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**JOURNAL**  
OF THE  
**House of Representatives**  
OF THE  
**GENERAL ASSEMBLY**  
OF THE  
**STATE OF NORTH CAROLINA**

**SESSION 1959**

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# OFFICERS AND MEMBERS

## OF THE

# House of Representatives

## REGULAR SESSION 1959

ADDISON HEWLETT, *Speaker*.....Wilmington, New Hanover County  
 MRS. ANNIE E. COOPER, *Principal Clerk*.....Raleigh, Wake County  
 W. J. (BILLY) ARTHUR, *Reading Clerk*.....Chapel Hill, Orange County  
 JOSEPH H. WARREN, *Sergeant-at-Arms*.....Prospect Hill, Caswell County

### REPRESENTATIVES

NAME	POST OFFICE	COUNTY
GEORGE A. LONG (D).....	Burlington	Alamance
PLEAS LACKEY (D).....	Hiddenite	Alexander
J. K. DOUGHTON (D).....	Sparta	Alleghany
H. P. TAYLOR, JR. (D).....	Wadesboro	Anson
AUSTIN JONES (D).....	West Jefferson	Ashe
MACK ISAAC (R).....	Newland	Avery
WAYLAND J. SERMONS (D).....	Washington	Beaufort
C. WAYLAND SPRUILL.....	Windsor	Bertie
SIDNEY D. BRITT (D).....	Bladenboro	Bladen
JAMES C. BOWMAN (D).....	Southport	Brunswick
I. C. CRAWFORD (D).....	Asheville	Buncombe
GORDON H. GREENWOOD (D).....	Black Mountain	Runcombe
JOHN Y. JORDAN, JR. (D).....	Asheville	Buncombe
JOE K. BYRD (D).....	Morganton	Burke
BEDFORD W. BLACK (D).....	Kannapolis	Cabarrus
DWIGHT W. QUINN (D).....	Kannapolis	Cabarrus
DANNY M. COURTNEY (D).....	Lenoir	Caldwell
S. E. BURGESS (D).....	Belcross	Camden
D. G. BELL (D).....	Morehead City	Carteret
EDWARD H. WILSON (D).....	Blanche	Caswell
J. HENRY HILL, JR. (D).....	Hickory	Catawba
HARRY HORTON (D).....	Pittsboro	Chatham
MRS. G. W. COVER (D).....	Andrews	Cherokee
ALBERT G. BYRUM (D).....	Edenton	Chowan
TOM J. HERBERT (D).....	Hayesville	Clay
JACK PALMER, JR. (D).....	Shelby	Cleveland
EDWARD L. WILLIAMSON (D).....	Whiteville	Columbus
SAM L. WHITEHURST (D).....	New Bern	Craven
JOHN T. HENLEY (D).....	Hope Mills	Cumberland
L. SNEED HIGH (D).....	Fayetteville	Cumberland
NORWOOD M. ANSELL (D).....	Knotts Island	Currituck
R. BRUCE ETHERIDGE (D).....	Manteo	Dare
H. CLOYD PHILPOTT (D).....	Lexington	Davidson
B. C. BROCK (R).....	Mocksville	Davie

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## REPRESENTATIVES—Continued

NAME	POST OFFICE	COUNTY
HUGH S. JOHNSON, JR. (D)	Rose Hill	Duplin
WATTS HILL, JR. (D)	Durham	Durham
RALPH N. STRAYHORN (D)	Durham	Durham
THOMAS G. DILL (D)	Rocky Mount	Edgecombe
DAN L. DRUMMOND (D)	Winston-Salem	Forsyth
F. L. GOBBLE (D)	Winston-Salem	Forsyth
CLARENCE E. STONE, JR. (D)	Belews Creek	Forsyth
EDWARD F. YARBOROUGH (D)	Louisburg	Franklin
MAX L. CHILDERS (D)	Mr. Holly	Gaston
STEVE DOLLEY, JR. (D)	Gastonia	Gaston
ALLEN E. ASKEW (D)	Gatesville	Gates
LEONARD W. LLOYD (D)	Robbinsville	Graham
JOE A. WATKINS (D)	Oxford	Granville
HERBERT HARDY (D)	Maury	Greene
HUBERT HUMPHREY (D)	Greensboro	Guilford
JOSEPH M. HUNT, JR. (D)	Greensboro	Guilford
ED KEMP (D)	High Point	Guilford
THOMAS TURNER (D)	Greensboro	Guilford
WILLIS MURPHREY (D)	Roanoke Rapids	Halifax
CARSON GREGORY (D)	Angier	Harnett
ORAL L. YATES (D)	Waynesville	Haywood
BOYCE A. WHITMIRE (D)	Hendersonville	Henderson
ROGER R. JACKSON, JR. (D)	Harrellsville	Hertford
CHARLES A. HOSTETLER (D)	Raeford	Hoke
DICK O'NEAL (D)	New Holland	Hyde
JOHN R. MCLAUGHLIN (D)	Statesville	Iredell
MARCELLUS BUCHANAN (D)	Sylva	Jackson
ROY C. COATES (D)	Smithfield	Johnston
C. BLAKE THOMAS (D)	Smithfield	Johnston
JOHN M. HARGETT (D)	Trenton	Jones
J. SHELTON WICKER (D)	Sanford	Lee
DR. RACHEL D. DAVIS, III (D)	Kinston	Lenoir
M. T. LEATHERMAN (D)	Lincolnton	Lincoln
JAMES M. RABY (D)	Franklin	Macon
FRED HOLCOMBE (D)	Mars Hill	Madison
R. FRANK EVERETT (D)	Hamilton	Martin
L. PENN HUNTER (D)	Marion	McDowell
IRWIN BELK (D)	Charlotte	Mecklenburg
ERNEST L. HICKS (D)	Charlotte	Mecklenburg
JOHN P. KENNEDY, JR. (D)	Charlotte	Mecklenburg
FRANK W. SNEPP (D)	Charlotte	Mecklenburg
JETER C. BURLESON (R)	Bakersville	Mitchell
J. PAUL WALLACE (D)	Troy	Montgomery
H. CLIFTON BLUE (D)	Aberdeen	Moore
ITIMOUS T. VALENTINE, JR. (D)	Nashville	Nash
ADDISON HEWLETT, JR. (D)	Wilmington	New Hanover
J. RAYNOR WOODARD (D)	Conway	Northampton
CARL V. VENTERS (D)	Jacksonville	Onslow
J. W. UMSTEAD, JR. (D)	Chapel Hill	Orange
NED DELAMAR (D)	Oriental	Pamlico
KILLIAN BARWICK (D)	Elizabeth City	Pasquotank
ASHLEY M. MURPHY (D)	Atkinson	Pender
CARROLL R. HOLMES (D)	Hertford	Perquimans



## REPRESENTATIVES—Continued

NAME	POST OFFICE	COUNTY
B. I. SATTERFIELD (D)	Timberlake	Person
WALTER JONES (D)	Farmville	Pitt
FRANK M. WOOTEN, JR. (D)	Greenville	Pitt
J. THURSTON ARLEDGE (D)	Tryon	Polk
SAM J. BURROW, JR. (D)	Asheboro	Randolph
FRED W. BYNUM, JR. (D)	Rockingham	Richmond
DAVID M. BRITT (D)	Fairmont	Robeson
JOHN B. REGAN (D)	St. Pauls	Robeson
RADFORD G. POWELL (D)	Reidsville	Rockingham
CLYDE H. HARRISS (D)	Salisbury	Rowan
GEO. R. UZZELL (D)	Salisbury	Rowan
J. TOLIVER DAVIS (D)	Forest City	Rutherford
TOM NEWMAN (D)	Clinton	Sampson
ROGER C. KISER (D)	Laurinburg	Scotland
FRANK N. PATTERSON, JR. (D)	Albemarle	Stanly
MRS. GRACE T. RODENBOUGH (D)	Walnut Cove	Stokes
WILLIAM G. REID (D)	Pilot Mountain	Surry
C. R. CRAWFORD (D)	Whittier	Swain
JAMES C. GAITHER (D)	Brevard	Transylvania
WM. CHARLES COHOON (D)	Columbia	Tyrrell
S. GLENN HAWFIELD (D)	Monroe	Union
A. A. ZOLLIFFER, JR. (D)	Henderson	Vance
W. C. HARRIS, JR. (D)	Raleigh	Wake
PHILIP R. WHITLEY (D)	Wendell	Wake
W. BRANTLEY WOMBLE (D)	Cary	Wake
JOHN KERR, JR. (D)	Warrenton	Warren
DR. J. M. PHELPS (D)	Creswell	Washington
J. E. EDMISTEN (D)	Boone	Watauga
ROLAND C. BRASWELL (D)	Goldsboro	Wayne
T. E. STORY (R)	North Wilkesboro	Wilkes
THOMAS H. WOODARD (D)	Wilson	Wilson
FRANK BRYANT (D)	Boonville	Yadkin
HARLON HOLCOMBE (D)	Burnsville	Yancey



# HOUSE JOURNAL

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## SESSION 1959

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### FIRST DAY

HOUSE OF REPRESENTATIVES  
Wednesday, February 4, 1959

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 February, biennially, the date for this meeting being February 4, 1959.

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 twelve o'clock noon, in accordance with the statutes, are called to order by the Honorable Thad Eure, Secretary of State.

Prayer is offered by the Reverend Milton Boone, Minister of the First Baptist Church of Mt. Olive and former minister of the First Baptist Church of Masonboro.

The roll is called and the following members-elect answer to their names, appear with proper certificates of election, take and subscribe to the following prescribed oath of office, which is administered by Associate Justice Emory B. Denny of the Supreme Court of North Carolina.

#### OATH FOR MEMBERS OF THE HOUSE OF REPRESENTATIVES — SESSION 1959

“Do you, each for yourself, solemnly swear that you will support the Constitution of the United States; and do you solemnly and sincerely swear 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; and do you further solemnly swear that you will faithfully discharge your duties as members of the House of Repre-

sentatives of the State of North Carolina according to the best of your skill and ability and according to law, so help you, God?"  
Oath administered February 4th, 1959.

Sworn to and subscribed before me this 4th day of February, 1959.  
S/ Emory B. Denny

Associate Justice of the Supreme Court of North Carolina.

MEMBERS OF THE HOUSE TAKING OATH

*Alamance*—George A. Long  
*Alexander*—Pleas Lackey  
*Alleghany*—J. K. Doughton  
*Anson*—H. P. Taylor, Jr.  
*Ashe*—Austin Jones  
*Avery*—Mack Isaac  
*Beaufort*—Wayland J. Sermons  
*Bertie*—C. Wayland Spruill  
*Bladen*—Sidney D. Britt  
*Brunswick*—James C. Bowman  
*Buncombe*—I. C. Crawford  
*Buncombe*—Gordon H. Greenwood  
*Buncombe*—John Y. Jordan, Jr.  
*Burke*—Joe K. Byrd  
*Cabarrus*—Bedford W. Black  
*Cabarrus*—Dwight W. Quinn  
*Caldwell*—Danny M. Courtney  
*Camden*—S. E. Burgess  
*Carteret*—D. G. Bell  
*Caswell*—Edward H. Wilson  
*Catawba*—J. Henry Hill, Jr.  
*Chatham*—Harry Horton  
*Cherokee*—Mrs. G. W. Cover  
*Chowan*—Albert G. Byrum  
*Cleveland*—Jack Palmer, Jr.  
*Columbus*—Edward L. Williamson  
*Craven*—Sam L. Whitehurst  
*Cumberland*—John T. Henley  
*Cumberland*—L. Sneed High  
*Currituck*—Norwood M. Ansell  
*Dare*—R. Bruce Etheridge  
*Davidson*—H. Cloyd Philpott  
*Davie*—B. C. Brock  
*Duplin*—Hugh S. Johnson, Jr.  
*Durham*—Watts Hill, Jr.  
*Durham*—Ralph N. Strayhorn  
*Edgecombe*—Thomas G. Dill  
*Forsyth*—Dan L. Drummond  
*Forsyth*—F. L. Gobble  
*Franklin*—Edward F. Yarborough  
*Gaston*—Steve Dolley, Jr.

*Gates*—Allen E. Askew  
*Graham*—Leonard W. Lloyd  
*Granville*—Joe A. Watkins  
*Greene*—Herbert Hardy  
*Guilford*—Hubert Humphrey  
*Guilford*—Joseph M. Hunt, Jr.  
*Guilford*—Ed Kemp  
*Guilford*—Thomas Turner  
*Halifax*—Willis Murphrey  
*Harnett*—Carson Gregory  
*Haywood*—Oral L. Yates  
*Henderson*—Boyce A. Whitmire  
*Hertford*—Roger R. Jackson, Jr.  
*Hoke*—Charles A. Hostetler  
*Hyde*—Dick O'Neal  
*Iredell*—John R. McLaughlin  
*Jackson*—Marcellus Buchanan  
*Johnston*—Roy C. Coates  
*Johnston*—C. Blake Thomas  
*Jones*—John M. Hargett  
*Lee*—J. Shelton Wicker  
*Lenoir*—Dr. Rachel Darden Davis, III  
*Lincoln*—M. T. Leatherman  
*Macon*—James M. Raby  
*Madison*—Fred Holcombe  
*Martin*—R. Frank Everett  
*McDowell*—L. Penn Hunter  
*Mecklenburg*—Irwin Belk  
*Mecklenburg*—Ernest L. Hicks  
*Mecklenburg*—John P. Kennedy, Jr.  
*Mecklenburg*—Frank W. Snepp  
*Mitchell*—Jeter C. Burleson  
*Montgomery*—J. Paul Wallace  
*Moore*—H. Clifton Blue  
*Nash*—Itimous T. Valentine, Jr.  
*New Hanover*—Addison Hewlett, Jr.  
*Northampton*—J. Raynor Woodard  
*Onslow*—Carl V. Venters  
*Orange*—J. W. Umstead, Jr.  
*Pamlico*—Ned Delamar  
*Pasquotank*—Killian Barwick  
*Pender*—Ashley M. Murphy  
*Perquimans*—Carroll R. Holmes  
*Person*—B. I. Satterfield  
*Pitt*—Walter Jones  
*Pitt*—Frank M. Wooten, Jr.  
*Polk*—J. Thurston Arledge  
*Randolph*—Sam J. Burrow, Jr.  
*Richmond*—Fred W. Bynum, Jr.  
*Robeson*—David M. Britt  
*Robeson*—John B. Regan

*Rockingham*—Radford G. Powell  
*Rowan*—Clyde H. Harriss  
*Rowan*—George R. Uzzell  
*Rutherford*—J. Toliver Davis  
*Sampson*—Tom Newman  
*Scotland*—Roger C. Kiser  
*Stanly*—Frank N. Patterson, Jr.  
*Stokes*—Mrs. Grace Taylor Rodenbough  
*Surry*—William G. Reid  
*Swain*—C. R. Crawford  
*Transylvania*—James C. Gaither  
*Tyrrell*—Wm. Charles Cohoon  
*Union*—S. Glenn Hawfield  
*Vance*—A. A. Zollicoffer, Jr.  
*Wake*—W. C. Harris, Jr.  
*Wake*—Philip R. Whitley  
*Wake*—W. Brantley Womble  
*Warren*—John Kerr, Jr.  
*Washington*—Dr. J. M. Phelps  
*Watauga*—J. E. Edmisten  
*Wayne*—Roland C. Braswell  
*Wilkes*—T. E. Story  
*Wilson*—Thomas H. Woodard  
*Yadkin*—Frank Bryant  
*Yancey*—Harlon Holcombe

The following members-elect were administered the oath of office in Chambers by the Honorable Thad Eure, Secretary of State.

*Clay*—Tom J. Herbert  
*Forsyth*—Clarence E. Stone, Jr.  
*Gaston*—Max L. Childers

OATH FOR MEMBERS OF THE HOUSE OF REPRESENTATIVES—SESSION 1959

“Do you, each for yourself, solemnly swear that you will support the Constitution of the United States; and do you solemnly and sincerely swear 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; and do you further solemnly swear that you will faithfully discharge your duties as members of the House of Representatives of the State of North Carolina according to the best of your skill and ability and according to law, so help you, God?”

S/ Clarence E. Stone, Jr.  
 S/ Tom J. Herbert  
 S/ Max L. Childers

Oath administered February 4th, 1959.

Sworn to and subscribed before me this 4th day of February, 1959

S/ Thad Eure  
Secretary of State

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

#### ELECTION OF OFFICERS

For Speaker of the House, Representative Wilson of Caswell County places in nomination the name of the Honorable Addison Hewlett of New Hanover County, which is seconded by Representatives Buchanan, Delamar, Burleson and Bowman.

The Chair, having declared nominations closed, asks that the roll of the House be called and the following members vote for Representative Hewlett:

Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey, Murphy, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—117.

Representative Hewlett having received all of the votes cast, the Chair announces the vote and declares Representative Hewlett duly elected Speaker of the House of Representatives. The Speaker, escorted to the Chair by Representatives Harris of Wake, Blue and Turner, takes and subscribes to the following oath of office administered by Honorable Malcolm C. Paul, Judge Superior Court Second Judicial District.

"I, Addison Hewlett, do solemnly swear that I will support the Constitution and laws of the United States, and I do solemnly and sincerely swear that I 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 I 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 my

knowledge and ability; and I do swear that I will well and truly and faithfully execute and discharge the duties of the Office of Speaker of the House of Representatives of the North Carolina General Assembly according to the best of my skill and ability, according to law; so help me, God."

S/ Addison Hewlett, Jr.

Oath administered February 4, 1959

Sworn to and subscribed before me this 4th day of February, 1959.

S/ Malcom C. Paul

Judge Superior Court 2nd Judicial District.

Mr. Speaker Hewlett then assumes the duties of the Chair and announces that nominations are in order for Principal Clerk of the House.

Representative Whitley places in nomination for Principal Clerk of the House Mrs. Annie E. Cooper of Wake County, which is seconded by Representative Womble.

The roll of the House is called and the following members vote for Mrs. Cooper:

Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burlson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey, Murphy, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—117.

Mrs. Cooper having received all of the votes cast is declared duly elected Principal Clerk of the House of Representatives.

Mr. Speaker Hewlett announces that nominations are in order for Reading Clerk.

Representative Umstead places in nomination for Reading Clerk W. J. (Billy) Arthur, which is seconded by Representative Kiser.

The roll is called and the following members vote for Mr. Arthur:

Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant,



Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey, Murphy, Newman, O'Neal, Palmer, Patterson, Phelps, Philippott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—117.

Mr. Arthur having received all of the votes is declared duly elected Reading Clerk of the House of Representatives.

Mr. Speaker Hewlett announces that nominations are in order for Sergeant-at-Arms of the House.

Representative Satterfield places in nomination for Sergeant-at-Arms of the House Mr. Joseph H. Warren, which is seconded by Representative Lloyd.

The roll of the House is called and the following members vote for Mr. Warren:

Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey, Murphy, Newman, O'Neal, Palmer, Patterson, Phelps, Philippott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—117.

Mr. Warren having received all the votes cast is declared duly elected Sergeant-at-Arms of the House.

Associate Justice Bobbitt of the Supreme Court duly administers the following oath of office to the Principal Clerk, Reading Clerk and Sergeant-at-Arms and they assume their respective offices.

"Do you, Annie E. Cooper, W. J. (Billy) Arthur, and Joseph H. Warren, and each of you in your respective offices of Principal Clerk, Reading Clerk and Sergeant-at-Arms, of the House of Representatives of the General Assembly of North Carolina, solemnly swear that you will support the Constitution of the United States?"

And do you and each of you solemnly and sincerely swear that you will be faithful and bear true allegiance to the State of North Carolina, and to the constitutional powers which are or may be established for the government thereof; and will you 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?"

And do you, respectively, further solemnly swear that you will well and truly execute the duties of the offices of Principal Clerk, Reading Clerk, and Sergeant-at-Arms, respectively, according to the best of your skill and ability according to law, so help you, God?"

s/ Annie E. Cooper  
*Principal Clerk*

s/ W. J. (Billy) Arthur  
*Reading Clerk*

s/ Joseph H. Warren  
*Sergeant-at-Arms*

Sworn to and subscribed before me  
this 4th day of February, 1959.

s/ William H. Bobbitt  
Associate Justice, Supreme Court  
of North Carolina

On motion of Representative Kerr the Rules of the House of Representatives, Session 1957, are adopted temporarily.

#### APPOINTMENT OF COMMITTEE

Mr. Speaker Hewlett appoints the following Committee on Rules:

Representative Kerr, Chairman, Representatives Uzzell and Turner, Vice-Chairmen; Representatives Askew, Britt, Delamar, Gobble, Hardy, Hicks, Holmes, Jones of Pitt, Kemp, Murphy, O'Neal, Phelps, Philpott, Snapp, Strayhorn, Taylor, Valentine, Whitehurst, Williamson, Womble, Woodard of Wilson and Zollicoffer.

On motion of Representative Taylor, Joe K. Byrd and Elaine Byrd of Burke County, are made honorary page and pagette, respectively, of the House of Representatives.

On motion of Representative Blue, Edward L. Williamson, Jr., and Carlton Williamson of Columbus County, are made honorary pages of the House.

On motion of Representative Venters, Mavis Hill of Catawba County, is made an honorary page of the House of Representatives.

On motion of Representative Uzzell, Patsy and Margaret Hurst, nieces of Mr. Speaker Hewlett, are made honorary pagettes of the House of Representatives.

On motion of Representative Buchanan, Giles Cover Innis, grandson of Representative Cover of Cherokee County, is made an honorary page of the House.

On motion of Representative Crawford the courtesies of the floor are extended the Honorable Roy Taylor, a former member of the House from Buncombe County.

On motion of Representative Umstead, Theodore Herring Hewlett, son of Mr. Speaker and Mrs. Hewlett of New Hanover County, is made an honorary page of the House.

On motion of Representative Gobble, Don, David, Dwight, Douglas, Dan and Diane Drummond, sons and daughter of Representative and Mrs. Drummond of Forsyth County, are made honorary pages and pagette of the House of Representatives.

