Raleigh that the stork has visited the home of Representative William F. Scholl, of Charlotte, leaving in said home a fine baby boy: Therefore,

Be It Resolved that the House do hereby congratulate our colleague, wish him many happy returns of the occasion, and do appoint the said son, William F. Scholl, Jr., an honorary page of the House.

Read and adopted this February 18, 1935.

RESOLUTION AUTHORIZING THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO APPOINT A CALENDAR COMMITTEE TO CONSIDER BILLS REFERRED TO SAID COMMITTEE.

Be It Resolved by the House of Representatives:

Section 1. That the Speaker of the House of Representatives be and he is hereby authorized to appoint a Calendar Committee, composed of five (5) members of the House, to consider and report on any and all bills which may be referred to said Committee.

Sec. 2. That this resolution shall be in force from and after its ratification.

Read and adopted this March 27, 1935.

HOUSE RESOLUTION OF APPLICATION ACCEPTING A BELL AND GAVEL FROM ROBERT EDWARD SIMPSON, A CITIZEN OF NORTH CAROLINA.

Whereas, Robert Edward Simpson, a native son of North Carolina, and representing the finest development of her manhood, having presented to the House of Representatives a walnut gavel, carved from one of the first cross-ties ever used in a railroad over one hundred miles in length, extending from Charleston to Hamburg, South Carolina, and placed in said road-bed in 1829; and

Whereas, at the same time and occasion, Robert Edward Simpson, having presented to the House of Representatives a handsome brass bell, which was stolen from "Old Ironsides" by George Washington's lackey, buried on Schuyler's Hill and unearthed when the foundation was being dug for the Washington Memorial near Alexander, Virginia; and

Whereas, the House of Representatives, wishing to express its appreciation to Robert Edward Simpson for the thoughtfulness and for the usefulness of the gift of the historic bell and gavel above described; now, therefore,

Be it resolved by the House of Representatives:

1. That the House of Representatives accept the bell and gavel from the hands of Robert Edward Simpson, and that both be used in this and future sessions of the House of Representatives.

2. That the House of Representatives express its thanks and appreciation for the above gifts and that a copy of this resolution be transcribed in the Journals of this General Assembly, and that a copy of the same be sent to the donor, Robert Edward Simpson.

3. That this resolution shall be in full force and effect from and after its ratification.

Read and adopted this May 10, 1935.

Resolved, that the House of Representatives tender to Speaker Johnson, Chief Clerk Thad Eure, and his assistants, and all the officers connected with the 1935 House of Representatives, its thanks for duties well performed, with the assurance that they take with them on their departure the love and good will of this House.

Read and adopted this May 11, 1935.

AMOUNTS PAID MEMBERS, OFFICERS AND EMPLOYEES OF THE NORTH CAROLINA HOUSE OF REPRESENTATIVES, SESSION OF 1935

Organizing House

	No. Days	Amount	Mileage
Thad Eure, Principal Clerk	4 @ $6.00	$ 24.00	
W. A. Baker, Jr., Assistant	4 @ 5.00	20.00	
W. Carey Dowd, Assistant	1 @ 5.00	5.00	
		$ 49.00	

Speaker's Office

Robert Grady Johnson, Speaker		$ 700.00	
Matilda Etheridge, Clerk	129 @ $5.00	645.00	$ 24.30
		$1,345.00	$ 24.30

Principal Clerk's Office

Thad Eure, Principal Clerk	130 @ $6.00	$ 780.00	$ 12.70
W. A. Baker, Jr., Journal Clerk	130 @ 5.00	650.00	
W. Carey Dowd, Calendar Clerk	127 @ 5.00	635.00	
Frank Mund, General Clerk	130 @ 5.00	650.00	13.10
W. D. Holcomb, Disbursing Clerk	127 @ 5.00	635.00	14.80
Mae Oliver, Journal Typist	129 @ 5.00	645.00	4.60
Katie D. Parham, Journal Typist	129 @ 5.00	645.00	4.20

	No. Days	Amount	Mileage
Grace Hubbard, Journal Typist	121 @ $5.00	$ 605.00	$ 10.00
Jessie Parrish, Proof Reader	130 @ 5.00	650.00	
		$5,895.00	$ 59.40
Reading Clerk			
John H. McKinnon, Reading Clerk	123 @ $5.00	$ 615.00	$ 7.80
		$ 615.00	$ 7.80
Engrossing Department			
Rosa B. Mund, Chief	129 @ $6.00	$ 774.00	$ 13.10
Lucille Collins, Assistant	125 @ 5.00	625.00	7.90
Beulah Lancaster, Assistant	123 @ 5.00	615.00	3.30
Elizabeth Banks, Assistant	126 @ 5.00	630.00	12.70
Sarah Palmer, Assistant	122 @ 5.00	610.00	19.70
Alma White, Assistant	122 @ 5.00	610.00	12.10
Jeannette B. Gump, Assistant	122 @ 5.00	610.00	8.00
Martha J. Westmoreland, Assistant	118 @ 5.00	590.00	5.20
Mrs. C. B. Crawley, Assistant	123 @ 5.00	615.00	15.30
Elizabeth Terry, Assistant	116 @ 5.00	580.00	10.40
Cloe S. McReynolds, Assistant	75 @ 5.00	375.00	25.60
Mildred Combs, Assistant	111 @ 5.00	555.00	16.30
R. D. Bumpass, Assistant	123 @ 5.00	615.00	5.60
Marjorie Smith, Assistant	29 @ 5.00	145.00	
Elizabeth Peele, Assistant	123 @ 5.00	615.00	
		$8,564.00	$155.20
Pages			
Frank Batts, Chief	99 @ $3.50	$ 346.50	$ 8.80
Frank Batts, Regular	22 @ 2.50	55.00	
J. C. Anderson, Regular	95 @ 2.50	237.50	13.30
J. C. Anderson, Chief	22 @ 3.50	77.00	
David Beard	122 @ 2.50	305.00	12.90
V. T. Corey, Jr.	93 @ 2.50	232.50	8.40
Page Harris	122 @ 2.50	305.00	5.60
Kenneth Hauser	80 @ 2.50	200.00	10.90
Howard McKenzie	116 @ 2.50	290.00	.70
Edward Murray	122 @ 2.50	305.00	5.70
Irving Newsome	122 @ 2.50	305.00	13.60
Nisk Posey	115 @ 2.50	287.50	38.00
Alfred Ward	103 @ 2.50	257.50	11.90
Wade Whitaker	122 @ 2.50	305.00	.60
Billy Smith	97 @ 2.50	242.50	13.30
B. W. Martin	25 @ 2.50	62.50	9.20
Sergeant-at-Arms Department			
Ben M. Brewer, Sergeant	123 @ $5.00	$ 615.00	
H. M. Binford, 1st Class	123 @ 3.00	369.00	$ 10.70
W. E. Shuping, 1st Class	123 @ 3.00	369.00	8.00