Leave of absence is granted Representative Kerr for Monday night, February 9, 1959.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

February 4, 1959

*Mr. Speaker:*

It is ordered that a message be sent to the House of Representatives informing that Honorable Body that the Senate is organized and is now ready to proceed with the public business, and for your information advises that the following officers have been elected:

Robert F. Morgan, *President Pro Tempore*

S. Ray Byerly, *Principal Clerk*

W. Eugene Simmons, *Reading Clerk*

Herman Scott, *Sergeant-at-Arms*

Respectfully,

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

On motion of Representative Uzzell the rules are suspended and the resolution placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. R. 2, a joint resolution inviting His Excellency, the Governor to address a Joint Session of the Senate and House of Representatives at twelve noon, February 5, 1959.

On motion of Representative Cover the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Passes its second and third readings and is ordered enrolled.

#### SPECIAL MESSAGES FROM THE SENATE

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Senate Resolution No. 1 entitled, "A Joint Resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business," the President has appointed the following committee on the part of the Senate: Senators Warren and Thomas.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above resolution, Mr. Speaker Hewlett appoints as a Committee on the part of the House: Representatives Etheridge, Kemp and Doughton and the Senate is so notified.

SENATE CHAMBER

February 4, 1959

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Senate Resolution No. 2, entitled, "A joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at Twelve Noon, February 5, 1959," the President has appointed the following committee on the part of the Senate: Senators Medford and Davis.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above resolution, Mr. Speaker Hewlett appoints the following committee on the part of the House: Representatives Etheridge, Kemp and Doughton, 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 Representative Turner:

H. R. 1, a joint resolution of respect to the memory of the Honorable Shelley B. Caviness (1901-1958).

On motion of Representative Turner the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

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

By Representative Whitehurst:

H. R. 2, a joint resolution to accept the invitation of the Tryon Palace Commission to attend the dedication and the official opening of Tryon Palace and to move the sittings of the General Assembly of one thousand nine hundred fifty-nine to New Bern, Craven County, North Carolina, for one day.

Referred to Committee on Rules.

By Representatives Quinn and Phelps:

H. B. 3, a bill to be entitled an act to establish minimum wages in North Carolina.

Referred to Committee on Manufacturers and Labor.

By Representative Uzzell:

H. B. 4, a bill to be entitled an act amending General Statutes 20-310 relating to the notice to be given by insurer of termination of liability insurance on motor vehicles.

Referred to Committee on Insurance.

By Representative Satterfield:

H. B. 5, a bill to be entitled an act to provide for a third deputy sheriff in Person County.

Referred to Committee on Local Government.

On motion of Representative Turner and pursuant to H. R. 1 heretofore passed by the House, the House adjourns in honor of the memory of the late Honorable Shelley B. Caviness, and will meet tomorrow at 11:30 A.M.

## SECOND DAY

HOUSE OF REPRESENTATIVES  
Thursday, February 5, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

On motion of Representative Uzzell the reading of the Journal of yesterday is dispensed with and, without objection, the same stand approved as written.

Representative Leatherman is granted a leave of absence until Monday night, February 9, 1959.

Representative Buchanan is granted a leave of absence for Friday, February 6, 1959.

Representative Long is granted a leave of absence for Friday, February 6, 1959.

On motion of Representative Yarborough the courtesies of the floor are extended the Honorable Woodrow W. Jones of Rutherford County, former United States Congressman from the Eleventh District.

On motion of Representative Turner the courtesies of the floor are extended the Honorable Louis Combs, a former member of the House from Tyrrell County.

## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER  
February 5, 1959

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Senate Resolution No. 2 entitled, "A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at Twelve Noon, February 5, 1959", the Senate stands ready to repair to the Hall of the House there to sit in Joint Session with your Honorable Body.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

## JOINT SESSION

Pursuant to resolutions heretofore adopted, the Sergeant-at-Arms announces the approach of the Senate and that Body, preceded by its officers, comes into the Hall of the House and are assigned seats, President Barnhardt at the right of Mr. Speaker Hewlett, the purpose of the Joint

Session being to hear the biennial message of His Excellency, Governor Luther H. Hodges.

The Joint Assembly is called to order by President Barnhardt.

The Joint Committee of the House and Senate comes into the Hall of the House acting as escort to Governor Hodges.

Representative Doughton presents Governor Hodges to President Barnhardt and Mr. Speaker Hewlett; Governor Hodges is then presented to the Joint Assembly by President Barnhardt.

His Excellency, Governor Hodges, makes the following address to the Joint Session:

BIENNIAL MESSAGE  
OF  
GOVERNOR LUTHER H. HODGES  
TO THE  
NORTH CAROLINA GENERAL ASSEMBLY

Mr. President, Mr. Speaker, and Members of the General Assembly of North Carolina:

May I express my personal welcome and cordial best wishes to each of you.

From every part of our beloved North Carolina you have come, chosen by the people to represent them. The legislative responsibilities vested in you by the people are great, and the opportunities available to you to chart a sound and enduring course for the present and future progress of our State are without limit.

I gratefully acknowledge the privilege and honor that is mine as Governor in addressing this General Assembly today. This is the third consecutive occasion, upon the convening of a regular legislative session, that I have had this opportunity. I am also mindful of the fact that this is the last time that I shall have the duty and honor of presenting a biennial message to the General Assembly of North Carolina.

Many of the problems and issues which will press forward for your attention in the days ahead are not new but recurring ones. Revenues and appropriations, for example, are major issues at each biennial session. I propose to deal with these matters in detail in my budget message next Monday.

Other major questions which will come before you for determination arise primarily because of the normal growth and change in our economy and in the life of our State and Nation. Our very best efforts are required merely to meet the challenge of the unfolding present. And certainly our challenge as we face the future is how we can provide North

Carolina with better public schools and colleges, more adequate health and welfare services, more roads and highways, a diversified agriculture and industry, a greatly improved system of courts, continued improvement in the organization and operation of state government, improved tax laws, and other laws to enable our people to take full advantage of their opportunities in the growing years ahead.

We are particularly fortunate that the 1957 Session of the General Assembly authorized appointment of special study commissions and committees to give intensive, careful thought to some of our most pressing problems, and to report to this Session.

The able and dedicated citizens who served on these study commissions gave generously of their time and energies, and many of them are members of this General Assembly or have served in previous legislative sessions. I make this observation merely to emphasize that these studies and recommendations come to you from capable and devoted citizens. Their reports are worthy of your serious consideration. All of us appreciate the time and effort given by these commission members and I am confident their studies will be of great assistance to you in your own deliberations.

#### THE STATE'S ECONOMY—AGRICULTURE AND INDUSTRY

Since the day more than four years ago that the duties of this office were placed upon me, I have devoted much time and travel to the economic problems of our State. Further diversification and development in agriculture and industry have been among the major objectives of this Administration. I firmly believe that we can and should carry out a well-conceived program to improve the economic opportunities available to our people, and to increase their per capita income, which means just plain "better living"!

In my message to the 1957 General Assembly I said that we must develop more industry, both manufacturing and agricultural, and that we must remove insofar as possible whatever roadblocks now exist to our further industrial development.

Certain changes made in the tax laws by the 1957 General Assembly removed one of the roadblocks to our industrial progress. Since then, we have been able to carry the message far and wide that North Carolina has a reasonable and fair method of taxing business income earned in this State. The temporary loss in corporate tax revenues has been less than one-half of the \$14,000,000 which was estimated two years ago. It is now evident, even after this short time, that the outlook for future revenues gained from industry and agricultural processing locating or expanding in our State will be many times our limited and temporary decreases.

During the calendar year 1957 our State experienced its greatest annual industrial growth up to that time, with a total for new and expanded plants in excess of \$191,000,000. The 1957 record has now been shattered by a new high in accomplishment for the year 1958 during



which a total of \$253,000,000 was committed to new plants and expansions.

These figures are more meaningful when we realize that the new plants and expansions in 1958 alone are expected to furnish employment for more than 21,750 people, with an annual payroll of at least \$72,633,000. Furthermore, this economic progress for North Carolina was achieved largely during a period of economic recession, at a time when other less fortunate areas of our Nation were experiencing pronounced economic distress.

Let me mention a significant and impressive comparison. While the Nation as a whole invested 17.4% less in new plants and expansions during 1958, North Carolina had an increase of 32.5%. This means our State was 50% better than the national average!

I do not mean to imply at all that the good industrial progress we have enjoyed during the past two years is attributable solely to a change in our tax laws. The important factor, in my opinion, is the attitude and spirit of our people and our State. This is revealed in the energy and enthusiasm of countless citizens—businessmen, farmers, professional people and others—throughout North Carolina who have joined hand-in-hand in this great effort to make our State a better place in which to live; it is exemplified by the action of the Legislature in setting tax policy; and it is demonstrated by officials and employees of the executive branch who have labored long hours in this great endeavor.

I want to pay tribute to the agencies of State Government, to the more than one hundred local development groups, both old and new, and to our many fine Chambers of Commerce for their effective cooperation in achieving these goals.

The direct impact of agriculture—and indeed one agricultural crop—on the income of our State is graphically revealed by what happened in 1957. The decrease in tobacco farm income alone during 1957, over the previous year, amounted to \$137,313,000, or a drop of 27.1%. This serious drop was due to several factors, including acreage reductions, and adverse weather conditions. Had our tobacco farm income held its own during that year, we would have had \$1,352 in per capita income, with a national ranking of 44th. Instead, because of the farm income loss in 1957, our per capita income was only \$1,317 and our standing dropped from 44th to 45th in the Nation.

Happily, 1958 was, by comparison, a banner year in agricultural prices and production, and according to present estimates our farm income in 1958 was at least 8% over 1957. This encouraging development in our farm income, together with new industrial payrolls of more than \$72,000,000, including exciting growth in food processing, certainly adds up to a good improvement in our overall economy.

Last spring I appointed a Governor's Farm Advisory Committee which has been most helpful in providing a better understanding of some of the State and national problems we face on our farms. This Committee has made many helpful suggestions and I want to pay warm tribute to all its members.

## CONSERVATION AND DEVELOPMENT OF OUR RESOURCES

Our State is favored with many natural resources. Their full significance to our present and our future well-being is not, I fear, generally appreciated.

Our forests comprise one of our most precious resources and hold promise of greater economic benefit to our people. Having constantly emphasized this potential, I am encouraged with the progress we are beginning to make. For example, in 1954, 17,000,000 seedlings were distributed throughout the State from the State Forest Tree Nurseries. In 1958, there were 84,000,000 made available to landowners in North Carolina.

In 1958, a new geological map of the State was issued, which will greatly assist our citizens in the exploration and development of mineral resources. This was the first complete map of this type issued since 1875.

Our future industrial and agricultural progress is dependent upon an adequate supply of water. Although North Carolina has an annual rainfall considerably higher than the national average, the demands for water as our population increases have substantially reduced our margin of safety. We should not forget the recent periods of drought when many cities and towns throughout the State were in serious trouble due to a lack of adequate water reserves.

The Reorganization Commission which was appointed following the 1957 legislative session has given further careful study to this problem, and in a report already made available to each of you, it is recommended that a Department of Water Resources be created, to which could be transferred the responsibilities scattered among the various state agencies now involved in water resource activities. The report further recommends that as part of this new agency, the State Stream Sanitation Committee be continued, until July 1, 1965, to complete its project on classification of streams. I heartily endorse the recommendations contained in the report and urge their adoption.

The Outer Banks of North Carolina form a protective barrier for our sounds and inland cities and counties against a ravaging ocean. If present rates of deterioration of the Outer Banks continue, they will be destroyed in a few short years. Time will not permit a full discussion of the problem but I want to say with great earnestness that the State must meet this growing problem with vision, courage and determination. A sensible program must be begun and continued, with the aid of Federal agencies, to stabilize our inlets and dunes and to restore the Banks as vital dikes for the protection of our coastal area. The State, with local cooperation, must take the lead and urge your serious attention to the problem. I shall have specific recommendations in my budget message.

## PUBLIC EDUCATION AND SCHOOL FINANCE

We all recognize that education is one of the most important functions of government. We allocate more of our taxes to the support of education than to all other governmental activities combined. For the current bi-

ennium, 76% of total General Fund appropriations is for education, and 67% of the General Fund is for public schools alone.

North Carolina has in the past, considering our resources, made a good effort in support of our public schools. Notwithstanding our effort, however, we still rank near the bottom in per pupil expenditure for education, and our ranking in teachers' salaries continues to be comparatively low, although our national rank in teacher pay is substantially better than our national income rank.

The 1957 General Assembly expressly recognized that we should have a "more thorough understanding of the problems involved in financing public education in this State." Accordingly, the General Assembly authorized appointment of a committee for the study of public school finance. The report of that committee has already been made public, and each of you has a copy.

A major recommendation from this committee is an incentive plan to encourage local supplementary support for the public schools. The committee found that several of the administrative school units in the State have voted local taxes with which to supplement State appropriations, yet a majority furnish no supplement. The present plan of school support in North Carolina contemplates that the State shall furnish the basic support for the operation of the nine-months' school term, with this basic support being supplemented at the local level. Our present and long-standing approach on public school finance—basic State support with local effort to supplement—is, in my judgment, sound.

However, to enable us better to meet our school needs, it is proposed that the State establish an incentive fund, which would be distributed to the counties which make matching contributions in accordance with their economic ability. This would be entirely voluntary. The formula governing the distribution of the incentive fund would take into account the number of pupils and the taxable resources in the county.

I, for one, do not desire to see the State "unload" the burden of public school financing on the counties. The report of the Committee on the Study of Public School Finance does not make any such recommendation.

We need to do more for public education in North Carolina, both in the total number of dollars we provide and in the comparative effort that we put forth. Our future economic growth and strength will depend on how well we do in our educational efforts at all levels.

The people of North Carolina want to improve our public schools and want to see them made more modern and effective with more attention being given to fundamental learning. Our people will pay for good schools if given the opportunity. There is a popular interest in an improved and more serious curriculum, as well as improved teaching. I am happy to report excellent progress on a major curriculum study which has been underway for several months.

I endorse the principle implicit in the incentive plan proposed by the School Finance Study Committee, and I urge that you enact suitable

legislation to give effect to this approach. In my opinion, such legislation will mean much to the future of our public schools. In my later message to you on the State budget, I shall submit for your consideration specific dollar amounts recommended for inclusion in the State's appropriations for the coming biennium.

#### HIGHER EDUCATION

Enrollments in our state-supported institutions of higher education continue to increase rapidly. In the fall of 1958, a total of 29,500 full-time students were enrolled in our nine state-supported colleges and in the three branches of the University. By the middle 1960's, we shall have an enrollment of about 37,000, and by 1969 an enrollment of 50,000 or more.

Notwithstanding these prospective increases in numbers, North Carolina still ranks in a regrettably low position in the Nation in the ratio of college enrollment. For the Nation as a whole, 31% of the college-age group attends college. In North Carolina, only 17% of this group is enrolled in college.

We should not, of course, attempt to enroll more college students just to attain a more favorable statistical position. Nor should we maintain colleges for students who want to go to college simply because "it is the thing to do." And we should be sure that our colleges are offering opportunities for a genuine higher education.

This leads us to the subject of admission standards for our state-supported institutions of higher education. I do not suggest any blind and unreasoned adherence to an admission test as a sole criterion to judge admission to an institution of higher education. Rather, admission tests should constitute a useful tool. They should provide an objective appraisal, both of our students and of our high schools from which they graduate, and proper tests in colleges will go a long way toward raising the standards in our high schools.

You probably know that since the fall term of 1957 pre-admission tests have been used as a criterion for admission of students to the Consolidated University. I compliment our University leadership for this step and I would like to see every state-supported institution of higher education announce that, effective no later than the fall term of 1961, pre-admission tests will be required of all applicants for purposes of guidance and measurement of aptitudes and qualifications of the student. I hope the General Assembly will seriously interest itself in this matter.

In the ten-year period 1947-1957, appropriations by the General Assembly of North Carolina for capital improvements in our state-supported institutions of higher education amounted to \$105,000,000. In this decade, enrollments in these institutions increased 16% from 24,300 in 1947 to 28,400 in 1957. Recently the Board of Higher Education completed a study of probable capital needs for our colleges for the ten-year period 1959 through 1969, a decade in which enrollments are expected to increase 66%, from about 30,000 to about 50,000. The Board has concluded that

the reasonable needs of our institutions during the next ten-year period can be met with a substantially less capital expenditure than was appropriated for the 1947-1957 decade. The capital improvements approach suggested by the Board, and for the most part approved by the institutions, involves renovation and alteration of present facilities, a moderate increase in instructional and dormitory facilities, an increased use of present space, an increased use of facilities in the summer months, and provision for the expansion of community colleges. In my budget message, I shall have specific recommendations for a capital improvement program for our higher education institutions.

During the past two years we have had notable advances in the important field of community colleges. Colleges in Asheville, Charlotte and Wilmington are now fully qualified under the Community College Act of 1957, and the state appropriations for capital improvements at these colleges have already been more than matched by bond issues approved in local elections.

The present accomplishments of our various institutions of higher education are good and commendable. Our potentials for future achievement are unlimited. The challenge that confronts our State is immense, and we will need a continued full measure of dedication to higher education on the part of the trustees, the officers, the faculties and students of each separate institution to meet the great task that lies ahead.

We will also need the vital contribution of a vigorous and fearless Board of Higher Education which can assist us in charting that course which will give to the State a program of higher education which is strong in all parts, and which in its total result gives to North Carolina the best of which our State is capable, with a minimum of overlapping programs and with the least possible waste of public funds.

As you are aware, a very satisfactory agreement has been reached with respect to certain differences between the University Trustees and the Board of Higher Education, and recommended changes in present statutes, which I endorse, are supported by the Presidents and governing boards of other state institutions of higher learning and by the Board of Higher Education.

#### WELFARE AND HEALTH

We must always remember the obligation of government to provide assistance for those who cannot assist themselves. Many of our citizens, for reasons beyond their control, must rely on the help given to them under our welfare program. These citizens include those who are too old, too young, too disabled, or too ill to work, and who are without private means of financial support.

North Carolina has continued to maintain a good record in the administration of its public welfare program, its public health program, and its hospital program. Our welfare activities, insofar as possible, are designed to help individuals attain a position of self-support. In some instances, the welfare officials are hampered by a lack of proper laws in developing

policies that are needed to improve administration. I urge your careful consideration of proposals which will be presented to you, including such matters as strengthening our support laws and making possible better control over welfare payments, especially those dealing with illegitimate children.

Outstanding results have been achieved during the past two years in the control and prevention of polio epidemics. In 1957, only 233 cases of polio were reported in North Carolina and in 1958 only 74 cases were reported. More than three and one-half million doses of Salk polio vaccine, made available under the federal program, have been administered to more than one million children in North Carolina, with most of these voluntary immunizations administered during the past two years. However, it is estimated that more than 20% of our children and young people through age 19 (the age group most susceptible to polio) have never received any polio vaccination.

I believe the General Assembly should consider a law providing for mandatory polio vaccination, especially for younger children.

#### EMPLOYMENT SECURITY

Our State for many years has maintained a soundly-operated employment security program. Our weekly benefit payments, in comparison with average weekly earnings in this State, are approximately equal to the national average. We have maintained sufficient reserve balances in our unemployment insurance fund so that tax rates have been commensurate with those in adjoining states, and at the same time our reserves have been sufficient to meet normally anticipated unemployment conditions. During 1958, unemployment was abnormally high throughout the Nation. In North Carolina alone more than two hundred thousand workers received unemployment benefits, meaning that this number was out of work one or more weeks during the year.

Many other states experienced far more drastic unemployment than did North Carolina. You will recall that several months ago there was a strong movement in Congress to enact substantial changes in the federal laws governing the unemployment insurance program. Some people even went so far as to suggest, in effect, the complete federalization of the employment security programs, with the federal government prescribing minimum benefit payments, minimum number of weeks for which benefits would be paid, and so on.

In my opinion, many such proposals were prompted by conditions in other states which were attributable in part to a less actuarially sound administration of their own state programs, and in part to a governmental philosophy with which I basically disagree.

I do not think that the employment security program should be administered from Washington. I do believe that the states should always have a sound and adequate program of unemployment insurance benefits. In my opinion, the states should take the lead in this matter and should do whatever is necessary to cope adequately with periods of prolonged unemployment such as that experienced during 1958.

I think that our own State should give consideration to statutory changes which would, under unemployment emergencies expressly described by statute, enable state officials to extend by executive action the number of weeks for which benefits would be available. I, therefore, recommend that this Session of the General Assembly approve legislation which would authorize the Governor, under emergency conditions specified by law, to extend the benefit period for an additional thirteen weeks. This would permit payment of unemployment benefits for as much as 39 weeks at the very time—and only then—when unemployment benefits would be most needed.

#### MINIMUM WAGE

More than 90,000 North Carolinians receive a wage of less than 75c an hour. We should have a state law requiring a minimum wage of at least 75c an hour. I could talk at great length on this matter but I think it is enough to say that employers can afford it, employees deserve it, and the State's economic progress demands it. I strongly recommend enactment of a state minimum wage law.

#### STATE PERSONNEL

Our many state employees, teachers, and officials continue to render devoted service, and I wish to express to all of them, on behalf of the people of this State, our sincere appreciation. It has been a distinct and enjoyable experience working with our state employees. In my Budget Message I shall have recommendations to make regarding several phases of employee relations.

#### NATIONAL GUARD

Just recently our North Carolina National Guard was re-organized under modern military concepts, and in keeping with new requirements set forth by the Department of Defense. I am happy to report that because of the good work of our Adjutant General and his general officers in reaching an agreement with the Pentagon, we will be able to maintain our Guard at practically the same strength as before.

#### HIGHWAYS

The reorganization of the State Highway Commission, which was authorized by the 1957 General Assembly and placed into effect on July 1 of that year, has already achieved in this short time outstanding results which prove the wisdom of these organizational changes. The smaller State Highway Commission has operated as a state-wide policy-making board. The responsibility for day-to-day execution and direction of the highway program has been fulfilled by an able Director and his assistants. New accounting procedures will provide an adequate system of accrual accounting which enables us to keep a closer check and control on all expenditures and costs.

Within the Highway Commission we have established a Department of Secondary Roads, and complete secondary road plans for the present bi-

ennium, for all one hundred counties, have been approved by the respective boards of county commissioners and the Highway Commission.

The Highway Commission has put into effect a new right-of-way policy which provides for independent appraisals of all properties taken for highway purposes and proper and adequate notification by certified mail to all property owners. Every effort is made to deal fairly and justly with the property owner.

The State Highway Commission has held a record total of twenty-five meetings outside the City of Raleigh in various sections of the State. It has received and carefully considered countless requests from cities, counties, groups of citizens and individuals. At least two meetings between county commissioners of each county and secondary road officials have been held, and in many instances there has been a third or fourth meeting to work out highway plans with local officials.

A few persons have claimed that our highway work has been centralized and moved away from the people. The exact opposite is the case. The Highway Commission is more responsive to all the people, and our highways and roads are now being built according to established need, without special favors to anyone, and with closer cooperation with local officials and local communities than we have had for many years.

During the period July 1, 1957 to December 31, 1958, projects totaling more than \$106,000,000 have been placed under contract. North Carolina continues in the forefront in the entire Nation in progress on the interstate highway program. During this same period, approximately 1,200 miles of secondary roads have been paved and more than 1,400 miles have been improved at a total cost in excess of \$24,000,000. By December, 1959, an additional 817 miles of secondary roads will be paved and 616 miles will be improved, at an additional expenditure of almost \$16,000,000.

In cooperation with the Municipal Government Study Commission and with local officials, the Highway Commission has carefully studied its policies relating to urban streets and highways. Some modification of present laws which will further aid our municipalities will be submitted for your consideration.

#### HIGHWAY SAFETY

Since 1947 motor vehicle registrations in North Carolina have doubled. In the past year, we registered more than 1,700,000 vehicles. Larger registrations are, of course, to be anticipated in the years ahead.

Since 1930 more than 27,000 people have lost their lives in traffic accidents in North Carolina. Each year in our State more than 1,000 persons are killed in highway accidents. To this tragic loss of life, we must add the staggering toll of injured and maimed and the enormous economic loss in property damage.

Our Department of Motor Vehicles has received national acclaim for its program in highway safety. Yet, highway safety is a never-ending problem. We cannot relax in our concern, and in truth we must intensify



our efforts and assure that our officials have available every reasonable and practicable method for better traffic-law enforcement.

The Department of Motor Vehicles will place before you suggestions for legislation which it feels will advance the cause of traffic safety. I urge that you give careful consideration to these proposals, and to keep in mind the great value of just one life which may be saved by improving our highway safety program.

#### ADMINISTRATION OF THE PRISON SYSTEM

Commendable improvements in prison administration have been achieved during the current biennium. Many of these are attributable to the legislation enacted by the 1957 Assembly vesting control of the State's prison system in an independent Prison Department. Control of its own affairs has enabled the Prison Department to achieve economies while improving the quality and effectiveness of its programs for custody, employment, and rehabilitation of prisoners.

Unlike most other states, North Carolina has responsibility at the state level for all persons receiving a prison sentence, whether for a long term or a short term. Current figures show that of approximately 11,000 prisoners in the State's prison system 7,300 or 66% are serving 6 months or less. Sixty-five per cent of the total prison population is comprised of repeaters, most of whom were convicted of drunken offenses.

As of December, 1958, there were 10,930 men and 426 women imprisoned by the State. It is estimated that the number of male prisoners will increase to 13,000 by 1965, and to 15,000 by 1970, with corresponding increases in the number of women prisoners. Faced with these increasing numbers, it is imperative that we make the maximum use of probation and parole consistent with the public safety and conducive to the rehabilitation of the offender. Rehabilitation programs of the Prison Department must be expanded and improved and new prison facilities both for lodging and work must be provided. The budget includes appropriations for these purposes.

In view of the increase in prison population that seems inescapable in spite of all that we may do to slow its rate, new legislation is urgently needed to enable the Prison Department to provide constructive employment for additional prisoners. Bills will be introduced for your consideration which will implement these recommendations. I also recommend that the work-release law, enacted in 1957, be amended so as to permit an increased flow of suitable prisoners to this proven program. I hope that your appropriate committees will give intensive study to the entire problem of prisoners and their rehabilitation.

#### ELECTION LAWS

The State Board of Elections has informed me that several changes in our statutes are desirable so as to improve our election procedures and to eliminate some legal questions and ambiguity. Also, the Board has suggested that the date of our primary election should be advanced from

May to the last Tuesday in June. I endorse this suggestion. In addition, may I repeat with all emphasis possible the previous recommendations concerning the civilian absentee-ballot law. Because of the widespread abuses under this law, it should, in the public interest, be repealed.

#### THE SCHOOL PROBLEM

Over four years ago the United States Supreme Court handed down its decision in the "school segregation cases", drastically revising its previous interpretation of the Federal Constitution. North Carolina has moved with calmness to meet the great problem forced upon us by an interpretation of the Federal Constitution with which interpretation most of our citizens profoundly disagree. In reposing trust and confidence, and authority, in the people themselves at the local level, I believe our State has dealt wisely with this issue. No one has suggested a better approach than the one of local control and local responsibility. If in the future it becomes evident that a better course of action for North Carolina should be devised, I shall take appropriate steps to bring the matter before the General Assembly.

#### REORGANIZATION OF STATE AGENCIES

The Commission on Reorganization of State Government has submitted a total of eleven separate reports. Each report deals with some aspect of state government organization or administration, and I urge your thoughtful consideration and your action on each of these reports.

#### UTILITIES COMMISSION

The fourth report of the Reorganization Commission deals with the Utilities Commission. Based upon careful study and an expression of views by members of the Utilities Commission, it is recommended that the membership of this body be reduced from five to three commissioners, and that compensation and retirement benefits be improved. I endorse this proposal, and add this observation of my own. I think it will be in the interest of the State for the General Assembly to provide that the compensation and retirement benefits for the members of the Utilities Commission be equivalent to those of Superior Court judges, and this should be done irrespective of your action on the proposal to reduce the members from five to three.

I am informed that the Utilities Commission will, of its own accord, suggest for your consideration some minor and technical changes in the present statutes, and they will recommend that you authorize a study during the next biennium of the entire Utilities Law to the end that it can be revised and brought up-to-date.

#### STATE LEGISLATIVE BUILDING

Another report of the Reorganization Commission deals with a new legislative building. I will not attempt at this time to review the reasons supporting this suggestion. These are capably set forth in the fifth report

filed by the Reorganization Commission, and I think are generally understood. We all agree that our present Capitol Building should be carefully preserved.

North Carolina, her expanding economy, and the business of her Legislature have all grown enormously since the time one hundred eighteen years ago that this building was first occupied, but the facilities provided for our General Assembly are almost exactly the same as they were in 1840. I believe a separate and suitable structure should be erected close by the Capitol Square. Specific recommendations will be given you next Monday.

#### STATE BOARD OF ALCOHOLIC CONTROL

The eighth report of the Reorganization Commission considers the State Board of Alcoholic Control. This Board has from its establishment consisted of a chairman and two associate members, with the chairman serving as full-time official.

The Reorganization Commission concludes that the chief administrative officer of this Board should not be the chairman but a full-time director chosen by the Board. This would permit a clear delineation between the policy-making, rule-making and adjudicatory functions, which should remain in the Board, and the administrative function which the Board would delegate to its director.

I heartily endorse this recommendation and urge its adoption.

The recommendation of the Reorganization Commission contemplates that the State Board of Alcoholic Control will consist of three part-time policy members, with a full-time director as the chief administrative officer of the Board. The present members of this Board inform me that in their judgment the affairs of this sensitive agency would be better conducted and the public interest better served, with a five-member policy board. As is well known, it is not always possible to have all members of a part-time board present at every meeting, due to illness, unavoidable conflict in schedules or other good cause, and this is more serious with a three-man board!

I join with the ABC Board in recommending that you enact legislation providing for a five-member policy board, with a full-time director as its chief administrative officer.

The position of director or administrator of this agency should be more nearly a career job, as we need to keep a high level of professional and impersonal law enforcement in the affairs of the State Board of Alcoholic Control.

Apparently, the failure of the General Assembly, session after session, to authorize a state-wide referendum on the liquor question indicates that the elected representatives of the people feel that no change should be made in our control system.

If this is the case, we should do everything possible to see that the State Board of Alcoholic Control does in fact effectively control the entire

liquor traffic as required by law. The legislative branch, as well as the executive, has the responsibility to insure by the enactment of proper laws that we have a Board of Control which is active and fearless, with officers and employees of the Board who are intelligent, energetic and fearless, and that no favoritism or privilege is allowed anyone or any group.

In short, I suggest that there should be strict and impartial enforcement of all laws affecting liquor, wine and beer. If this is not done, we should do away with the system entirely.

#### TAX LAW STUDY

The 1957 General Assembly directed by continuance of a study of our tax laws which was begun in 1955. The report now before you for consideration deals mainly with the property tax, the only major area of taxation which was not covered by the previous study.

The Tax Study Commission concluded that several aspects of our property tax administration are in great need of improvement.

For example, it was found that ratios of assessed value to the actual market value of real estate vary considerably from county to county and vary widely between parcels of real estate located within the same county. In one instance, tax assessment of property varied from an unbelievable 4% to 129% of current market value, within the same county.

It was also found that different types of property were often assessed at different percentages of market value within a given county. For example, real estate might be assessed at 40% of market value, automobiles at 67% of market value, and retail inventories at 50% of cost.

The Commission gave special attention to the very questionable practice of property tax exemption, finding a growing tendency for counties or small groups of counties to secure local acts to exempt particular types of property within those counties. This of course leads to very undesirable tax competition between counties. Furthermore, these sorts of tax exemptions appear to be in direct conflict with the State Constitution.

Under present general law, it is required that our counties revalue real estate every four years. By special and local acts the General Assembly in the past has frequently authorized postponement of real property reassessment. It appears that no county revalues real property as frequently as every four years, and some counties have not had a general revaluation of real property for tax purposes in more than twenty years.

Certainly, there is no greater fiscal obligation upon government than to insure that our tax laws are equitable and that unjust weight does not fall upon any individual taxpayer nor upon any particular group of taxpayers.

The people of North Carolina want and should have equitable property tax laws, which are capable of being impartially administered.

Now is the time and the opportunity to remedy these matters which have been forcefully brought to our attention. I urge your consideration of and action on the recommendations submitted by the Tax Study Commission.

## MUNICIPAL GOVERNMENT STUDY

In compliance with a mandate of the 1957 General Assembly, a commission consisting of six members of the House and three members of the Senate has given careful and intensive thought to the problems confronting municipal government in North Carolina. That commission has filed an outstanding report, comprehensive in its grasp of the problems confronting municipal governments and in its challenge to the State to plan wisely and well for our continued urban growth and the economic development of North Carolina.

On the basis of available evidence on population trends, the Municipal Government Commission has estimated that by 1980 an additional one and a half million people will be living in and around North Carolina cities and towns. Such a development will make North Carolina an urban State in the sense that more of our citizens will be living in urban areas than in rural. I am convinced, as I believe you will be, that we must have better cooperation between the State, the cities and the counties. We must give more emphasis to effective community planning, and we must insure that our municipal tax system is improved to the extent that it is both adequate and equitable for meeting future needs.

May I emphasize that all available evidence points conclusively to the fact that we shall experience a rapid and extensive urban growth in this State. It will be one of two kinds. It will either be a desirable and healthy growth, bringing to our citizens countless advantages. Or, it will be an undesirable and unhealthy development which will imperil our future, compound our problems of municipal finance, and deface our countryside with an unsightly, unsanitary, slum-breeding conglomeration, as has happened to many other states.

With respect to financing municipal government, this report concludes that the present municipal tax system is essentially adequate and equitable for the foreseeable future, if the basic recommendations of the Tax Study Commission dealing with the property tax are put into effect.

Recommendations of the Municipal Government Commission, including the matter of extending city limits, will be placed before you for consideration and action.

## OTHER SPECIAL STUDIES

Reports by other legislative study commissions which will be before you are those dealing with the selection of University Trustees, Cancer Control and Care, Nursing and Boarding Homes, Map Laws and Operations of motor Boats.

## CONSTITUTIONAL REVISION

Two of the most important reports come to you from the Commission which has been studying revision of our State Constitution and the Committee of the North Carolina Bar Association which has been studying the operation and administration of our courts.

Each of these reports is very significant and each contains the careful findings and recommendations of able and devoted citizens. With your permission, I shall omit at this time discussion of the recommendations for court improvement and the general revision of our State Constitution, and make these the subject of a special message to the General Assembly at a later date.

#### CONCLUSION

My remarks today have encompassed a far-reaching legislative program which is designed to improve many governmental services, and to accelerate the continued growth and progress of our economy. Some may think it is too ambitious a program for a Governor who is dealing with his last session of the General Assembly, but I want you to know that my approach to this legislative program is based entirely upon my desire to do the best I can for North Carolina and its people in the time I have left as Governor. It is my hope that this program, if it meets your approval, will make a permanent contribution to the progress of our State in the years ahead.

In my travels outside the State and nation, I have often had people ask me: "Why do North Carolinians love their State so much?" I have never been able to give an adequate answer, except to acknowledge the fact that this love does exist and that it is a strong motivating force underlying all the things that have been accomplished in North Carolina during the past half century.

We do have a wonderful State, blessed with many natural resources and with fine, honest, hard-working people. Our General Assembly is always a good and representative cross-section of our population, and has served well the people of our State. We all recognize that the year 1959 will be a year of great legislative decisions, and I welcome the careful consideration, the wisdom and the experience which you will bring to bear on the many problems and challenges confronting us. There is unlimited opportunity ahead for North Carolina if we act wisely, vigorously, and with a full realization of the needs of our people.

Let us all work together for what we consider best for North Carolina, receiving our reward through the personal joy and happiness in serving our fellow citizens who have given us this opportunity to represent them in the operation of their State government. There can be no greater reward! I shall eagerly look forward to working with you.

Thank you and God bless you!

After the Governor's address, on motion of Senator Morgan, the Joint Assembly dissolves, the Senate repairs to its Chambers, and the House resumes consideration of its business.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Turner:

H. R. 6, a joint resolution to authorize and provide for the printing of the Governor's Biennial Message to the General Assembly.

On motion of Representative Turner the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

## MESSAGE FROM THE SENATE

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

S. R. 4, a joint resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P. M., February 9, 1959.

On motion of Representative Philpott the rules are suspended and the resolution placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

Pursuant to the above resolution, Mr. Speaker Hewlett appoints as a committee on the part of the House to act with a committee appointed by the Senate to escort the Governor to the Hall of the House Representatives Hunt, Murphrey, and Umstead, and the Senate is so notified.

## ENROLLED BILLS

Representative Uzzell, 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. A Joint Resolution informing His Excellency, the Governor, that the General Assembly is organized and ready to proceed with public business.

S. R. 2. A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at Twelve Noon, February 5, 1959.

On motion of Representative Womble the House adjourns and will meet tomorrow at 11 o'clock A.M.

## THIRD DAY

HOUSE OF REPRESENTATIVES  
Friday, February 6, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

On motion of Representative Uzzell the reading of the Journal of yesterday is dispensed with and, without objection, the same stands approved as written.

On motion of Representative Turner the courtesies of the floor are extended the Honorable Wade Bruton, a former member of the House from Montgomery County.

Representative Bell is granted a leave of absence for Monday Night and Tuesday, February 9 and 10, 1959.

Representative Jones of Pitt is granted a leave of absence until Tuesday, February 10, 1959.

The following House Resolution is introduced by Representative Womble and adopted by the House.

## HOUSE RESOLUTION

A RESOLUTION REQUESTING HONORABLE THAD EURE, SECRETARY OF STATE, TO CONDUCT LEGISLATIVE PROCEDURE CLASSES FOR THE MEMBERS OF THE HOUSE OF REPRESENTATIVES.

Be it resolved by the House of Representatives:

Section 1. That Honorable Thad Eure, Secretary of State, be and he is hereby requested to conduct legislative procedure classes in the Hall of the House at his convenience for the benefit of members, especially new members, on legislative procedures.

Section 2. That this resolution shall be in full force and effect from and after its adoption.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Jones of Pitt, Wooten and Whitehurst:

H. B. 7, a bill to be entitled an act to amend General Statutes 20-51 relating to the exemption of certain vehicles from registration.

Referred to Committee on Roads and Highway Safety.



By Representative Philpott:

H. B. 8, a bill to be entitled an act relating to qualification of electors to vote in the City of Lexington, Davidson County.

Referred to Committee on Elections and Election Laws.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

February 6, 1959

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Joint Resolution No. 4 entitled, "A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P.M. February 9, 1959," the President has appointed the following committee on the part of the Senate: Senators Kesler and Blackburn.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message and resolution heretofore adopted, Mr. Speaker Hewlett appoints as a Committee on the part of the House to act with the Committee on the part of the Senate: Representatives Umstead, Hunt and Murphrey and the Senate is so notified.

COMMITTEE APPOINTMENTS

Mr. Speaker Hewlett announces the following Committee appointments:

AGRICULTURE—Representative Murphy, Chairman, Representatives Britt of Bladen, Gregory and Yates, Vice-Chairmen, Representatives Ansell, Askew, Braswell, Britt of Robeson, Bryant, Burgess, Byrum, Delamar, Dill, Everett, Hardy, Hargett, Hawfield, Herbert, High, Jackson, Johnson, Kiser, Lloyd, Murphrey, Newman, O'Neal, Palmer, Philpott, Raby, Rodenbough, Satterfield, Sermons, Spruill, Stone, Thomas, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Woodard of Northampton and Wooten.

APPROPRIATIONS—Representative Harriss of Rowan, Chairman, Representatives Buchanan, Doughton, Hill of Durham and Zollicoffer, Vice-Chairmen, Representatives Ansell, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Bynum, Byrum, Childers, Cover, Dill, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hawfield, Herbert, Hicks, High, Holcombe of Madison, Holcombe of Yancey, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kerr, Kiser, Lackey, Lloyd, Murphrey, Newman, Palmer, Patterson, Quinn, Raby, Sermons, Thomas, Umstead, Valentine, Venters, Williamson, Wilson, Womble, Woodard of Wilson and Yates.

**BANKS AND BANKING**—Representative McLaughlin, Chairman, Representatives Leatherman and Whitley, Vice-Chairmen, Representatives Arledge, Askew, Belk, Braswell, Bryant, Childers, Courtney, Cover, Dill, Doughton, Drummond, Etheridge, Hardy, Harriss of Rowan, Hicks, Hill of Durham, Holcombe of Yancey, Holmes, Jackson, Jordan, Kennedy, Murphrey, Palmer, Phelps, Philpott, Regan, Rodenbough, Sermons, Taylor, Thomas, Venters, Wallace, Whitehurst, Wicker, Williamson, Woodard of Northampton, Woodard of Wilson and Zollicoffer.

**COMMERCIAL FISHERIES AND OYSTER INDUSTRY**—Representative O'Neal, Chairman, Representatives Bell and Delamar, Vice-Chairmen, Representatives Ansell, Barwick, Bowman, Britt of Bladen, Burgess, Byrum, Cohoon, Etheridge, High, Murphy, Phelps, Sermons, Spruill, Venters, Whitehurst, Williamson and Wooten.

**COMMISSIONS AND INSTITUTIONS FOR THE BLIND**—Representative Burgess, Chairman, Representative Satterfield, Vice-Chairman, Representatives Belk, Davis of Lenoir, Davis of Rutherford, Everett, Hardy, Herbert, Holcombe of Madison, Holmes, Humphrey, Kiser, Phelps, Powell, Raby, Strayhorn, Taylor, Thomas, Whitehurst, Wicker and Williamson.

**CONGRESSIONAL DISTRICTS**—Representative Britt of Bladen, Chairman, Representative Hicks, Vice-Chairman, Representatives Black, Brock, Byrd, Coates, Crawford of Buncombe, Dill, Dolley, Doughton, Hill of Catawba, Holcombe of Madison, Isaac, Jones of Ashe, Lackey, Long, Quinn, Story, Taylor and Whitehurst.

**CONSERVATION AND DEVELOPMENT**—Representatives Buchanan and Etheridge, Co-Chairmen, Representative Bowman, Vice-Chairman, Representatives Ansell, Arledge, Barwick, Blue, Brock, Bryant, Burgess, Burrow, Childers, Cohoon, Cover, Delamar, Dill, Doughton, Gaither, Greenwood, Hardy, Harriss of Rowan, Hawfield, Herbert, High, Hill of Durham, Holcombe of Yancey, Horton, Hunt, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Lloyd, Newman, O'Neal, Palmer, Patterson, Philpott, Raby, Rodenbough, Satterfield, Sermons, Stone, Story, Thomas, Turner, Whitmire, Wicker and Wooten.

**CONSTITUTIONAL AMENDMENTS**—Representative Zollicoffer, Chairman, Representative Uzzell, Vice-Chairman, Representatives Bell, Black, Bowman, Bynum, Childers, Dill, Harriss of Rowan, Harris of Wake, High, Horton, Hostetler, Humphrey, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, McLaughlin, Patterson, Reid, Snepp, Story, Strayhorn, Taylor, Turner, Valentine, Whitmire, Williamson, Woodard of Wilson and Yarborough.

**CORPORATIONS**—Representative Childers, Chairman, Representatives Bynum and Venters, Vice-Chairmen, Representatives Barwick, Belk, Braswell, Britt of Robeson, Brock, Buchanan, Burleson, Crawford of Buncombe, Davis of Rutherford, Dolley, Harriss of Rowan, Holmes, Humphrey, Jordan, Leatherman, Lloyd, Long, Murphrey, Valentine, Womble, Wooten and Yarborough.

**COUNTIES, CITIES AND TOWNS**—Representative Dill, Chairman, Representatives Coates and Hunt, Vice-Chairmen, Representatives Ansell,

Belk, Blue, Britt of Robeson, Brock, Burleson, Bynum, Courtney, Davis of Rutherford, Drummond, Gobble, Harriss of Rowan, Henley, Hicks, Hill of Durham, Holcombe of Madison, Humphrey, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kiser, Murphrey, Palmer, Quinn, Rodenbough, Sermons, Spruill, Story, Taylor, Umstead, Valentine, Whitley, Wicker, Woodard of Northampton, Woodard of Wilson, Wooten and Yarborough.

**COURTS AND JUDICIAL DISTRICTS**—Representative Lloyd, Chairman, Representative Harris of Wake, Vice-Chairman, Representatives Barwick, Bell, Black, Braswell, Britt of Robeson, Brock, Buchanan, Burleson, Bynum, Byrd, Childers, Crawford of Swain, Davis of Rutherford, Dill, Dolley, Gobble, High, Holcombe of Madison, Holmes, Hostetler, Humphrey, Isaac, Jordan, Kennedy, Leatherman, Story, Taylor and Womble.