	No. Days			Amount	Mileage
G. W. Cherry, 1st Class	115	@	$3.00	$ 345.00	$ 32.90
Charles Woodall, 1st Class	123	@	3.00	369.00	1.80
Tom D. Stewart, 1st Class	123	@	3.00	369.00	3.10
George N. Stell, 1st Class	8	@	3.00	24.00	
George N. Stell, 2nd Class	115	@	2.00	230.00	2.00
A. Jordan, 2nd Class	123	@	2.00	246.00	13.80
Tom Brown, 2nd Class	17	@	2.00	34.00	9.20
Tom Phillips, 2nd Class	123	@	2.00	246.00	21.80
C. I. Douglass, 2nd Class	9	@	2.00	18.00	1.60
Exum Sturdivant, 2nd Class	115	@	2.00	230.00	1.20
M. M. Pearce, 2nd Class	123	@	2.00	246.00	
R. B. Nichols, 2nd Class	115	@	2.00	230.00	
Moses McLean, 2nd Class	130	@	2.00	260.00	
R. E. L. Peace, 2nd Class	114	@	2.00	228.00	
Joe Idle, 2nd Class	8	@	2.00	16.00	
Tom Hines, 2nd Class	8	@	2.00	16.00	
William Jackson, 2nd Class	8	@	2.00	16.00	4.80
J. Carl Hayes, 2nd Class	8	@	2.00	16.00	
W. H. C. Levy, 2nd Class	8	@	2.00	16.00	5.90
Hazel Mayo, 2nd Class	106	@	2.00	212.00	12.70
Mary Armstrong, 2nd Class	106	@	2.00	212.00	4.60
George I. Crandall, 2nd Class	7	@	2.00	14.00	13.30
John Atwater, 2nd Class	23	@	2.00	46.00	
				$4,992.00	$147.40
Committee Clerks					
Frances Pendleton, Roads	110	@	$4.00	$ 440.00	$ 16.90
Lillian Moyer, Appropriations	117	@	4.00	468.00	2.40
Marjorie Smith, Crts. & Jud. Dist.	88	@	4.00	352.00	9.20
Ada C. Giles, Ins. & P. & G.	117	@	4.00	468.00	21.90
Charlotte Grimes, C. C. & T.	117	@	4.00	468.00	10.50
Mildred Colvard, Jud. Nos. 1 & 2	117	@	4.00	468.00	36.70
Edna Almond, Finance	117	@	4.00	468.00	16.90
Winifred Baggett, Banks & Banking and Agriculture	87	@	4.00	348.00	3.20
				$3,480.00	$117.70

Summary

Departments	Per Diem and Mileage
Organization of the House	$ 49.00
Speaker's Office	1,368.30
Principal Clerk's Office	5,940.40
Reading Clerk	622.80
Engrossing Clerk's Office	8,719.20
Pages	3,966.40
Sergeant-at-Arms	5,139.40
Committee Clerks	3,597.70
Total	$ 29,418.20

Membership

119 Members @ $600.00	$ 71,400.00
Grand Total	$100,818.20

Respectfully,

THAD EURE,
Principal Clerk.

INVENTORY OF OFFICE FURNITURE, FIXTURES AND OTHER PROPERTY

Principal Clerk's Office:

2 flat top desks.
1 typewriter desk.
1 small desk.
3 steel filing sections.
2 revolving oak desk chairs.
1 typewriter chair.
2 wastebaskets.
5 bill files.
8 clipboards.
1 steel combination bill case, with keys.
Supply of rubber stamps.
Small supply of blank forms.
3 costumers.
Folders and index for filing case.
3 old numbering machines.
1 ace fastener.
1 wire letter tray.
1 pencil sharpener.
2 jumbo letter files (composition)
1 stamp clip board.
200 amendment pads.

In Journal Clerk's Office:

1 mirror.
1 large table.
1 typist chair.
4 typist desks.
1 bowl.
1 pitcher.
2 wastebaskets.
2 wire letter trays.
1 bucket.
3 side chairs.

In Speaker's Office:

1 bowl and pitcher.
1 bookcase.

1 costumer.
1 flat top desk.
1 typist desk.
3 chairs, side.
1 upholstered chair.
1 typist chair.
1 bucket.
2 wastebaskets.
1 flat top desk.

In Lobbies:

1 roll top desk.
1 swivel oak chair.
1 desk lamp.
1 water cooler.
1 blackboard.

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