**EDUCATION**—Representative Hargett, Chairman, Representatives Burgess, Kiser and Yarborough, Vice-Chairmen, Representatives Ansell, Arledge, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burrow, Courtney, Cover, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Etheridge, Greenwood, Hawfield, Henley, Herbert, High, Hill of Durham, Horton, Jackson, Johnson, Jones of Pitt, Kennedy, Lackey, Lloyd, Long, Newman, Patterson, Powell, Raby, Rodenbough, Satterfield, Story, Thomas, Valentine, Venters, Whitmire, Williamson, Wilson and Yates.

**ELECTIONS AND ELECTION LAWS**—Representative Holcombe of Yancey, Chairman, Representative Regan and Wallace, Vice-Chairmen, Representatives Arledge, Bowman, Burleson, Doughton, Edmisten, Gaither, Herbert, Holcombe of Madison, Isaac, Johnson, Jones of Ashe, Jordan, Kerr, Leatherman, Lloyd, Long, McLaughlin, Murphrey, Murphy, Phelps, Philpott, Raby, Reid, Rodenbough, Snepp, Story, Taylor, Turner, Umstead, Uzzell, Whitmire, Yarborough and Yates.

**EMPLOYMENT SECURITY**—Representative Wallace, Chairman, Representatives Quinn and Watkins, Vice-Chairmen, Representatives Arledge, Askew, Bell, Bowman, Bryant, Burleson, Coates, Drummond, Edmisten, Gobble, Greenwood, Gregory, Henley, Hill of Durham, Hostetler, Humphrey, Jones of Pitt, Kemp, Lackey, Patterson, Philpott, Powell, Uzzell, Whitley and Woodard of Wilson.

**ENGROSSED BILLS**—Representative Gobble, Chairman, Representative Wooten, Vice-Chairman, Representatives Burgess, Bynum, Davis of Lenoir, Isaac, Quinn and Wicker.

**EXPENDITURES OF THE HOUSE**—Representative Cover, Chairman, Representative Crawford of Swain, Vice-Chairman, Representatives Arledge, Kiser, Thomas and Umstead.

**FEDERAL AND INTERSTATE COOPERATION** — Representative Jones of Ashe, Chairman, Representative Wicker, Vice-Chairman, Representatives Burgess, Crawford of Swain, Hicks, Kennedy, Murphy, Regan, Story, Woodard of Northampton and Zollicoffer.

**FINANCE**—Representative Blue, Chairman, Representatives Askew, Kemp, Philpott and Snepp, Vice-Chairmen, Representatives Arledge, Bar-

wick, Bell, Burrow, Byrd, Coates, Cohoon, Courtney, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Drummond, Everett, Gaither, Hargett, Harriss of Rowan, Harris of Wake, Henley, Hill of Catawba, Holmes, Hostetler, Jordan, Kennedy, Long, McLaughlin, Murphy, O'Neal, Phelps, Powell, Regan, Reid, Rodenbough, Satterfield, Spruill, Stone, Story, Strayhorn, Taylor, Turner, Uzzell, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Woodard of Northampton, Wooten and Yarborough.

**HEALTH**—Representative Venters, Chairman, Representatives Byrum and Phelps, Vice-Chairmen, Representatives Black, Blue, Britt of Robeson, Bryant, Burrow, Bynum, Davis of Lenoir, Gaither, Henley, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Powell, Reid, Rodenbough, Satterfield, Stone, Story, Umstead, Wilson and Woodard of Wilson.

**HIGHER EDUCATION**—Representative Hill of Durham, Chairman, Representatives Doughton and Rodenbough, Vice-Chairmen, Representatives Belk, Burrow, Davis of Lenoir, Dolley, Drummond, Greenwood, Hargett, Harris of Wake, Hawfield, Horton, Hostetler, Isaac, Johnson, Kennedy, Kiser, McLaughlin, Reid, Sermons, Taylor, Turner, Umstead, Uzzell, Watkins, Whitley, Whitmire, Wilson and Yarborough.

**INSTITUTIONS FOR THE DEAF**—Representative Leatherman, Chairman, Representative Henley, Vice-Chairman, Representatives Bell, Byrd, Coates, Davis of Lenoir, Gobble, Gregory, Hardy, Jordan, Kemp, Long, Whitley and Wicker.

**INSURANCE**—Representative Hostetler, Chairman, Representatives Davis of Rutherford and Wilson, Vice-Chairmen, Representatives Askew, Barwick, Belk, Black, Blue, Braswell, Burleson, Burrow, Childers, Ethridge, Gaither, Gregory, Harriss of Rowan, Harris of Wake, High, Hill of Durham, Holcombe of Yancey, Horton, Humphrey, Hunt, Hunter, Jordan, Lloyd, Murphrey, Murphy, Palmer, Patterson, Stone, Watkins and Woodard of Wilson.

**JOURNAL**—Representative Yates, Chairman, Representative Crawford of Buncombe, Vice-Chairman, Representatives Gobble, Herbert, Hicks, Hill of Durham, Hunt, Lackey, Thomas and Whitley.

**JUDICIARY NO. 1**—Representative Turner, Chairman, Representatives Leatherman and Long, Vice-Chairmen, Representatives Black, Bowman, Byrd, Crawford of Buncombe, Davis of Rutherford, Harris of Wake, High, Hostetler, Jones of Pitt, Kerr, McLaughlin, Regan, Reid, Snapp, Strayhorn, Uzzell, Venters, Whitley, Williamson, Wooten and Yarborough.

**JUDICIARY NO. 2**—Representative Valentine, Chairman, Representatives Holmes and Taylor, Vice-Chairmen, Representatives Barwick, Braswell, Britt of Robeson, Brock, Buchanan, Bynum, Childers, Dill, Dolley, Horton, Humphrey, Jordan, Kennedy, Lloyd, Murphrey, Patterson, Satterfield, Story, Whitmire, Womble and Zollicoffer.

**JUSTICES OF THE PEACE**—Representative Powell, Chairman, Representative Phelps, Vice-Chairman, Representatives Britt of Bladen, Brock, Cohoon, Davis of Rutherford, Henley, Herbert, Isaac and Raby.

**LOCAL GOVERNMENT**—Representative Kemp, Chairman, Representatives Childers and Jordan, Vice-Chairmen, Representatives Arledge, Askew, Bell, Black, Braswell, Bryant, Buchanan, Burrow, Byrd, Crawford of Swain, Delamar, Dolley, Edmisten, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, High, Holcombe of Yancey, Hostetler, Kennedy, Lackey, Leatherman, Long, O'Neal, Powell, Regan, Snapp, Stone, Strayhorn, Thomas, Turner, Wilson, Womble and Zollicoffer.

**MANUFACTURERS AND LABOR**—Representative Wilson, Chairman, Representative Powell, Vice-Chairman, Representatives Arledge, Black, Blue, Buchanan, Burrow, Byrd, Cohoon, Courtney, Davis of Rutherford, Dill, Dolley, Doughton, Gaither, Hargett, Hawfield, Hicks, Hill of Catawba, Holcombe of Madison, Holmes, Johnson, Kemp, Murphy, O'Neal, Palmer, Patterson, Philpott, Quinn, Sermons, Wallace, Womble and Woodard of Northampton.

**MENTAL INSTITUTIONS**—Representative Umstead, Chairman, Representative Powell, Vice-Chairman, Representatives Ansell, Black, Braswell, Bryant, Burleson, Byrd, Byrum, Cohoon, Courtney, Crawford of Swain, Davis of Lenoir, Dill, Drummond, Edmisten, Everett, Greenwood, Gregory, Hardy, Hill of Catawba, Hill of Durham, Horton, Hunt, Hunter, Jones of Pitt, Palmer, Rodenbough, Satterfield, Spruill, Taylor, Watkins, Whitley, Wicker, Womble and Yates.

**MILITARY AFFAIRS**—Representative Delamar, Chairman, Representative Whitehurst, Vice-Chairman, Representatives Arledge, Belk, Byrd, High, Hill of Catawba, Isaac, Kennedy, Turner, Whitley, Wicker, Wilson and Yarborough.

**PENAL INSTITUTIONS**—Representative Gaither, Chairman, Representatives Hardy and Stone, Vice-Chairmen, Representatives Ansell, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Delamar, Edmisten, Everett, Greenwood, Harriss of Rowan, Hawfield, Hicks, Hill of Catawba, Hunter, Kerr, Phelps, Powell, Reid, Wallace and Watkins.

**PROPOSITIONS AND GRIEVANCES**—Representative Bowman, Chairman, Representative Uzzell, Vice-Chairman, Representatives Arledge, Barwick, Britt of Bladen, Buchanan, Byrum, Childers, Coates, Crawford of Buncombe, Drummond, Harris of Wake, Henley, Hill of Catawba, Kennedy, Newman, O'Neal, Quinn, Sermons, Spruill, Stone, Strayhorn and Whitehurst.

**PUBLIC BUILDINGS AND GROUNDS**—Representative Satterfield, Chairman, Representative Uzzell, Vice-Chairman, Representatives Blue, Brock, Childers, Doughton, Harriss of Rowan, Henley, Hill of Durham, Holcombe of Madison, Horton, Hunt, Kemp, Kennedy, Murphrey, Phelps, Philpott, Snapp, Turner, Watkins, Whitley and Wooten.

**PUBLIC UTILITIES**—Representative Watkins, Chairman, Representatives Arledge and Woodard of Wilson, Vice-Chairmen, Representatives Belk, Bell, Blue, Burleson, Byrum, Davis of Rutherford, Drummond, Gaither, Gregory, Harriss of Rowan, Harris of Wake, Henley, Hostetler, Hunt, Kemp, Kennedy, Leatherman, Long, McLaughlin, Newman, Patterson, Quinn, Regan, Uzzell, Wallace, Whitehurst, Whitmire, Wicker and Womble.

**PUBLIC WELFARE**—Representative Kiser, Chairman, Representatives Jones of Pitt, Powell and Rodenbough, Vice-Chairmen, Representatives Arledge, Bryant, Burrow, Coates, Cohoon, Courtney, Cover, Davis of Lenoir, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Greenwood, Hargett, Harris of Wake, Hicks, Hunter, Isaac, Jones of Ashe, Kerr, Newman, Raby, Reid, Snapp, Stone, Story, Strayhorn, Taylor, Watkins, Woodard of Northampton, Woodard of Wilson and Yates.

**ROADS AND HIGHWAY SAFETY**—Representative Womble, Chairman, Representatives Childers and Gregory, Vice-Chairmen, Representatives Arledge, Askew, Black, Blue, Bowman, Braswell, Bryant, Buchanan, Byrd, Byrum, Coates, Cohoon, Davis of Rutherford, Everett, Gaither, Harriss of Rowan, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Hunter, Jones of Ashe, Kemp, Kerr, Lackey, Leatherman, McLaughlin, Murphrey, Murphy, O'Neal, Palmer, Phelps, Philpott, Quinn, Regan, Snapp, Spruill, Strayhorn, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Woodard of Northampton, Woodard of Wilson, Yates and Zollicoffer.

**RULES**—Representative Kerr, Chairman, Representatives Uzzell and Turner, Vice-Chairmen, Representatives Askew, Britt, Delamar, Gobble, Hardy, Hicks, Holmes, Jones of Pitt, Kemp, Murphy, O'Neal, Phelps, Philpott, Snapp, Strayhorn, Taylor, Valentine, Whitehurst, Williamson, Womble, Woodard of Wilson and Zollicoffer.

**SALARIES AND FEES**—Representative Thomas, Chairman, Representative Everett, Vice-Chairman, Representatives Askew, Britt of Bladen, Coates, Cohoon, Crawford of Swain, Davis of Rutherford, Edmisten, Hargett, Johnson, Leatherman, Murphrey, Powell, Regan, Venters, Wallace, Wooten and Yates.

**SENATORIAL DISTRICTS**—Representative Askew, Chairman, Representative Long, Vice-Chairman, Representatives Burlison, Courtney, Etheridge, Gobble, Harris of Wake, Hawfield, Hill of Catawba, Holmes, Hunter, Kemp, Kiser, Newman, Powell, Sermons, Snapp, Spruill, Strayhorn, Thomas, Turner, Wallace and Whitley.

**STATE GOVERNMENT**—Representative Snapp, Chairman, Representatives Philpott and Satterfield, Vice-Chairmen, Representatives Barwick, Bowman, Britt of Robeson, Brock, Buchanan, Burrow, Bynum, Coates, Courtney, Doughton, Greenwood, Holmes, Humphrey, Hunter, Jackson, Johnson, Kemp, Kerr, Long, Patterson, Reid, Uzzell, Valentine, Venters, Watkins, Whitmire, Wilson, Woodard of Northampton, Yarborough and Zollicoffer.

**TEACHERS' AND STATE EMPLOYEES' RETIREMENT** — Representative Rodenbough, Chairman, Representative Crawford of Swain, Vice-Chairman, Representatives Barwick, Burlison, Byrd, Byrum, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Delamar, Edmisten, Greenwood, Hardy, Hawfield, High, Holcombe of Madison, Jackson, Jones of Ashe, Jones of Pitt, Lackey, Murphy, Story, Umstead, Whitehurst, Wilson and Woodard of Northampton.

**VETERAN'S LEGISLATION** — Representative Arledge, Chairman, Representative Hardy, Vice-Chairman, Representatives Braswell, Bu-

chanan, Burleson, Coates, Courtney, Delamar, Dolley, Everett, Gaither, Greenwood, Hicks, Johnson, Lloyd, Murphrey, Strayhorn and Turner.

**WILDLIFE RESOURCES**—Representative Johnson, Chairman, Representatives McLaughlin and O'Neal, Vice-Chairmen, Representatives Ansell, Arledge, Bell, Braswell, Britt of Robeson, Bryant, Buchanan, Burgess, Cover, Crawford of Swain, Delamar, Edmisten, Everett, Hargett, Herbert, Holcombe of Yancey, Hunter, Jackson, Jones of Ashe, Kerr, Lackey, Lloyd, Murphrey, Newman, Palmer, Patterson, Raby, Satterfield, Sermons, Turner, Wallace, Williamson, Woodard of Northampton, Yates and Zollicoffer.

**ENROLLED BILLS (JOINT)**—Representative Holcombe of Madison, Chairman, Representative Whitehurst, Vice-Chairman, Representatives Bell, Britt of Bladen, Burleson, Drummond, Hill of Catawba, Horton, Quinn, Raby and Wicker.

**PRINTING (JOINT)**—Representative Spruill, Chairman, Representatives Britt of Bladen, Crawford of Buncombe, Everett and Snapp.

**TRUSTEES OF THE UNIVERSITY (JOINT)**—Representative Gregory, Chairman, Representatives Kiser and Woodard of Northampton, Vice-Chairmen, Representatives Ansell, Belk, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burrow, Childers, Cover, Gaither, Greenwood, Hargett, Holcombe of Madison, Holcombe of Yancey, Hunter, Johnson, Jones of Ashe, Kemp, Leatherman, Lloyd, Palmer, Patterson, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Thomas, Turner, Umstead, Valentine, Wallace, Wicker, Williamson, Wilson and Womble.

#### ENROLLED BILLS

Representative Uzzell, 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. 4. A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P.M., February 9, 1959.

H. R. 1. A Joint Resolution of respect to the memory of the Honorable Shelley B. Caviness (1901-1958).

On motion of Representative Whitley the House adjourns and will meet tomorrow at 10 o'clock A.M.

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## FOURTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, February 7, 1959

The House meets pursuant to adjournment and is called to order by Representative Womble, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

On motion of Representative Harris of Wake the reading of the Journal of yesterday is dispensed with and, without objection, the same stands approved as written.

Representative Burluson is granted a leave of absence until Thursday, February 12, 1959.

On motion of Representative Cover the House adjourns and will meet Monday night at 8 o'clock.

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## FIFTH DAY

HOUSE OF REPRESENTATIVES

Monday Night, February 9, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection, the same stands approved as written.

Leave of absence is granted Representative Jordan for Tuesday, February 10, 1959.

On motion of Representative Dolley, the courtesies of the floor are extended the Honorable C. B. Falls, a former member of the House from Gaston County.

### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

February 9, 1959

*Mr. Speaker:*

Pursuant to Joint Resolution No. 4, entitled, "A Joint Resolution inviting His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 8:00 P.M., February 9, 1959", the Senate stands ready to repair to the Hall of the House there to sit in Joint Session with your Honorable Body.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

### JOINT SESSION

Pursuant to resolution heretofore adopted, the Sergeant-at-Arms announces the approach of the Senate and that Body, preceded by its officers,



come into the Hall of the House and are assigned seats, President Barnhardt at the right of Mr. Speaker Hewlett, the purpose of the Joint Session being to hear the Budget Message of His Excellency, Luther H. Hodges.

The Joint Assembly is called to order by President Barnhardt.

BUDGET MESSAGE  
OF  
GOVERNOR LUTHER H. HODGES  
TO THE  
NORTH CAROLINA GENERAL ASSEMBLY  
Monday, February 9, 1959

Mr. President, Mr. Speaker, and Members of the General Assembly of North Carolina:

In my Biennial Message delivered to you last Thursday, many aspects of the affairs of our State were discussed. As stated in that message, the broad range of items considered prevented inclusion of our budget-revenue recommendations and observations for the next biennium.

Necessarily in dealing with such a tremendous subject as our budget we will have to speak tonight in a somewhat summary form. I am, however, attaching copies of the Budget Report of the Governor and Advisory Budget Commission to your copies of this message. The Budget Report more fully explains our recommendations, and I strongly urge that you read it carefully and give it your considered study.

I am also submitting herewith copies of all the budget documents. These are the "A" Budget, the "B" Budget, the Capital Improvements Budget, and the Budget Digest. These documents contain the specific appropriations recommended for each agency and institution. I am also submitting copies of the Budget Revenue and Appropriation Bills which will be introduced in due course.

I would like to express publicly to the members of the Advisory Budget Commission the sincere appreciation of the State and of myself for their outstanding service. They are: William Copeland of Murfreesboro, Kemp Doughton of Sparta, Joe Eagles of Wilson, Carl Venters of Jacksonville, William Womble of Winston-Salem, and Nelson Woodson of Salisbury. These distinguished citizens have served tirelessly and unselfishly, and have given greatly of their time and ability.

In preparing the recommended budget for the 1959-61 biennium the Advisory Budget Commission and I have given detailed, careful, and sympathetic consideration to the requests submitted by each of the State agencies and institutions. At the same time, we have been conscious of our duty of seeing, insofar as we are able, that the tax dollars of the people of North Carolina are spent only to the extent necessary to provide governmental services for which there is a clearly demonstrated need.

Let us now consider the appropriations which are recommended.

Total recommended expenditures for operations and for capital improvements, which total includes receipts, both from the Federal Government and collections from other sources, amount to \$1,214,925,934.

This tremendous total may be broken down into major subheads as follows:

(1) \$754,078,551 for operating expenses for General Fund agencies and institutions, with \$192,880,662 to be realized from agency receipts (including Federal Funds) and \$561,197,889 to be derived from tax and non-tax revenues and use of credit balance.

(2) \$354,211,054 for operating expenses for Highway Fund agencies, with \$57,139,132 to be realized from receipts (including Federal Funds) and \$297,071,922 to come from Highway taxes, fees, and use of credit balance.

(3) For Capital Improvements, the sum of \$45,374,149, most of which we recommend be secured from the sale of bonds. Included in the total figure of \$1,214,925,934 is the amount of \$61,262,180 from other special funds such as Employment Security Commission, University Enterprises, Wildlife, Banking, etc.

While the amounts recommended are large, I assure you they are not nearly as large as the amounts which were requested. The total amount requested from the General Fund for operations of the General Fund agencies and institutions is \$630,344,701, which is \$119,695,809, or 23.4% above estimated General Fund expenditures for the present biennium. To grant all of these requests would require \$141,143,322 above the General Fund revenues we estimate will be realized during the present biennium, and would necessitate increasing the tax burden of all North Carolinians by a substantial amount—a result which all of us would like to avoid if at all possible.

Thus, as Budget Commissions and Governors have probably done every biennium for many decades, we had to face the problem of analyzing these requests and determining as best we could which we felt are truly necessary and which, at least for the time being, can be omitted.

To help distinguish between the urgency of the multitudinous and highly varied requests we have been aided by the new form in which agency requests were prepared. As was explained during the Legislative briefing sessions held in November, requests for funds necessary to continue existing services and programs at present quality levels are contained in what we call the "A" Budget; while the "B" Budget consists of funds necessary to support expansions, improvements, and new programs.

Saying that we were aided by this new method of presenting requests does not mean—as you will see from our recommendations—that we automatically approved everything requested for the continuation of present services, and then recommended such improvements, expansions, and new programs as we felt could be afforded within available funds. On the contrary, we reviewed with great care all requests made—those in the "A" Budget as well as those in the "B" Budget.

Of the combined "A" and "B" Budget requests for General Fund appropriations, we recommend \$561,197,889, which is \$50,548,997, or approximately 10% above estimated General Fund expenditures for the present biennium. \$541,623,059 of the recommended total is for "A" Budget purposes and is \$5,262,884 less than requested, while \$19,574,830 is for "B" Budget purposes and is \$63,883,928 less than requested.

Speaking of the "B" Budget recommendation—and it should be remembered that these are for expansions, improvements, and new programs—you may well feel on first impression that all such additional expenditures can be done without. However, after careful evaluation we have concluded that some of the requests contained in the "B" Budget are seriously needed, and we have accordingly recommended them to you.

We believe you will agree that a General Fund operating budget which provides for an increase of \$50,548,997, or approximately 10% referred to above, in General Fund expenditures for the present biennium is one which would appear to provide adequately for all necessary services. Indeed, some of you may feel that an appropriation increase of the size we recommend may well be beyond that required for necessary services. In any event, the recommended increase certainly requires a justifying explanation. Such an explanation I shall now try to give you by discussing briefly the major factors which are responsible for this substantial increase.

#### PUBLIC SCHOOLS

By far the greatest portion of the recommended budget is for public education. And this, in my opinion, is as it should be.

There will be an average of 21,000 additional school children enrolled each year of the next biennium. To employ the new teachers necessary to handle this growth in enrollment will require an increase of approximately \$15½ million in the biennial appropriation for the nine months school term. This gives a total of approximately \$311,500,000 for the biennium just to continue our public schools on the same basis as at present. We are not content, however, to provide merely for continuation. We are recommending certain additional appropriations in connection with the public schools.

Authorities in the field of education, including our State Board of Education, have for some time pointed to the low starting salaries of beginning public school teachers as one of the principal deterrents in attracting qualified people to enter the teaching profession. To help solve this problem, the State Board has recommended increases in starting salaries which would provide holders of "A" certificates a minimum starting salary of \$3,100 as compared with the present \$2,799. We agree with the Board's recommendation as to increasing the salary of beginning teachers and have recommended appropriations to take care of this with comparable increases in the starting salaries of holders of Class "G", "B", and "C" certificates, and for vocational education teachers where applicable. We have not, however, recommended that all salaries above the starting salary be raised. Our suggestion as to how the State Board of Education can

implement these proposals within the funds recommended are contained in the Budget Report to which I refer you.

Another recommendation of the State Board with which we agree and for which we recommend the necessary appropriations is that of paying the teachers (including those vocational education teachers to which it will be applicable) for the extra week of work which we are told many of them are already doing before the opening and after the closing of the regular 180 day term. We feel that if this extra pay for these extra days of preparation and for cleaning up last minute details will insure a full program of teaching for the entire 180 days, (and it certainly should) it will be well worth the biennial cost of \$6,899,556. And I would like to add that if this recommendation is approved by you, I am sure our school administrators and teachers will see that the State gets what it is paying for. Certainly the students' education will be benefited by the elimination of what is reported in many instances to be a hesitant, part-time start at the beginning of the school year and the several days let-up toward the end of the year. I should also like to express our hope that the full 180 days term will be dedicated to teaching the fundamental knowledge which our children need and must have today and tomorrow. I am sure our school people will welcome the interest and cooperation of all parents and citizens in this matter.

In our recommendations for educational purposes we have also included funds for needy supervisory personnel in the Department of Public Instruction. We agree with the Superintendent of Public Instruction that this extra supervisory service from the State level should materially improve the quality of the teaching program.

#### HIGHER EDUCATION

In the area of higher education our recommendations include approximately \$40,000,000 for operating funds. This is an increase of \$3,500,000, or approximately 10%, above estimated expenditures for the current biennium.

Included in the recommendations for higher education is an appropriation of \$1,500,000 for allotment to the several institutions of higher learning for selective increases in faculty salaries. It will be recalled that funds appropriated by the 1957 General Assembly for salary changes of college personnel were made available to the Presidents of the institutions to be distributed on a discretionary basis subject to the approval of the Director of the Budget. This was to encourage the awarding of pay raises on a merit basis. In most instances the Presidents fully accepted this responsibility and have made good use of funds that were available. We recommend the same sort of provision, with the same approval required, be made for the next biennium.

It should be mentioned in connection with the proposed salary fund for college teaching personnel, that these college persons are not eligible for the regular merit salary increments which are provided for State employees generally. Furthermore, with respect to some of the institutions, we have declined to recommend additional college teachers to maintain

what seems to us to be light student and teaching-hour loads. We feel that the work load of faculty personnel at comparable institutions should be more equal than at present, and that some increase of work load at certain of the institutions is necessary if the State is to be able to absorb the large increase in enrollment which is expected during the next several years.

#### INDUSTRIAL EDUCATION

Among our recommendations in the field of education we have also included provisions for expansion of the industrial training program authorized by the 1957 General Assembly. This program contemplated the establishment of highly flexible methods by which North Carolina workers could be trained for employment in industries which require special skills and which we hoped would be coming to our State in increasing numbers. The State Board of Education, assisted by a group of legislators, devoted a great deal of careful and fruitful study to the details of how such a program could be set up. The plan finally submitted by the Board and approved by the Governor and Advisory Budget Commission is one which in our view gives North Carolina a good industrial training program. Pursuant to this plan seven Industrial Education Centers have already been established in as many communities and we are recommending appropriations for the operation of eleven more such centers.

May I also call your attention to the fact that the total appropriations recommended for public schools (including vocational education) and higher education, which total includes retirement contributions for employees and debt service on bonds issued for educational purposes, amount to approximately \$418,750,000, or 74.6% of the entire General Fund recommended appropriations for the coming biennium.

#### NATURAL RESOURCES AND INDUSTRIAL DEVELOPMENT

Another area of governmental activity in which we make certain recommendations of particular interest is that of natural resources and industrial development.

Appropriations of approximately \$4¾ million are recommended for operations of the Department of Conservation and Development which includes divisions of Forestry, Parks, Minerals, Water Resources, Advertising, Commerce and Industry, and others. The industrial development program is moving along well, and to take advantage of the success achieved we recommend increased amounts for advertising and distribution of promotional materials.

Speaking of industrial developments in our State, we recently announced some thrilling new plans concerning the Research Triangle area. In my thinking about the future of the Research Triangle I had up until recently considered the project as definitely a long-range one with its great potential being many years away, but very tangible and practical results are already making themselves known. Private donations exceeding \$1,500,000 have now been secured from North Carolinians to finance operations of a Research Institute including \$300,000 for construction of a building. We

are recommending that the State contribute \$200,000 as a non-recurring grant-in-aid to this project for the purchase of equipment to be used by the Research Institute. I feel that the State could make no better investment in the future of education and research than to make this modest grant—especially in view of the general financial support already gotten from private sources.

The Research Triangle Foundation is a non-profit, quasi-public institution. I know of no project in which I have had the privilege of participating of which I am more proud. Nor do I know of any other activity now going on which has more potential value—both from the standpoint of dollars and cents, and otherwise—for the proper development of our Great State and the welfare of its people. It is my firm belief that in a relatively few years, the benefits of the Research Triangle will be felt in every section of North Carolina and that its influence and prestige will be felt throughout the Nation and the entire world.

Another of our recommendations I would like to mention in connection with the field of natural resources is one which would authorize a project to help stabilize and preserve our great Outer Banks.

Many of you may not be aware of the real seriousness of the situation along our coast, but if these protective outer banks are destroyed, our sounds are going to become part of the ocean and extensive coastal lands are going to be ruined with flooding salt water and wave damage. Furthermore, the scenic beauty of much of coastal North Carolina will be forever destroyed.

Effects of the hurricanes which have hit our Coast during recent years, added to our own careless land practices in the area, have now brought us to a point that something must be done—and done quickly. We are, therefore, recommending appropriations of \$200,000 for the necessary surveys, engineering studies, etc., in connection with our inlets, shorelines, dunes, etc., and \$400,000 for the purchase of certain land by the State. State ownership of this land will make us eligible for financial assistance from the Federal Government in connection with our continuing effort to meet this tremendous problem. We strongly urge that you approve these appropriations.

#### STATE PERSONNEL MATTERS

A budget-appropriation problem which faces the Advisory Budget Commission, the Governor, and the General Assembly almost every biennium is that having to do with salaries of State employees. This is, of course, a natural occurrence since our State Government, like any other functioning organization, is made up primarily of people doing jobs. And like any other organization, the way these people do their jobs will determine whether our government will be good or bad, efficient or inefficient, successful or unsuccessful. It, therefore, is necessary that each Governor and each General Assembly, representing the interest of the people whose government this is, make sure that the conditions of employment in State Government are such as will attract and retain qualified employees and will encourage and permit them to perform their assigned tasks in

a thoroughly competent manner. Salaries are, of course, a major factor in this area, although certainly not the only factor.

As pointed out in the Budget Report, we have given a great deal of attention and study to the question of salaries of State employees. I might add that we have also considered other conditions of State employment, including retirement benefits, paid vacations, paid sick leave, holidays, periodic salary range revisions, merit salary increases, etc.

As a result of our review of these matters we have concluded that the State of North Carolina, in general, treats its employees very well. With our combination of State Retirement and Social Security benefits, we have a very good retirement program. In fact, except for one shortcoming which I will mention later, we have a far better retirement program than most governmental units, and indeed better than many large private industries. Vacation and sick leave provisions are also generous—with an annual vacation of three calendar weeks, and two weeks per year sick leave. Sick leave is cumulative in an unlimited amount. In addition to the three weeks annual leave and two weeks sick leave, the State grants a minimum of nine holidays per year, and petty leave privileges which amount to 14 working hours—or almost two working days per year. Altogether the leave with pay provisions add up to about 35 days per year, or at 5 working days per week—7 calendar weeks.

Our study of salaries now being paid by the State revealed that, generally speaking, State salaries are reasonably competitive with comparable jobs in other governmental units and in private industry. We have noted that between September, 1956, and September, 1958, the average salary for State employees, excluding teachers and other public school employees, increased from \$3,309 to \$3,904, a jump of \$595, or 17.98%. This increase has been brought about by the general salary raise given by the 1957 General Assembly and the distribution of regular merit salary increments.

Although we have concluded that most State salaries are competitive at present rates, it is, of course, highly probable that during the next two years the salaries paid for some of the jobs in State Government will need adjusting upward if we are to maintain our competitive position. To take care of this problem we recommend a biennial appropriation of \$2 million (\$1,400,000 from the General Fund and \$600,000 from the Highway Fund) to be used for this purpose in connection with jobs subject to the State Personnel Act. We propose that, during the next biennium, the Personnel Department, in cooperation with the heads of the agencies and institutions, make a continuing review of all such jobs, and subject to the approval of the Director of the Budget, make appropriate salary rate adjustments as needed.

I am sure you will be interested in knowing that for all employees, including teachers and college personnel, we have recommended in the total budget for the next biennium approximately \$16 million for salary adjustments in addition to the \$2 million just mentioned. This gives a total of approximately \$18 million to be used for this purpose. This total is made up of the \$2 million for salary adjustments of employees subject to the Personnel Act (including Highway employees); \$4,043,833

for regular merit salary increments also for employees subject to the Personnel Act; \$1,525,000 for college professional personnel, including Agricultural Experiment Station personnel; \$1,968,612 for increasing beginning teachers' salaries; \$1,556,000 for automatic increments for school personnel; and \$6,899,556 for the extra week's pay for teachers.

There are a few other situations in connection with employment conditions of State employees which I would like to recommend that you consider. Under present laws governing the Retirement System, the State, as the employer, matches an employee's contribution to the Retirement Fund until that employee reaches the age of 60. After that point the State makes no further contribution. I recommend that these contributions continue until the employee reaches the age of 65. I also recommend that you make \$70 the minimum payment to retired employees who are now drawing either pensions or retirement benefits, as compared with the present minimum of \$60.00. The administrators of the Retirement System inform me that both of these recommendations can be implemented without requiring any change in the contributions made by the State or by employees to the Retirement System. They advise this is possible because of the very sound actuarial practices followed by those responsible for the management and investment policies of the State Retirement System.

I would like to recommend that per diem allowances for State employees who must travel be raised from the present \$8.00 to \$9.00 for in-State travel, and from the present \$11.00 to \$12.00 for out-of-state travel. Per diem allowances have not been increased since 1953, and simply do not cover present day costs. I recommend also that when State employees are required to move their residence for the convenience of the State, that moving expenses be paid by the State. The cost of these proposals can, in my opinion, be absorbed in the amounts presently recommended in the budgets of the various agencies.

There has been some mention of the need in our State Government for longevity pay. This grows out of the fact that many of the employees who have been with the State for long periods of time have reached the top of their salary range and are frozen at their present rate. I recommend that the General Assembly make provisions for a study of this problem during the next biennium and that those making this study prepare specific recommendations to be considered by the General Assembly at its next session.

As already stated, conditions of employment for State workers constitute, in my opinion, the key factor in maintaining an efficient State Government. As said in my message last Thursday, we can all be proud of the loyal and efficient service rendered by the State employees generally, and I sincerely hope you will approve the recommendations made for the benefit of our State employees.

#### OTHER GOVERNMENTAL ACTIVITIES

The limitations of time forbid a discussion of our recommendations for each General Fund agency and institution of State Government. How-



ever, we can make a quick run-down of the percentage increases provided in each governmental area. These several areas together include all General Fund agencies or institutions not already mentioned, and the size of these increases will demonstrate that all have been provided for in the recommended General Fund budget.

In the area of General Government, which includes such agencies as the offices of the Governor, the Secretary of State, the Auditor, the Treasurer, and the Departments of Insurance, Administration, Revenue, Personnel, the Utilities Commission, Courts, etc., we recommend an increase in operating appropriations which amounts to 7.3%; in Public Welfare the recommended increase is 7.7%; for the State Department of Agriculture the over-all increase, including General Fund and Agriculture Fund appropriations is 8.5%; in the field of Public Safety and Regulations, which includes the Department of Labor, Motor Vehicles, Civil Defense, etc., the recommended increase in General Fund appropriations is 8.5%; for Health and Hospital agencies it is 9.8%; and, for correctional schools the increase recommended is 21.6%..

#### AGENCIES SUPPORTED BY HIGHWAY FUND

As you know, several of the agencies of the State are supported, either in whole or in part, out of Highway Funds, and the proportion of Highway Revenue appropriated to the Highway Department itself is steadily decreasing. Recommended appropriations from the Highway Fund to be used by the Highway Department during the next biennium amount to \$235,166,685, which constitutes only a 1.1% increase over Highway Fund money to be expended by the Department during the present biennium. We are speaking now of State funds received from Highway taxes and fees, and the figures just cited do not include Federal appropriations which, unfortunately for our State, are going down compared to the last biennium.

Motor transportation generally, including both private and commercial transportation, is growing very fast in North Carolina. Ours is a large state, geographically speaking, and our State Highway System includes 70,000 miles—the largest number of miles of roads of any state-maintained system in the Nation. As we develop industrially, and as our communities and economy expand, the use of our highways will increase rapidly. This means that more and more money will be needed to take care of highway maintenance and construction if we are to have the modern highways demanded of a growing and progressive state.

While our maintenance costs are increasing and needs for new construction are becoming greater, the Highway Fund is being called upon to support larger and larger appropriations for agencies other than the Highway Department. For example, we recommend for the State Probation Commission an increase for the next biennium of \$221,034, or 29.1% over estimated expenditures by this agency for 1957-59. We know from the state-wide standpoint this recommendation should be granted because, in addition to having worthwhile humanitarian results, it will help keep down the size of our Prison population and the cost of these operations.

For the same reasons we recommend an increase of \$172,186, or 31% for the Paroles Commission. This agency is doing a good and necessary job, and I urge your support of this increase.

The Prison Department, although making excellent headway toward its own support must, nevertheless, rely on funds secured from the continued use of prisoners by the Highway Department. It is generally recognized that so far as Highway matters are concerned, it would be more economical to use fewer prisoners and rely on modern machinery to get the job done. We cannot do this, however, because without the money received from the Highway Fund in payment for the labor of these prisoners, the source of support for prison operations would have to come from somewhere else. And, unless there is other worthwhile work in which prisoners could be engaged, it would be unwise, as a matter of Prison policy to take these prisoners off Highway work. In spite of the fact that Prison Enterprises are using more and more prisoners, we can use only a few hundred in industries and must still continue to assign 7,000 of them to the Highway Department at a cost of \$5.00 per day per prisoner for a total cost of \$17,570,000 for the biennium.

In the recommended budget we have not increased the number of prisoners to be assigned to the Highway Department but, of course, we have had to budget for an increased Prison population.

Another large agency supported from Highway revenues is the Department of Motor Vehicles, but this one is more directly connected with highway use. Highway Fund appropriations recommended for this Department for the next biennium amount to approximately \$17½ million, which is an increase of 9% over estimated expenditures for the present biennium. In this increase we have provided for 25 new patrolmen to partially take care of traffic growth and new duties assigned patrolmen.

In summing up the matter of appropriations from the Highway Fund, it should be pointed out that we are recommending from Highway funds for non-highway agencies (Probation, Paroles, and Prison) a total of \$26,301,623, which includes the cost of Prison labor used on the highways. As already stated, approximately \$17,500,000 is budgeted from Highway revenues for the Department of Motor Vehicles. In addition we must provide approximately \$29¾ million to the Highway Bond Debt Service Reserve and \$14 million to Reserve for State Aid to Municipalities.

The appropriations just mentioned, combined with the fact that during the present biennium Highway expenditures included a surplus of some \$8¼ million from the 1955-57 biennium, are responsible for the relative smallness of the percentage increase in funds available to the Highway Department for the next biennium. This percentage increase, as already mentioned, is only 1.1% even though State Highway revenues as a whole are estimated to increase 7.4%.

I would like to conclude the portion of this message dealing with Highway Fund appropriations by pointing out that at some point serious consideration should be given to the problem of ever-increasing amounts of Highway revenues which, under our present laws, will be necessary

to support activities other than the maintenance and construction of highways.

#### CAPITAL IMPROVEMENTS

For General Fund agencies and institutions we recommend Capital Improvements totalling \$42,765,000, and we propose that this amount be raised by the issuance of bonds and reappropriation of the Revolving Fund which was set up in 1957. Of the total improvements recommended, slightly in excess of \$25 million is for education, and approximately \$21½ million of this amount is for higher education.

During the past eighteen months the Board of Higher Education has made a thorough and detailed study of the building needs of the three branches of the University and the other State-supported institutions of higher learning. The study, which was carried on in cooperation with the institutions themselves, enabled the Board to recommend a long-range program which would substantially take care of the building needs of all the institutions through the year 1970. The net cost of this program, as recommended by the Board, would be in excess of \$78 million. Actually, the cost would be approximately \$90 million, but an estimated \$12 million would be returned in dormitory rentals.

In our opinion the Board has, by this study, rendered an excellent service, and its members are to be commended for it. However, the Advisory Budget Commission and I concluded that the State cannot, at this time, provide for all the recommended projects.

Our Capital Improvement recommendations for the institutions of higher learning would take care of the expected large increase in college enrollment through 1963. Since it would probably be three or four years before projects provided by a bond issue could be completed, and since the heaviest period of expected increase in college enrollment will occur during the next four or five years, we feel very strongly that our recommendations constitute the minimum that the 1959 General Assembly should provide for capital improvements at our institutions of higher learning.

I would like to add to this my own recommendation that you dedicate any surplus revenues beyond your final revenue estimates which might come in during the 1959-61 biennium for the building of some of the other projects in the Board's long-range program which we have not included in our minimum needs. This would be very helpful.

Included in our total recommendations for capital improvements are projects for hospitals (primarily mental institutions), costing approximately \$8 million. These projects include a large expansion at Butner Training School, and extensive renovations at Morganton and at the State Hospitals at Raleigh and Butner.

We have also included in our recommendations the sum of \$4½ million for the planning and construction of a new Legislative Building. This project was originally recommended by the Commission on Reorganization of State Government which, during the past year, made a thorough study of the problem. The Reorganization Commission held a public hear-

ing on the question, well publicized in advance, at which not one citizen or official raised any objection to this proposal, and indeed all who spoke favored it enthusiastically. The Commission's report recommended the figure of \$7 million for this building, but, considering the Study Commission's recommendation in connection with other needed capital improvements, we recommend an appropriation for this purpose of not less than \$4½ million.

The Advisory Budget Commission and I, along with the Commission on Reorganization of State Government, feel that now is the time to do something about this very serious problem which becomes more acute every year. It seems to me very short-sighted to continue requiring the members of the General Assembly, engaged in what is by far the most important business in the State, to work under the harassing conditions such as now exist and which are far worse than other states have to endure. It is my firm belief that if every citizen of North Carolina could come here and watch you try to do your work under these trying conditions, the overwhelming majority would say that in fairness to the public whose business you are carrying on, better facilities should be provided.

All of us strongly recommend that no change whatever be made in the present Capitol building or its grounds, but that it remain as a museum or monument to the greatness of North Carolina, its traditions and its history. I cannot express too strongly my sincere opinion that this recommendation for a Legislative Building should be approved.

The recommendation which we have included for land acquisition will put the State in a very good position so far as land needs are concerned and will give us space for further building needs for many years to come. We think the acquiring of this additional land will be a very wise move.

Time does not permit any discussion of the various other capital improvements projects recommended but, of course, each is set out in detail in the Capital Improvements Budget with which you will be working during your deliberations.

#### GENERAL FUND REVENUES

We would like to discuss how the appropriations which we have recommended are to be financed. As already mentioned, we are of the opinion that the Capital Improvements program should be financed by a reappropriation of the Revolving Fund and by the issuance of bonds. Appropriations for operating expenses will, however, have to come from revenues and through use of the available credit balance. It is estimated that the available General Fund credit balance at the end of the present biennium (June 30, 1959) will be \$13,762,053, which, as you know, is far from the \$63 million credit balance appropriated by the 1957 General Assembly.

Several months ago I made a public statement to the effect that the General Assembly would probably have to levy new taxes this session in order to support necessary appropriations. That statement was made

in view of economic conditions then prevailing, but fortunately our country has substantially recovered from the recession. I am happy to report that, on the basis of available economic data, it now appears that we are in for a period of favorable economic progress.

Naturally, no one can say with absolute accuracy what the future holds for our economy which is dependent on many, many factors over which most of us have no control—factors such as world markets, Federal spending, defense needs, foreign relations, etc. But, under law, the Budget Commission and I are required to make revenue recommendations and a balanced budget. We have, therefore, with the advice and counsel of the Commissioner of Revenue and the Director of Tax Research and others, felt justified in making General Fund Revenue estimates for the 1959-61 biennium which contemplates a revenue increase of 6.3%, or \$30,745,947 over the \$489,201,379 in General Fund revenues estimated for the present biennium.

This increase of \$30,745,947 in General Fund revenues will provide a total of approximately \$520,000,000 from General Fund revenues during the coming biennium. Our credit balance of approximately \$13¾ million added to the \$520,000,000 in revenues, will give us a total of approximately \$534,000,000 available for the next biennium's General Fund appropriations without making any change in our present tax laws. As already mentioned, however, the recommended General Fund appropriations are more than \$561,000,000, which means that we will need an additional \$27½ million to provide sufficient revenues to support the recommended appropriations.

It is our recommendation that the additional \$27½ million be secured by the adoption of a withholding and "pay-as-you-go" plan in connection with the State income tax. This plan, together with the increased revenues we have just mentioned, will make new taxes unnecessary and we are delighted to so announce. Except for some minor administrative changes which will not appreciably affect total revenues, we do not recommend any other changes in our tax laws, nor do we recommend any increase in existing rates. There are few states in the Union that can say this.

An article in the January 12 issue of Newsweek had this to say, and I quote, "Throughout the Nation hard-pressed states and local governments are getting ready to tap the public pocketbooks as probably never before." The article points out that taxes are to go up in about 34 states, including most of our Southern neighbors. In California the deficit reported in the article is \$285 million, and in New York it is \$220 million. So, you can see why I am particularly pleased to announce that our budget recommendations will not call for any additional taxes other than the change in connection with the withholding provisions.

Our Highway revenue estimates, arrived at in the same manner as General Fund estimates, will provide a biennial increase of 7.4%, or approximately \$18,500,000. In total amounts we estimate that State Highway revenues, under existing taxes, for the next biennium will be \$265,834,000 as compared with \$247,455,470 for the present biennium.

## SCHOOL INCENTIVE FUND

There is an additional recommendation I would like to make in connection with the financing of our public schools. It is one which proposes to set up a State School Incentive Fund of \$10,000,000 for each year to be matched by local communities in accordance with their ability to pay. It comes not from the Advisory Budget Commission but from the Commission on Public School Finance with my support and, in my opinion, it is one of the most important of all the recommendations I make to you. It does not transfer any load from the State. It simply adds more money—State and local—to help strengthen our schools.

It is estimated that \$10 million, if made available by the State yearly, will bring forth an additional \$6½ million yearly when matched by the communities according to the formula outlined in the School Finance Report. Because of the time which will be necessary to set up the matching formula and administrative machinery for this fund, I recommend that \$10,000,000 be made available beginning in the second year of the biennium. It is my hope, of course, that the appropriation will be continued thereafter.

This total of \$10,000,000 which I strongly recommend you make available is not figured in our revenue estimates, but for this particular important development for the future of our schools, I would like to see you make the necessary appropriations. If economic conditions should improve beyond the rates originally estimated by the Advisory Budget Commission and myself, it may be possible to secure the necessary funds for this appropriation by increasing our revenue estimates. This is something that you will want to consider in the coming months. If, however, in the days ahead, economic conditions should worsen or fail to continue their improvement, I will join you in recommending the levying of sufficient taxes to provide the needed amount.

I will not repeat here the reasons already given in my previous message as to why I think this incentive approach recommended by the distinguished Commission on Public School Finance should be adopted. It is backed by staunch friends of the public schools and I understand by the professional school people in general. It is my sincere conviction that those interested in the long-range good of our schools share my belief that unless some such approach is made in North Carolina our public schools will continue to lose standing and, as you know, they are already too close to the bottom in our Nation in many financial respects.

When we add the proposed \$10 million to the amounts recommended for the higher minimum salaries and the pay for an extra week, and also include the \$6½ million to come from local communities for matching the \$10 million, it will mean that in the second year of the coming biennium there will be available to the counties to use for any items in their current expense school budgets an amount of money which, if they should choose to use entirely for teacher salary increases, could provide a percentage increase of 16.7% over amounts being paid for teacher salaries during the present biennium. And even if we were to exclude from this total the amount required for the extra week's pay, which some may

reasonably point out should not be considered an increase in salary, the percentage salary increase possible in the second year of the biennium over the present biennium would still be 13.9%. Let me emphasize that the local units can spend the money for any item in their current expense school budget.

**Governor's Salary.** There is one additional recommendation we would like to make to you. At present the salary of the Governor is \$15,000 per year. It has not been increased since 1949, whereas, salaries, particularly those at the executive level in government and industry, have gone steadily and rapidly upward since that time. In fact, there are several positions in our State agencies or institutions which carry salaries larger than that paid the Governor. In keeping with the dignity and prestige of the office and of the State, we recommend that, starting with the next Governor, this salary be raised from \$15,000 to \$25,000 per year. I particularly want to emphasize that this increase is recommended to begin with the next Governor, and is not to become effective during my own term of office.

Inasmuch as the term of the next Governor will begin six months before the end of the next biennium, we have included in the proposed budget recommendations the sum of \$5,000 to provide, as of January 1, 1961, for the increased salary for the six months period.

#### CONCLUSION

In concluding this message I should like to express my great faith in our State and my tremendous optimism about its future. North Carolina, in its traditional method of going neither too fast to the new nor staying too long with the old, is moving toward a brighter and better life for all of its people. It is my task and your task to see that not only is this progress made possible, but that it is actively encouraged. If our State is to continue its march into an enlightened future, our children must have good public schools, our colleges must be able to take care of those who can benefit from higher education, our streets and highways must be modern and up-to-date, and all our programs of development must be adequately financed. At the same time, we must make provision for our aged, for our sick, for our mentally ill, and for all others who, through no fault of their own, are unable to participate actively in the glorious progress which our State is making. Our strength is enough to carry them all if we do not stint. And we must not.

The budget figures and fiscal information presented tonight are very important and deserve your careful study and consideration. Let us remember, however, that these same figures represent more than a state balance sheet. They also represent a program by which we are able to meet genuine needs of our people. Wisely appropriated tax monies can readily be translated into needed services for all our citizens.

The Budget Commission and myself are well aware that the final decision on all these matters we have recommended is yours. We have done the best we could with a difficult task. We hope we have been of service to you in making careful analysis of the various programs. We think our recommendations adequately provide for the things we know our

State believes in. We know that you will make some changes in what has been proposed and, in fact, we would not feel nearly so confident in the future of this State if we did not know that your collective wisdom would be brought to bear on all of these proposals before final decision is reached.

We are glad you are here. I want to work with you in every way possible for the good of our State.

I wish you God speed in your task.

Thank you.

After the Governor's address, on motion of Senator Morgan, the Joint Assembly dissolves, the Senate repairs to its Chambers and the House resumes consideration of its business.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Harriss of Rowan:

H. B. 9, 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 Committee on Appropriations.

And,

H. B. 10, a bill to be entitled an act to reappropriate "Revolving Fund" sums and authorize the issuance of nine million dollars in bonds of the State to provide for Capital Improvements for state institutions and agencies.

Referred to Committee on Appropriations.

And,

H. B. 11, a bill to be entitled an act to authorize the issuance of twenty nine million dollars of bonds of the State to provide for Capital Improvements for State institutions and agencies subject to a vote of the qualified voters of the State.

Referred to Committee on Appropriations.

By Representative Blue:

H. B. 12, a bill to be entitled an act to amend and supplement "The Revenue Act," being Subchapter I of Chapter 105 of the General Statutes.

Referred to Committee on Finance.

By Representative Yates:



H. B. 13, a bill to be entitled an act providing for an election in the Town of Canton upon the question of adopting a modified Plan "D" form of government so as to provide for a city manager, and defining his duties.

Referred to Committee on Local Government.

By Representative Valentine:

H. B. 14, a bill to be entitled an act adopting replacement Volumes 2C and 3B of the General Statutes.

Referred to Committee on Judiciary No. 2.

By Representative Satterfield:

H. B. 15, a bill to be entitled an act relating to punishment for public drunkenness in Person County.

Referred to Committee on Judiciary No. 2.

By Representatives Buchanan, Cover, Yates, Raby, Herbert, Lloyd and Gaither:

H. B. 16, a bill to be entitled an act amending General Statutes 136-18 so as to authorize and require the State Highway Commission to repair and maintain ways to public cemeteries.

Referred to Committee on Roads and Highway Safety.

By Representative Buchanan:

H. B. 17, a bill to be entitled an act authorizing the President of Western Carolina College to appoint law enforcement officers for duty on the campus of said institution.

Referred to Committee on Judiciary No. 2.

And,

H. B. 18, a bill to be entitled an act amending General Statutes 115-169 as the same relates to Jackson County, fixing the punishment for violation of the compulsory attendance school law.

Referred to Committee on Education.

And,

H. B. 19, a bill to be entitled an act amending General Statutes 115-19 insofar as the same relates to Jackson County, and repealing Chapter 490, Session Laws of 1953, relating to the nomination of members of the Jackson County Board of Education.

Referred to Committee on Education.

On motion of Representative Hunt the House adjourns and will meet tomorrow at 12 o'clock noon.

**SIXTH DAY****HOUSE OF REPRESENTATIVES**

Tuesday, February 10, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Williamson the courtesies of the floor are extended the Honorable W. F. Floyd, a former member of the House from Columbus County.

On motion of Mr. Whitley, Louise Graham Murray of Wake County is made an honorary pagette of the House of Representatives.

Mr. Speaker Hewlett announces the following committee to make arrangements regarding a composite picture of the House membership: Representatives Gobble, Gregory, Raby, Stone and Story.

**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 Representative Holcombe of Yancey, for the Committee on Elections and Election Laws.

H. B. 8, a bill to be entitled an act relating to qualifications of electors to vote in the City of Lexington, Davidson 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 Representatives Cohoon, Umstead, and Uzzell:

H. R. 20, a joint resolution expressing sympathy upon the death of and honoring the memory of the Honorable Charles Wallace Tatem, a former member of the House of Representatives.

On motion of Representative Cohoon the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Jackson:

H. R. 21, a joint resolution commemorating the 200th Anniversary of the establishment of Hertford County.

On motion of Representative Jackson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Snepp, Philpott, and Uzzell:

H. B. 22, a bill to be entitled an act to abolish the State Planning Board.

Referred to Committee on State Government.

And,

H. B. 23, a bill to be entitled an act authorizing the appointment of acting heads of certain state agencies in certain cases.

Referred to Committee on State Government.

And,

H. B. 24, a bill to be entitled an act providing for the appointment of acting officers in certain cases.

Referred to Committee on State Government.

By Representatives Philpott, Jones of Ashe, and Uzzell:

H. B. 25, a bill to be entitled an act abolishing the Governor's Committee on Interstate Cooperation and revising the membership of the North Carolina Commission on Interstate Cooperation.

Referred to Committee on Interstate Cooperation.

By Representatives Philpott, Snepp, and Uzzell:

H. B. 26, a bill to be entitled an act clarifying the authority of the State Department of Archives and History to conduct a records management program for state agencies.

Referred to Committee on State Government.

And,

H. B. 27, a bill to be entitled an act to abolish the Carolina-Virginia Turnpike Authority and the North Carolina Turnpike Authority.

Referred to Committee on State Government.

By Representative Courtney:

H. B. 28, a bill to be entitled an act to authorize the County of Caldwell to construct and equip a new county building near the City of Lenoir, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 29, a bill to be entitled an act to amend Subsection 9 of Section 153-9 of the General Statutes as to the authority of the Board of Commissioners for the County of Caldwell to designate sites for county buildings, and to validate any and all action heretofore taken by said Board of Commissioners within the authority granted by this amendment.

Referred to Committee on Counties, Cities, and Towns.

By Representative Hardy:

H. B. 30, a bill to be entitled an act to amend General Statutes 9-25 so as to provide for the selection of grand juries in Greene County.

Referred to Committee on Local Government.

By Representative Story:

H. B. 31, a bill to be entitled an act to authorize the Town of Wilkesboro in Wilkes County to close Moravian Street and use the street for purposes of constructing a water supply stand-pipe.

Referred to Committee on Local Government.

And,

H. B. 32, a bill to be entitled an act to authorize the Board of County Commissioners of Wilkes County to levy a special tax for the purpose of defraying the cost of revaluation and reassessment of real property in said county.

Referred to Committee on Local Government.

#### COMMITTEE APPOINTMENT

Mr. Speaker Hewlett announces the following committee appointment:

LIBRARY (JOINT)—Representative Woodard of Wilson, Chairman; Representative Taylor, Vice-Chairman; Representatives Bell, Byrum, Davis of Lenoir, Davis of Rutherford, Gregory, Hardy, Herbert, Humphrey, Hunt, Isaac, Kiser, Lackey, Long, Newman, Palmer, Raby, Regan, Rodenbough, Satterfield, Spruill, and Yates.

Pursuant to a joint resolution heretofore adopted and on motion of Representative Cohoon, seconded by Representative Umstead, the House adjourns in honor of the memory of the late Honorable Charles Wallace Tatem, a former member of the House of Representatives, and will meet tomorrow at 12 o'clock noon.

## SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, February 11, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written .

Leave of absence is granted Representative Hardy for Thursday, February 12, 1959.

Leave of absence is granted Representative Holmes until February 17, 1959.

On motion of Representative Valentine the courtesies of the floor are extended the Honorable C. Settle Bunn, a former member of the House of Representatives and Senate from Nash County.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Snapp, Philpott and Uzzell:

H. B. 33, a bill to be entitled an act to create a State Department of Water Resources.

Referred to Committee on State Government.

By Representative Patterson:

H. B. 34, a bill to be entitled an act to amend Chapter 71 of the Private Laws of 1907 and Chapter 384 of the Private Laws of 1911 to authorize the Board of Commissioners of the City of Albemarle to adopt by reference certain recognized standard codes and to empower the Board of Commissioners to revise and codify the ordinances of the City of Albemarle and adopt such revision and re-codification by reference.

Referred to Committee on Counties, Cities and Towns.

By Representatives Satterfield, Uzzell, Philpott and Harriss of Rowan:

H. B. 35, a bill to be entitled an act to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

Referred to Committee on Public Buildings and Grounds.

By Representative Murphrey:

H. B. 36, a bill to be entitled an act to provide for election of the Halifax County Commissioners from the body of the county by repealing

a local act dividing the County of Halifax into five county commissioner districts.

Referred to Committee on Counties, Cities and Towns.

By Representatives Phelps, Cohoon and Everett:

H. B. 37, a bill to be entitled an act to amend Chapter 402 of the Session Laws of 1953, as amended, relating to the Peace Officers' Relief Fund for Martin, Washington and Tyrrell Counties.

Referred to Committee on Local Government.

By Representative Herbert:

H. B. 38, a bill to be entitled an act amending the Charter of the Town of Hayesville to provide for the nomination of candidates for the offices of Mayor and members of the Board of Commissioners by party primaries, to provide for terms of office of two years for such officers and to fix their compensation.

Referred to Committee on Local Government.

By Representative Lloyd:

H. B. 39, a bill to be entitled an act to designate the candidate of a majority political party who receives the largest number of votes in the general election as Chairman of the Board of Commissioners of Graham County.

Referred to Committee on Local Government.

And,

H. B. 40, a bill to be entitled an act to amend Chapter 766, Session Laws of 1957, relating to the compensation and duties of the Chairman of the Board of Commissioners of Graham County.

Referred to Committee on Local Government.

And,

H. B. 41, a bill to be entitled an act to amend Chapter 245, Session Laws of 1957, relating to the office of County Accountant and Tax Collector of Graham County, so as to extend the term of office of said official.

Referred to Committee on Local Government.

And,

H. B. 42, a bill to be entitled an act to authorize the Board of County Commissioners of Graham County to appoint and fix the salary of a County Attorney.

Referred to Committee on Local Government.

And,

H. B. 43, a bill to be entitled an act to authorize the Sheriff of Graham County to appoint a deputy, and to authorize the Board of County Com-

missioners of Graham County to set the salary and to allow expenses and fees for the deputy appointed by the Sheriff.

Referred to Committee on Local Government.

And,

H. B. 44, a bill to be entitled an act to authorize the Sheriff of Graham County to employ a jailer for said County, and to authorize the Board of County Commissioners to set the salary and to allow fees for the jailer appointed by the Sheriff.

Referred to Committee on Local Government.

By Representatives Jordan, Crawford of Buncombe and Greenwood:

H. B. 45, a bill to be entitled an act validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17 (c) (2) have not been complied with.

Referred to Committee on Judiciary No. 2.

By Representative Powell:

H. B. 46, a bill to be entitled an act to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves.

Referred to Committee on Wildlife Resources.

By Representative Byrum:

H. B. 47, a bill to be entitled an act to amend General Statutes 105-392, as the same appears in the 1957 Cumulative Supplement of the General Statutes insofar as the same applies to Chowan County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 48, a bill to be entitled an act to authorize the Board of County Commissioners to fix the salaries and fees of all officials of Chowan County.

Referred to Committee on Salaries and Fees.

And,

H. B. 49, a bill to be entitled an act to authorize the Board of County Commissioners of Chowan County to appoint the sheriff as the delinquent tax collector for Chowan County.

Referred to Committee on Local Government.

By Representatives Uzzell and Harriss of Rowan:

H. B. 50, a bill to be entitled an act relative to the election and tenure of office of the members of the Board of Aldermen of the Town of Rockwell, and providing for the Board of Aldermen to elect one of its members Mayor and one Mayor pro tem.

Referred to Committee on Counties, Cities and Towns.

By Representatives Umstead, Spruill and Black:

H. B. 51, a bill to be entitled an act to amend General Statutes 35-3 relating to certificates from hospitals for the insane.

Referred to Committee on Mental Institutions.

And,

H. B. 52, a bill to be entitled an act to amend Chapter 122 of the General Statutes relating to hospitals for the mentally disordered.

Referred to Committee on Mental Institutions.

By Representative Everett:

H. B. 53, a bill to be entitled an act to change from two years to four years the terms of office of the judge and prosecuting attorney of the Recorder's Court of Martin County.

Referred to Committee on Local Government.

#### CALENDAR

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

H. B. 8, a bill to be entitled an act relating to qualification of electors to vote in the City of Lexington, Davidson County.

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

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 6. A Joint Resolution to authorize and provide for the printing of the Governor's Biennial Message to the General Assembly.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 12 o'clock noon.

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## EIGHTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, February 12, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.



Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Leave of absence is granted Representative Whitehurst until Monday night, February 16, 1959.

Leave of absence is granted Representative Whitley for Friday, February 13, 1959.

On motion of Representative Gobble, seconded by Representative Gregory, the House adopts the report of the Committee for the composite picture.

On motion of Representative Arledge the courtesies of the floor are extended the Honorable Percy Leake of Madison County, a former member of the House of Representatives.

#### REPORT OF RULES COMMITTEE

On motion of Representative Kerr, Rule No. 66 is amended by inserting the Committee "Commercial Fisheries and Oyster Industry" between the Committee on "Banks and Banking" and the Committee on "Constitutional Amendments".

On motion of Mr. Kemp, H. B. 38 entitled, "a bill to be entitled an act amending the Charter of the Town of Hayesville to provide for the nomination of candidates for the offices of mayor and members of the Board of Commissioners by party primaries, to provide for terms of office of two years for such officers and to fix their compensation" is withdrawn from the Committee on Local Government and recommitted to the Committee on Elections and Election Laws.

#### 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 Representative Kemp, for the Committee on Local Government.

H. B. 5, a bill to be entitled an act to provide for a third deputy sheriff in Person County.

With a favorable report.

H. B. 13, a bill to be entitled an act providing for an election in the Town of Canton upon the question of adopting a modified Plan "D" form of government so as to provide for a city manager, and defining his duties.

With a favorable report.

H. B. 30, a bill to be entitled an act to amend General Statutes 9-25 so as to provide for the selection of grand juries in Greene County.

With a favorable report.

H. B. 31, a bill to be entitled an act to authorize the Town of Wilkesboro in Wilkes County to close Moravian Street and use the street for purposes of constructing a water supply standpipe.

With a favorable report.

H. B. 32, a bill to be entitled an act to authorize the Board of County Commissioners of Wilkes County to levy a special tax for the purpose of defraying the cost of revaluation and reassessment of real property in said county.

With a favorable report.

H. B. 37, a bill to be entitled an act to amend Chapter 402 of the Session Laws of 1953, as amended, relating to the peace officers' relief fund for Martin, Washington and Tyrrell Counties.

With a favorable report.

H. B. 39, a bill to be entitled an act to designate the candidate of a majority political party who receives the largest number of votes in the General Election as chairman of the Board of Commissioners of Graham County.

With a favorable report.

H. B. 40, a bill to be entitled an act to amend Chapter 766, Session Laws of 1957, relating to the compensation and duties of the Chairman of the Board of Commissioners of Graham County.'

With a favorable report.

H. B. 41, a bill to be entitled an act to amend Chapter 245, Session Laws of 1957, relating to the office of County Accountant and Tax Collector of Graham County so as to extend the term of office of said official.

With a favorable report.

H. B. 42, a bill to be entitled an act to authorize the Board of County Commissioners of Graham County to appoint and fix the salary of a County Attorney.

With a favorable report.

H. B. 43, a bill to be entitled an act to authorize the Sheriff of Graham County to appoint a deputy, and to authorize the Board of County Commissioners of Graham County to set the salary and to allow expenses and fees for the deputy appointed by the sheriff.

With a favorable report.

H. B. 44, a bill to be entitled an act to authorize the sheriff of Graham County to employ a jailer for said County, and to authorize the Board of County Commissioners to set the salary and to allow fees for the jailer appointed by the sheriff.

With a favorable report.

H. B. 49, a bill to be entitled an act to authorize the Board of County Commissioners of Chowan County to appoint the sheriff as the delinquent tax collector for Chowan County.

With a favorable report.

H. B. 53, a bill to be entitled an act to change from two years to four years the terms of office of the judge and prosecuting attorney of the Recorder's Court of Martin County.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities and Towns.

H. B. 34, a bill to be entitled an act to amend Chapter 71 of the Private Laws of 1907 and Chapter 384 of the Private Laws of 1911 to authorize the Board of Commissioners of the City of Albemarle to adopt by reference certain recognized standard codes and to empower the Board of Commissioners to revise and codify the ordinances of the City of Albemarle and adopt such revision and re-codification by reference.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 14, a bill to be entitled an act adopting Replacement Volumes 2C and 3B of the General Statutes.

With a favorable report.

H. B. 15, a bill to be entitled an act relating to punishment for public drunkenness in Person County.

With a favorable report, as amended.

H. B. 45, a bill to be entitled an act validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17 (c) (2) have not been complied with.

With a favorable report.

H. B. 47, a bill to be entitled an act to amend General Statutes 105-392, as the same appears in the 1957 Cumulative Supplement of the General Statutes insofar as the same applies to Chowan County.

With a favorable report, as amended.

By Representative Kerr, for the Committee on Rules:

H. R. 2, a joint resolution to accept the invitation of the Tryon Palace Commission to attend the dedication and the official opening of Tryon Palace and to move the sittings of the General Assembly of one thousand nine hundred fifty nine to New Bern, Craven County, North Carolina, for one day.

With a favorable report.

On motion of Mr. Whitehurst the bill is placed on today's calendar.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Williamson:

H. B. 54, a bill to be entitled an act to appoint the members of the Board of Education of Columbus County.

Referred to Committee on Education.

And,

H. B. 55, a bill to be entitled an act to appoint the members of the Whiteville City Board of Education.

Referred to Committee on Education.

By Representative Woodard of Northampton:

H. B. 56, a bill to be entitled an act authorizing the police officers of the Town of Seaboard in Northampton County to exercise their powers as such officers within a radius of three miles in all directions from the corporate limits in the said town.

Referred to Committee on Counties, Cities and Towns.

By Representatives Philpott, Snapp and Uzzell:

H. B. 57, a bill to be entitled an act to rewrite Chapter 146 of the General Statutes, entitled "State Lands."

Referred to Committee on State Government.

By Representatives Cover, Arledge, Kiser, Thomas and Crawford of Swain:

H. B. 58, a bill to be entitled an act amending Subsection (b) of General Statutes 120-3.1 relating to travel allowances for members of the General Assembly.

Referred to Committee on Judiciary No. 1.

By Representative Umstead:

H. B. 59, a bill to be entitled an act to amend Chapter 315 of the Private Laws of 1911, as amended by Chapter 222 of the Session Laws of 1953, relating to the municipal election of the Town of Carrboro.

On motion of Representative Umstead the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Umstead, Spruill and Black:

H. B. 60, a bill to be entitled an act to enact the Interstate Compact on Mental Health.

Referred to Committee on Mental Institutions.

By Representative Delamar:

H. B. 61, a bill to be entitled an act to amend General Statutes 1-597 relative to publication of legal notices in counties wherein no newspaper is published.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

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

H. R. 2, a joint resolution to accept the invitation of the Tryon Palace Commission to attend the dedication and the official opening of Tryon Palace and to move the sittings of the General Assembly of one thousand nine hundred fifty nine to New Bern, Craven County, North Carolina, for one day.

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

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 20. A Joint Resolution expressing sympathy upon the death of and honoring the memory of the Honorable Charles Wallace Tatem, former member of the House of Representatives.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 10 A.M.

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### NINTH DAY

HOUSE OF REPRESENTATIVES  
Friday, February 13, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Representative Leatherman is granted a leave of absence for today.

On motion of Representative Whitmire the courtesies of the floor are extended the Honorable William T. McShane, a former member of the House from Henderson County.

#### 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 Representative Thomas, for the Committee on Salaries and Fees.

H. B. 48, a bill to be entitled an act to authorize the Board of County Commissioners to fix the salaries and fees of all officials of Chowan County.

With a favorable report.

#### MESSAGE FROM THE SENATE

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

S. R. 25, a joint resolution to authorize and provide for the printing of the Governor's biennial budget message to the General Assembly.

On motion of Representative Umstead the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. R. 26, a joint resolution inviting the General Assembly to hold a session of the General Assembly in the City of Charlotte, Mecklenburg County.

On motion of Representative Snepp the rules are suspended and the resolution is placed on 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 Representative Buchanan:

H. R. 62, a joint resolution providing for the appointment of a commission to study and make recommendations with respect to the organization and function of the State Highway Commission.

Referred to Committee on State Government.

By Representatives Umstead, Spruill, and Black:

H. B. 63, a bill to be entitled an act to amend General Statutes 122-98 relating to special police officers at the Camp Butner hospital site.

Referred to Committee on Judiciary No. 1.

#### CALENDAR

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

H. B. 37, a bill to be entitled an act to amend Chapter 402 of the Session Laws of 1953, as amended, relating to the Peace Officers' Relief Fund for Martin, Washington, and Tyrrell Counties.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Bynum, Byrd, Byrum, Coates, Co-hoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jordan, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Newman, Patterson, Phelps, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—86.

Those voting in the negative are: None.

H. B. 5, a bill to be entitled an act to provide for a third deputy sheriff in Person County.

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

H. B. 13, a bill to be entitled an act providing for an election in the Town of Canton upon the question of adopting a modified Plan "D" form of government so as to provide for a city manager and defining his duties.

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

H. B. 14, a bill to be entitled an act adopting Replacement Volumes 2C and 3B of the General Statutes.

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

H. B. 15, a bill to be entitled an act relating to punishment for public drunkenness in Person County.

On motion of Representative Valentine the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 30, a bill to be entitled an act to amend General Statutes 9-25 so as to provide for the selection of grand juries in Greene County.

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

H. B. 31, a bill to be entitled an act to authorize the Town of Wilkesboro in Wilkes County to close Moravian Street and use the street for purposes of constructing a water supply standpipe.

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

H. B. 34, a bill to be entitled an act to amend Chapter 71 of the Private Laws of 1907 and Chapter 384 of the Private Laws of 1911 to authorize the Board of Commissioners of the City of Albemarle to adopt by reference certain recognized standard codes and to empower the Board of Commissioners to revise and codify the ordinances of the City of Albemarle and adopt such revision and re-codification by reference.

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

H. B. 39, a bill to be entitled an act to designate the candidate of a majority political party who receives the largest number of votes in the General Election as Chairman of the Board of Commissioners of Graham County.

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 766, Session Laws of 1957, relating to the compensation and duties of the chairman of the Board of Commissioners of Graham County.

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

H. B. 41, a bill to be entitled an act to amend Chapter 245, Session Laws of 1957, relating to the office of County Accountant and Tax Collector of Graham County, so as to extend the term of office of said official.

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

H. B. 42, a bill to be entitled an act to authorize the Board of County Commissioners of Graham County to appoint and fix the salary of a County Attorney.



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

H. B. 43, a bill to be entitled an act to authorize the Sheriff of Graham County to appoint a deputy, and to authorize the Board of County Commissioners of Graham County to set the salary and to allow expenses and fees for the deputy appointed by the Sheriff.

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

H. B. 44, a bill to be entitled an act to authorize the Sheriff of Graham County to employ a jailer for said County, and to authorize the Board of County Commissioners to set the salary and to allow fees for the jailer appointed by the Sheriff.

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 validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17 (c) (2) have not been complied with.

On motion of Representative Jordan consideration of the bill is postponed until Tuesday, February 17, 1959.

H. B. 47, a bill to be entitled an act to amend General Statutes 105-392, as the same appears in the 1957 Cumulative Supplement of the General Statutes insofar as the same applies to Chowan County.

On motion of Representative Valentine the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 49, a bill to be entitled an act to authorize the Board of County Commissioners of Chowan County to appoint the Sheriff as the delinquent Tax Collector for Chowan County.

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

H. B. 53, a bill to be entitled an act to change from two years to four years the terms of office of the Judge and Prosecuting Attorney of the Recorder's Court of Martin County.

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

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 21. A Joint Resolution commemorating the 200th Anniversary of the establishment of Hertford County.

H. B. 59. An Act to amend Chapter 315 of the Private Laws of 1911, as amended by Chapter 222 of the Session Laws of 1953, relating to the municipal election of the Town of Carrboro.

On motion of Representative Harris of Wake the House adjourns and will meet tomorrow at 10 o'clock A.M.

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## TENTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, February 14, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hewlett as Speaker pro tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

On motion of Representative Harris of Wake the reading of the Journal of yesterday is dispensed with and, without objection, the same stands approved as written.

On motion of Representative Holcombe of Madison the House adjourns and will meet Monday night at 8 o'clock.

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## ELEVENTH DAY

HOUSE OF REPRESENTATIVES  
Monday Night, February 16, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Umstead, Mary McLaughlin, daughter of Representative and Mrs. McLaughlin of Iredell County, is made an honorary pageette of the House of Representatives.

On motion of Representative Burrow the courtesies of the floor are extended the Honorable Ed Gavin, a former member of the House from Randolph County.

On motion of Representative Jordan the courtesies of the floor are extended the Honorable George Craig, a former member of the House of Representatives from Buncombe County.

On motion of Representative Hunt, Walker Morris of Guilford County is made an honorary page of the House.

On motion of Representative Hawfield the courtesies of the floor are extended the Honorable Henry Wilson, a former member of the House from Union County.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 15, a bill to be entitled an act relating to punishment for public drunkenness in Person County.

H. B. 47, a bill to be entitled an act to amend General Statutes 105-392, as the same appears in the 1957 Cumulative Supplement of the General Statutes, insofar as the same applies to Chowan County.

#### 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 to authorize the County of Wayne to construct and equip a new county building in Goldsboro, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

Referred to Committee on Finance.

S. B. 16, a bill to be entitled an act amending General Statutes 20-38 (bb) so as to include in the definition of special mobile equipment trucks or vehicles used for fire fighting purposes.

Referred to Committee on Finance.

S. R. 28, a joint resolution expressing sympathy upon the death of and honor the memory of the Honorable R. Posey Jones, former member of the State Senate.

On motion of Representative Reid the rules are suspended and the resolution placed on 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 Representative Arledge:

H. R. 64, a joint resolution expressing sympathy upon the death of Francis Pickens Bacon, former State Senator and member of the House of Representatives from Polk County.

On motion of Representative Arledge the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Everett, Phelps and Cohoon:

H. B. 65, a bill to be entitled an act to provide the Department of Motor Vehicles with a sufficient appropriation for the addition of twenty-five members to the State Highway Patrol.

Referred to Committee on Appropriations.

And,

H. B. 66, a bill to be entitled an act to increase registration fee for motor vehicles from and after January 1, 1960, by the sum of two dollars (\$2.00) for each motor vehicle.

Referred to Committee on Finance.

And,

H. B. 67, a bill to be entitled an act to appropriate funds for an increase in the salaries and wages of teachers and State employees, other than employees of the State Highway Commission or Department, because of the inflationary increase in consumer goods, services, necessities and other living requirements of State employees, and to fix the terms, conditions and amount of said salary increase.

Referred to Committee on Appropriations.

And,

H. B. 68, a bill to be entitled an act to appropriate from State Highway Fund such amounts as are necessary to provide during each year of the 1959-61 biennium a five per cent increase in salaries for all regular, full time State employees whose salaries are paid from the State Highway Fund.

Referred to Committee on Appropriations.

And,

H. B. 69, a bill to be entitled an act to reduce the sales and use tax of three per cent (3%) to two per cent (2%) and to abolish all exemptions from the sales and use tax except as to purchases by the State and its political subdivisions.

Referred to Committee on Finance.

By Representative Kennedy:

H. B. 70, a bill to be entitled an act amending General Statutes 47-95 relative to acknowledgments taken by notaries interested as trustee or holding other office.

Referred to Committee on Judiciary No. 2.

By Representative Crawford of Swain:

H. B. 71, a bill to be entitled an act to amend Chapter 234 of the Session Laws of 1939 relating to the fees of jurors in Swain County.

Referred to Committee on Salaries and Fees.

#### CALENDAR

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

H. B. 37, a bill to be entitled an act to amend Chapter 402 of the Session Laws of 1953, as amended, relating to the peace officers' relief fund for Martin, Washington and Tyrrell Counties.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 48, a bill to be entitled an act to authorize the Board of County Commissioners to fix the salaries and fees of all officials of Chowan County.

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

On motion of Representative Whitley the House adjourns and will meet tomorrow at 12 o'clock noon.

## TWELFTH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, February 17, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Leave of absence is granted Representative Byrd for Wednesday, February 18, 1959.

## 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 Representative Hargett, for the Committee on Education:

H. B. 18, a bill to be entitled an act amending General Statutes 115-169 as the same relates to Jackson County, fixing the punishment for violation of the compulsory attendance school law.

With a favorable report.

H. B. 19, a bill to be entitled an act amending General Statutes 115-19 insofar as the same relates to Jackson County, and repealing Chapter 490, Session Laws of 1953, relating to the nomination of members of the Jackson County Board of Education.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities and Towns:

H. B. 28, a bill to be entitled an act to authorize the County of Caldwell to construct and equip a new county building near the City of Lenoir, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

With a favorable report.

On motion of Representative Dill the bill is recommitted to Committee on Finance.

H. B. 29, a bill to be entitled an act to amend Subsection 9 of Section 153-9 of the General Statutes as to the authority of the Board of Commissioners for the County of Caldwell to designate sites for county buildings, and to validate any and all action heretofore taken by said Board of Commissioners within the authority granted by this amendment.

With a favorable report.

H. B. 36, a bill to be entitled an act to provide for election of the Halifax County Commissioners from the body of the county by repealing a local act dividing the County of Halifax into five county commissioner districts.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2:

H. B. 17, a bill to be entitled an act authorizing the President of Western Carolina College to appoint law enforcement officers for duty on the campus of said institution.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Regan and Britt:

H. B. 72, a bill to be entitled an act to amend Chapter 411 of the Session Laws of 1957, being the Charter of the Town of St. Pauls in Robeson County.

Referred to Committee on Local Government.

By Representatives Thomas, Gregory, Johnson, Lloyd, Edmisten, Newman, Greenwood and Rodenbough:

H. B. 73, a bill to be entitled an act to appropriate sufficient funds to provide for proper increases for the salaries of public school personnel as heretofore requested by the State Board of Education for the school terms 1959-60 and 1960-61.

Referred to Committee on Appropriations.

By Representatives Stone, Drummond, Henley, Hardy, Gregory and Turner:

H. B. 74, a bill to be entitled an act to provide for a preferential presidential primary election.

Referred to Committee on Elections and Election Laws.

By Representative Holcombe of Yancey:

H. B. 75, a bill to be entitled an act to amend General Statutes 163-117; 163-119 and 163-140 relating to primary elections so as to change the time of the primary election, and the time for candidates to file for same, and the time of the second primary election.

Referred to Committee on Elections and Election Laws.

And,

H. B. 76, a bill to be entitled an act to amend the law relating to primary elections for the purpose of providing a method of filling the vacancy where a candidate dies before a primary election is held.

Referred to Committee on Elections and Election Laws.

And,

H. B. 77, a bill to be entitled an act to amend General Statutes 163-140 so as to provide for a second primary to be held to nominate a candidate where two candidates received a tie vote in the first primary.

Referred to Committee on Elections and Election Laws.

And,

H. B. 78, a bill to be entitled an act to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the Election Laws.

Referred to Committee on Elections and Election Laws.

By Representative Hill of Catawba:

H. B. 79, a bill to be entitled an act amending General Statutes 160-29 and General Statutes 160-30 relating to regulation of municipal elections in the City of Newton and fixing the time for the holding thereof.

Referred to Committee on Local Government.

By Representative Hardy:

H. B. 80, a bill to be entitled an act to amend General Statutes 113-111 so as to add the County of Greene to the counties in which there is no closed season for fox hunting.

Referred to Committee on Wildlife Resources.

By Representatives Umstead and Black:

H. B. 81, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of \$305,510 to the State Hospital at Goldsboro to cover a deficit in operating expenses for the fiscal year 1958-59.

Referred to Committee on Appropriations.

By Representative Whitley:

H. B. 82, a bill to be entitled an act to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against poliomyelitis (infantile paralysis).

Referred to Committee on Health.

And,

H. B. 83, a bill to be entitled an act to make the destruction or damaging of churches and schools a felony, to provide for the punishment thereof, and for other purposes.

Referred to Committee on Judiciary No. 1.



## CALENDAR

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

H. B. 45, a bill to be entitled an act validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17 (c) (2) have not been complied with.

The bill passes its second reading.

Representative Kiser objects to the third reading of the bill and the bill remains on the Calendar.

## ENROLLED BILLS

Mr. Holcombe of Madison, 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. 2. A Joint Resolution to accept the invitation of the Tryon Palace Commission to attend the dedication and the official opening of Tryon Palace and to move the sittings of the General Assembly of one thousand nine hundred fifty nine to New Bern, Craven County, North Carolina, for one day.

S. R. 25. A Joint Resolution to authorize and provide for the printing of the Governor's Biennial Budget Message to the General Assembly.

S. R. 26. A Joint Resolution inviting the General Assembly to hold a session of the General Assembly in the City of Charlotte, Mecklenburg County.

H. B. 13. An Act providing for an election in the Town of Canton upon the question of adopting a modified Plan "D" Form of Government so as to provide for a city manager, and defining his duties.

On motion of Mr. Whitley the House adjourns and will meet tomorrow at 12 o'clock Noon.

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**THIRTEENTH DAY**

HOUSE OF REPRESENTATIVES  
Wednesday, February 18, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Jackson the courtesies of the floor are extended the Honorable Joe Vann, a former member of the House from Hertford County.

On motion of Representative Lloyd, Connie Sue Edmisten and Joe Edmisten, daughter and son of Representative and Mrs. J. E. Edmisten of Watauga County, are made honorary pagette and page, respectively, of the House of Representatives.

Leave of absence is granted Representative Regan for Thursday and Friday, February 19 and 20.

Leave of absence is granted Representative Holmes for Thursday and Friday, February 19 and 20.

#### 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 Representative Snepp, for the Committee on State Government.

H. B. 22, a bill to be entitled an act to abolish the State Planning Board.

With a favorable report.

H. B. 27, a bill to be entitled an act to abolish the Carolina-Virginia Turnpike Authority and the North Carolina Turnpike Authority.

With a favorable report.

By Representative Blue, for the Committee on Finance.

S. B. 16, a bill to be entitled an act amending General Statutes 20-38 (bb) so as to include in the definition of special mobile equipment trucks or vehicles used for fire fighting 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 Representatives Thomas and Coates:

H. B. 84, a bill to be entitled an act to amend General Statutes 153-9, Subsection 43, relating to Farm Demonstration and Home Demonstration Agents so as to make the same applicable to Johnston County.

Referred to Committee on Agriculture.

And,

H. B. 85, a bill to be entitled an act to amend General Statutes 153-77 so as to authorize the issuance of bonds and the levy of a tax for county office building purposes in Johnston County.

Referred to Committee on Finance.

By Representative Thomas:

H. B. 86, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Johnston County.

Referred to Committee on Local Government.

By Representative Davis of Lenoir:

H. B. 87, a bill to be entitled an act authorizing the transfer of surplus school bond funds of Kinston Graded School District to the Current Expense Fund of the Kinston City Administrative Unit.

On motion of Representative Davis of Lenoir the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Uzzell:

H. B. 88, a bill to be entitled an act to amend Chapter 513, Session Laws of 1949, relating to primary elections in the Town of East Spencer.

Referred to Committee on Elections and Election Laws.

By Representative Davis of Rutherford:

H. B. 89, a bill to be entitled an act to authorize the Town of Forest City and the Rutherford County Board of Education to enter into a contract with respect to providing certain recreation facilities.

Referred to Committee on Counties, Cities, and Towns.

By Representative Childers:

H. B. 90, a bill to be entitled an act to amend General Statutes 115-376 relating to public school bus routes.

Referred to Committee on Education.

By Representatives Yarborough, Whitley, and Delamar:

H. B. 91, a bill to be entitled an act to amend Chapter 127 of the General Statutes relating to the National Guard and militia of the State.

Referred to Committee on Military Affairs.

By Representatives Henley, Long, Wooten, and Newman:

H. B. 92, a bill to be entitled an act to amend General Statutes 62-71 relating to the filing of increased utility rates under bond.

Referred to Committee on Public Utilities.

By Representative Umstead:

H. B. 93, a bill to be entitled an act to permit residents of the Carrboro School attendance area to be candidates and voters in the 1959 election for members of the Chapel Hill City Board of Education.

On motion of Representative Umstead the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Jones of Pitt:

H. B. 94, a bill to be entitled an act to provide for the appointment of a Clerk of the Mayor's Court of the Town of Farmville in Pitt County.

Referred to Committee on Judiciary No. 1.

By Representative Powell:

H. B. 95, a bill to be entitled an act to validate the application of the City of Reidsville for a certain gasoline tax refund which application was inadvertently filed too late.

Referred to Committee on Local Government.

By Representative Philpott:

H. B. 96, a bill to be entitled an act to amend the Charter of the City of Lexington by striking out the words "Board of Commissioners" or "Commissioners" wherever they are found and substituting the words "City Council" and "Councilmen", respectively.

Referred to Committee on Local Government.

And,

H. B. 97, a bill to be entitled an act to amend Section 7 of Chapter 22 of the Private Laws of 1935 relating to jurisdiction of the Lexington Utilities Commission over city owned property.

Referred to Committee on Local Government.

And,

H. B. 98, a bill to be entitled an act to amend Chapter 22 of the Private Laws of 1935 relating to the Utilities Commission of the City of Lexington.

Referred to Committee on Public Utilities.

By Representative Belk:

H. B. 99, a bill to be entitled an act to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity.

Referred to Committee on Banks and Banking.

By Representative Taylor:

H. B. 100, a bill to be entitled an act to rewrite General Statutes 20-71.1 relating to rules of evidence in regard to ownership and agency of the operator of a motor vehicle involved in any accident.

Referred to Committee on Judiciary No. 2.

And,

H. B. 101, a bill to be entitled an act to amend General Statutes 20-24 relating to the notation of convictions entered on driver's license.

Referred to Committee on Judiciary No. 2.

By Representatives Kennedy, Hicks, Snapp, and Belk:

H. B. 102, a bill to be entitled an act to provide the form of financial statements of the City of Charlotte required under the provisions of General Statutes 160-383.

Referred to Committee on Local Government.

By Representative Lackey:

H. B. 103, a bill to be entitled an act to fix the compensation of certain officials of Alexander County.

Referred to Committee on Salaries and Fees.

#### CALENDAR

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

H. B. 18, a bill to be entitled an act amending General Statutes 115-169 as the same relates to Jackson County fixing the punishment for violation of the compulsory attendance school law.

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 amending General Statutes 115-19 insofar as the same relates to Jackson County, and repealing Chapter 490, Session Laws of 1953, relating to the nomination of members of the Jackson County Board of Education.

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 amend Subsection 9 of Section 153-9 of the General Statutes as to the authority of the Board of Commissioners for the County of Caldwell to designate sites for county buildings, and to validate any and all action heretofore taken by said Board of Commissioners within the authority granted by this amendment.

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

H. B. 36, a bill to be entitled an act to provide for election of the Halifax County Commissioners from the body of the county by repealing a

local act dividing the County of Halifax into five county commissioner districts.

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 validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17(c) (2) have not been complied with.

Representative Jordan offers an amendment which is adopted.

Representative Harris of Wake offers an amendment which fails of adoption.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 17, a bill to be entitled an act authorizing the President of Western Carolina College to appoint law enforcement officers for duty on the campus of said institution.

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

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 28. A Joint Resolution expressing sympathy upon the death of and honoring the memory of the Honorable R. Posey Jones, former member of the State Senate.

H. R. 64. A Joint Resolution expressing sympathy upon the death of Francis Pickens Bacon, former State Senator and member of the House of Representatives from Polk County.

H. B. 34. An Act to amend Chapter 71 of the Private Laws of 1907 and Chapter 384 of the Private Laws of 1911 to authorize the Board of Commissioners of the City of Albemarle to adopt by reference certain recognized standard codes, and to empower the Board of Commissioners to revise and codify the Ordinances of the City of Albemarle, and adopt such revision and recodification by reference.

On motion of Representative Kiser the House adjourns and will meet tomorrow at 12 o'clock noon.

**FOURTEENTH DAY**

HOUSE OF REPRESENTATIVES

Thursday, February 19, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection stands approved as written.

Representative Buchanan is granted a leave of absence for Friday, February 20, 1959.

On motion of Representative Turner the courtesies of the floor are extended the Honorable Walter Crissman and the Honorable Bryan Hayworth, former members of the House from Guilford County.

On motion of Representative Taylor the courtesies of the floor are extended the Honorable W. W. Taylor, a former member of the House from Warren County.

On motion of Representative Umstead the courtesies of the floor are extended the Honorable D. J. Howard, a former member of the House of Representatives from Orange County.

## HOUSE RESOLUTION

The following resolution was offered by Representative Uzzell and adopted by the House:

HOUSE RESOLUTION EXPRESSING THANKS TO SECRETARY OF STATE THAD EURE FOR CONDUCTING LEGISLATIVE PROCEDURE CLASSES.

Be it resolved by the House of Representatives:

Section 1. That the members of the House of Representatives do hereby express their great thanks and appreciation to Secretary of State Thad Eure for his lectures on legislative parliamentary procedure which have been exceptionally informative and helpful.

Section 2. That this resolution shall be in full force and effect from and after its adoption.

## 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 Representative Kemp, for the Committee on Local Government:

H. B. 72, a bill to be entitled an act to amend Chapter 411 of the Session Laws of 1957 being the Charter of the Town of St. Pauls in Robeson County.

With a favorable report.

H. B. 96, a bill to be entitled an act to amend the Charter of the City of Lexington by striking out the words "Board of Commissioners" or "Commissioners" wherever they are found and substituting the words "City Council" and "Councilmen" respectively.

With a favorable report.

H. B. 97, a bill to be entitled an act to amend Section 7 of Chapter 22 of the Private Laws of 1935 relating to jurisdiction of the Lexington Utilities Commission over city owned property.

With a favorable report.

H. B. 102, a bill to be entitled an act to provide the form of financial statements of the City of Charlotte required under the provisions of General Statutes 160-383.

With a favorable report.

By Representative Blue, for the Committee on Finance:

H. B. 28, a bill to be entitled an act to authorize the County of Caldwell to construct and equip a new county building near the City of Lenoir, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

With a favorable report.

H. B. 32, a bill to be entitled an act to authorize the Board of County Commissioners of Wilkes County to levy a special tax for the purpose of defraying the cost of revaluation and reassessment of real property in said county.

With a favorable report.

S. B. 11, a bill to be entitled an act to authorize the County of Wayne to construct and equip a new county building in Goldsboro, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

With a favorable report.

On motion of Representative Blue the bill is placed on today's Calendar.

By Representative Harriss of Rowan, for the Committee on Appropriations:

H. B. 81, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of \$305,510 to the State Hospital at Goldsboro to cover a deficit in operating expenses for the fiscal year 1958-59.

With a favorable report.



By Representative Holcombe of Yancey, for the Committee on Elections and Election Laws:

H. B. 88, a bill to be entitled an act to amend Chapter 513, Session Laws of 1949, relating to primary elections in the Town of East Spencer.

With a favorable report.

#### MESSAGE FROM THE SENATE

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

S. R. 49, a joint resolution of respect to the memory of the Honorable Rivers Dunn Johnson (1885-1958).

On motion of Representative Johnson the rules are suspended and the resolution placed on 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 Representative Watkins:

H. R. 104, a joint resolution honoring the memory of William A. Devin, former Chief Justice of North Carolina.

On motion of Representative Watkins, seconded by Representative Doughton, the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### A JOINT RESOLUTION HONORING THE MEMORY OF WILLIAM A. DEVIN, FORMER CHIEF JUSTICE OF NORTH CAROLINA

WHEREAS, William Augustus Devin, retired Chief Justice of the Supreme Court of North Carolina, died at his home in Oxford, North Carolina, on February 18, 1959, thus bringing to an end an eighty-seven year life rich in service to the people of his beloved State and heaped with honors bestowed by that grateful people; and

WHEREAS, William A. Devin served twenty-two years as a Judge of the Superior Court, sixteen years as Associate Justice of the Supreme Court, and three years as Chief Justice of the Supreme Court; and was recognized for his outstanding judicial attainments and service by the

bestowal of the Doctor of Laws degree at the hands of both Wake Forest College and the University of North Carolina; and

WHEREAS, William A. Devin evoked love, respect and admiration from all who knew his sterling, Christian character; his wholehearted devotion to his Church and Sunday School; his extensive legal learning; and the broad culture which gave graciousness and charm to a warm, sympathetic and understanding personality blest with a ready but gentle sense of humor; modest and unassuming; loyal to his faith and principles; diligent and impartial in the discharge of his duties; perceptive in his opinions and courageous in his judgments, his life and service exemplified the noblest ideals of the American bench and the memory of his shining life as lawyer, judge, churchman, citizen and friend will long endure; NOW, THEREFORE,

Be it resolved by the House of Representatives, the Senate concurring:

Section 1. The members of the General Assembly of North Carolina, Session of 1959, unite in expressing their appreciation for the valuable life and services contributed by this eminent citizen of North Carolina to his communities and state and as a former member of the General Assembly, Judge of the Superior Court and Justice and Chief Justice of the Supreme Court.

Section 2. This Resolution shall be spread upon the Journal of the House of Representatives and the Journal of the Senate as a permanent testimonial of the respect of both legislative branches of the General Assembly.

Section 3. The Secretary of State shall send a copy of this Resolution, certified under the seal of his office, to William A. Devin, Jr.

Section 4. This Resolution shall be in full force and effect upon its adoption.

By Representative Hill of Catawba:

H. R. 105, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating October 31 of each year as Youth Honor Day.

Referred to Committee on Public Welfare.

By Representative Lloyd.

H. B. 106, a bill to be entitled an act to amend General Statutes 20-16 relating to the authority of the Department of Motor Vehicles to suspend the drivers license of drivers convicted of speeding in excess of fifty-five miles and not more than seventy-five miles per hour.

Referred to Committee on Judiciary No. 2.

By Representative Crawford of Buncombe, Gaither, Hunt, Taylor, Buchanan, Yarborough, Coates, Jordan, Uzzell, Snepp, Venters and Greenwood:

H. B. 107, a bill to be entitled an act to amend General Statutes 148-33.1, relating to the sentencing, quartering and control of prisoners with work-day release privileges.

Referred to Committee on Penal Institutions.

By Representative Sermons:

H. B. 108, a bill to be entitled an act granting power and authority to the governing body of the City of Washington to provide by ordinance regulations for the use of vehicles of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 109, a bill to be entitled an act to amend Chapter 1334 of the Session Laws of 1955 providing for the regulation of the subdivision of land in and around municipalities so as to make said act applicable to Beaufort County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Greenwood, Jordan and Crawford of Buncombe:

H. B. 110, a bill to be entitled an act amending General Statutes 51-10 relating to the issuance of marriage licenses to persons suffering from tuberculosis.

Referred to Committee on Health.

By Representative Watkins:

H. B. 111, a bill to be entitled an act to amend General Statutes 62-121.29 relating to tariffs of common carriers.

Referred to Committee on Public Utilities.

And,

H. B. 112, a bill to be entitled an act to amend General Statutes 62-121.47 relating to exemptions from the Bus Act of 1949.

Referred to Committee on Public Utilities.

By Representatives Kennedy, Belk, Hicks and Snapp:

H. B. 113, a bill to be entitled an act amending the Charter of the Town of Cornelius as contained in Chapter 367, Private Laws of 1905, relative to the duties of the town constable, the clerk and treasurer, and the compensation of the members of the Board of Commissioners.

Referred to Committee on Local Government.

By Representative Jordan:

H. B. 114, a bill to be entitled an act to amend "The Revenue Act", being subchapter 1 of Chapter 105 of the General Statutes, to repeal certain sales tax exemptions.

Referred to Committee on Finance.

By Representatives Newman and Johnson:

H. B. 115, a bill to be entitled an act to regulate the sale of certain vegetable plants offered for the purpose of transplanting and propagation.

Referred to Committee on Agriculture.

By Representative Venters:

H. B. 116, a bill to be entitled an act to amend General Statutes 106-369 relating to the purchase and resale of rabies vaccine and metal tags.

Referred to Committee on Health.

And,

H. B. 117, a bill to be entitled an act to amend General Statutes 106-372 so as to eliminate the maximum dog vaccination fee which may be fixed by a Board of County Commissioners.

Referred to Committee on Health.

By Representatives Snapp, Hicks, Bowman, Buchanan, Johnson, Hardy, Thomas and Murphy:

H. B. 118, a bill to be entitled an act to prohibit state employees and employees of cities, towns and other agencies and units of government from becoming members of trade unions or labor unions.

Referred to Committee on Manufacturers and Labor.

By Representative Byrd:

H. B. 119, a bill to be entitled an act to amend General Statutes 160-200(25) relating to insurance for municipal employees.

Referred to Committee on Local Government.

#### CALENDAR

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

S. B. 11, a bill to be entitled an act to authorize the County of Wayne to construct and equip a new county building in Goldsboro, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

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

Those voting in the affirmative are: Representatives Barwick, Belk, Bell, Black, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Bynum, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—101.

Those voting in the negative are: None.

S. B. 16, a bill to be entitled an act amending General Statutes 20-38 (bb) so as to include in the definition of special mobile equipment trucks or vehicles used for fire fighting purposes.

On motion of Representative Jordan consideration of the bill is postponed until Friday, February 20, 1959.

H. B. 22, a bill to be entitled an act to abolish the State Planning Board.

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 abolish the Carolina-Virginia Turnpike Authority and the North Carolina Turnpike Authority.

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

On motion of Representative Watkins the House adjourns in honor of the memory of the late Chief Justice William A. Devin, and will meet tomorrow at 10 o'clock A.M.

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## FIFTEENTH DAY

HOUSE OF REPRESENTATIVES  
Friday, February 20, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection, the same stands approved as written.

A leave of absence is granted Representative Venters for Monday night, February 23, 1959.

A leave of absence is granted Representative Strayhorn for Monday night, February 23, 1959.

On motion of Representative Rodenbough, Harry Horton, Jr., of Chatham County is made an honorary page of the House of Representatives.

#### 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 Representative Coates, Vice-Chairman, for the Committee on Counties, Cities and Towns.

H. B. 50, a bill to be entitled an act relative to the election and tenure of office of the members of the Board of Aldermen of the Town of Rockwell, and providing for the Board of Aldermen to elect one of its members Mayor and one Mayor pro tem.

With a favorable report.

On motion of Representative Uzzell the bill is placed on today's 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. 7, a bill to be entitled an act to authorize the County Commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years.

Referred to Committee on Local Government.

S. B. 6, a bill to be entitled an act to authorize the expenditure of certain surplus funds of Wayne County for the purpose of building a new office building, purchasing a new office building, purchasing the land for new office buildings and equipping new office buildings.

On motion of Representative Braswell the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 35, a bill to be entitled an act amending Chapter 16, Private Laws Extra Session of 1921, relating to the Charter of the Town of Winton so as to provide that the Chief of Police and other police officers be appointed by the Board of Commissioners instead of being elected by the people.

Referred to Committee on Counties, Cities and Towns.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Belk:

H. B. 120, a bill to be entitled an act to provide fishing privileges to residents of adjoining states in inland waters constituting the boundary between this State and adjoining states.

Referred to Committee on Wildlife Resources.

By Representatives Burrow, Dolley and Patterson:

H. B. 121, a bill to be entitled an act to establish minimum wages in North Carolina.

Referred to Committee on Manufacturers and Labor.

By Representative Barwick:

H. B. 122, a bill to be entitled an act to amend Section 4 of Chapter 1062 of the 1953 Session Laws relating to the boundaries of the wards in the City of Elizabeth City.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 123, a bill to be entitled an act to amend Section 3 of Chapter 1450 of the Session Laws of 1957 relating to fees for building permits in the extraterritorial planning and zoning district of the City of Elizabeth City.

Referred to Committee on Counties, Cities and Towns.

By Representative Edmisten:

H. B. 124, a bill to be entitled an act authorizing Appalachian State Teachers College to use a part of its 1957 capital outlay appropriation for the construction and equipment of a home economics building and a home management house.

Referred to Committee on Appropriations.

By Representatives Philpott and Uzzell:

H. B. 125, a bill to be entitled an act to reduce the membership of the Utilities Commission from five to three, to fix the compensation and retirement benefits of members of the Commission, and to provide for the assignment of retired commissioners to emergency duty on the Commission.

Referred to Committee on State Government.

And,

H. B. 126, a bill to be entitled an act concerning the assignment of an Assistant Attorney General to the Utilities Commission.

Referred to Committee on State Government.

By Representative Johnson:

H. B. 127, a bill to be entitled an act to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the State for law enforcement purposes.

Referred to Committee on Wildlife Resources.

By Representative Wallace:

H. B. 128, a bill to be entitled an act to amend General Statutes 113-38 relating to the distribution of funds from the sale of forest lands in Montgomery County.

Referred to Committee on Conservation and Development.

By Representative Dolley:

H. B. 129, a bill to be entitled an act to amend Article 8 of Chapter 8 of the General Statutes to provide for the segregation of witnesses.

Referred to Committee on Judiciary No. 2.

By Representatives Kemp and Snapp:

H. B. 130, a bill to be entitled an act to amend Subchapter 1 of Chapter 105 of the General Statutes by inserting a new article therein relative to the taxation of soft drinks.

Referred to Committee on Finance.

#### CALENDAR

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

S. B. 11, a bill to be entitled an act to authorize the County of Wayne to construct and equip a new county building in Goldsboro, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burluson, Burrow, Bynum, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Hicks, High, Hill of Durham, Holcombe of Yancey, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid, Rodenbough,



Satterfield, Sermons, Snepp, Stone, Story, Strayhorn, Thomas, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—86.

Those voting in the negative are: None.

H. B. 28, a bill to be entitled an act to authorize the County of Caldwell to construct and equip a new county building near the City of Lenoir, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Hicks, High, Hill of Durham, Holcombe of Yancey, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snepp, Stone, Story, Strayhorn, Thomas, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—86.

Those voting in the negative are: None.

H. B. 32, a bill to be entitled an act to authorize the Board of County Commissioners of Wilkes County to levy a special tax for the purpose of defraying the cost of revaluation and reassessment of real property in said county.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Hicks, High, Hill of Durham, Holcombe of Yancey, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snepp, Stone, Story, Strayhorn, Thomas, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—86.

Those voting in the negative are: None.

H. B. 50, a bill to be entitled an act relative to the election and tenure of office of the members of the Board of Aldermen of the Town of Rockwell, and providing for the Board of Aldermen to elect one of the members mayor and one mayor pro tem.

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

H. B. 72, a bill to be entitled an act to amend Chapter 411 of the Session Laws of 1957, being the Charter of the Town of St. Pauls in Robeson County.

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

H. B. 88, a bill to be entitled an act to amend Chapter 513, Session Laws of 1949, relating to primary elections in the Town of East Spencer.

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

H. B. 96, a bill to be entitled an act to amend the Charter of the City of Lexington by striking out the words "Board of Commissioners" or "Commissioners" wherever they are found and substituting the words "City Council" and "Councilmen" respectively.

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

H. B. 97, a bill to be entitled an act to amend Section 7 of Chapter 22 of the Private Laws of 1935 relating to jurisdiction of the Lexington Utilities Commission over city owned property.

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

H. B. 102, a bill to be entitled an act to provide the form of financial statements of the City of Charlotte required under the provisions of General Statutes 160-383.

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

S. B. 16, a bill to be entitled an act amending General Statutes 20-38 (bb) so as to include in the definition of special mobile equipment trucks or vehicles used for fire fighting purposes.

Mr. Jordan offers an amendment, which is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of

Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Hicks, High, Hill of Durham, Holcombe of Yancey, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Thomas, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—86.

Those voting in the negative are: None.

H. B. 81, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of \$305,510 to the State Hospital at Goldsboro to cover a deficit in operating expenses for the fiscal year 1958-59.

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

#### ENROLLED BILLS

Mr. Whitehurst, 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. 104. A Joint Resolution honoring the memory of William A. Devin, former Chief Justice of North Carolina.

S. B. 11. An Act to authorize the County of Wayne to construct and equip a new county building in Goldsboro, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

H. B. 30. An Act to amend General Statutes 9-25 so as to provide for the selection of grand juries in Greene County.

H. B. 49. An Act to authorize the Board of County Commissioners of Chowan County to appoint the sheriff as the delinquent tax collector for Chowan County.

H. B. 53. An Act to change from two years to four years the terms of office of the Judge and Prosecuting Attorney of the Recorders Court of Martin County.

H. B. 87. An Act authorizing the transfer of surplus school bond funds of Kinston Graded School District to the current expense fund of the Kinston City Administrative Unit.

H. B. 93. An Act to permit residents of the Carrboro school attendance area to be candidates and voters in the 1959 election for members of the Chapel Hill City Board of Education.

S. R. 49. A Joint Resolution of respect to the memory of the Honorable Rivers Dunn Johnson (1885-1958).

On motion of Representative Whitley the House adjourns and will meet tomorrow at 10:00 o'clock A. M.

**SIXTEENTH DAY**

HOUSE OF REPRESENTATIVES

Saturday, February 21, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Cover the courtesies of the floor are extended the Honorable Percy Ferree, a former member of the House from Cherokee County.

On motion of Mr. Kiser the House adjourns and will meet Monday night at 8:00 o'clock.

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**SEVENTEENTH DAY**

HOUSE OF REPRESENTATIVES

Monday Night, February 23, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

Leave of absence is granted Representative Belk for Friday, March 20, 1959.

On motion of Representative McLaughlin the courtesies of the floor are extended Justice Carlisle W. Higgins of the Supreme Court, and a former member of the House of Representatives.

On motion of Representative McLaughlin the courtesies of the floor are extended the Honorable Floyd Crouse, a former member of the House from Alleghany County.

On motion of Representative Gregory, Woody and Al Woodall of Harnett County are made honorary pages of the House of Representatives.

On motion of Representative Hargett, John Dalton Loftin and Hugh Murrill L. Loftin of Jones County are made honorary pages of the House of Representatives.

## 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. 8, a bill to be entitled an act relating to the letting of public contracts for school construction purposes in Brunswick County.

Referred to Committee on Education.

S. B. 10, a bill to be entitled an act to amend Chapter 126 of the General Statutes, entitled "Merit System Council", to extend its application to the State Civil Defense Agency.

Referred to Committee on Teachers' and State Employees' Retirement.

S. B. 36, a bill to be entitled an act to amend Chapter 157 of the General Statutes of North Carolina, referred to as "The Housing Authorities Law", by providing that said Chapter 157 of the General Statutes, known as "The Housing Authorities Law", shall apply to all cities and towns in Cherokee, Clay, Graham, Macon, and Swain Counties having a population of five hundred or more inhabitants.

Referred to Committee on Counties, Cities, and Towns.

S. B. 38, a bill to be entitled an act to provide for the continuity of local government in emergency.

Referred to Committee on Local Government.

S. B. 39, a bill to be entitled an act to authorize the County of Halifax to lease the Halifax County Airport to the City of Roanoke Rapids.

Referred to Committee on Counties, Cities, and Towns.

S. B. 46, a bill to be entitled an act to amend General Statutes 15-217 relating to post-conviction proceedings, so as to provide that such proceeding shall be commenced in the county in which the conviction took place.

Referred to Committee on Judiciary No. 1.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Buchanan:

H. B. 131, a bill to be entitled an act amending General Statutes 162-7 so as to fix certain fees to be charged by the Sheriff of Jackson County.

Referred to Committee on Salaries and Fees.

And,

H. B. 132, a bill to be entitled an act amending Chapter 202, Public-Local Laws of 1929, relating to the terms of office and the compensation of members of the Jury Commission for Jackson County.

Referred to Committee on Salaries and Fees.

And,

H. B. 133, a bill to be entitled an act fixing the compensation of the members of the County Board of Public Welfare of Jackson County.

Referred to Committee on Salaries and Fees.

And,

H. B. 134, a bill to be entitled an act fixing the compensation of the Chairman of the Board of County Commissioners, the Sheriff, the Clerk of the Superior Court, and the Register of Deeds of Jackson County.

Referred to Committee on Salaries and Fees.

By Representative Everett:

H. B. 135, a bill to be entitled an act to authorize compensation for the mayor and members of the governing body of Oak City in Martin County.

Referred to Committee on Salaries and Fees.

And,

H. B. 136, a bill to be entitled an act to amend Chapter 913 of the Session Laws of 1957 insofar as it relates to justices of the peace in Martin County.

Referred to Committee on Judiciary No. 1.

By Representative Herbert:

H. B. 137, a bill to be entitled an act amending General Statutes 113-95 so as to provide that residents of Clay County more than sixty-five years of age shall be entitled to the issuance, without charge, of a permanent hunting and fishing license.

Referred to Committee on Wildlife Resources.

By Representatives Coates and Thomas:

H. B. 138, a bill to be entitled an act rewriting Section 6 of Chapter 219, Private Laws of 1911, as amended by Chapter 46, Private Laws of 1915, and rewritten by Chapter 36, Private Laws of 1933, relating to the election of Commissioners of the Town of Smithfield in Johnston County.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Powell and Long:

H. B. 139, a bill to be entitled an act to apportion the members of the House of Representatives among the several counties of the State.

Referred to Committee on Senatorial Districts.

By Representative Lloyd:

H. B. 140, a bill to be entitled an act amending General Statutes 115-19 relating to the nomination and appointment of members of the Graham County Board of Education and fixing their terms of office.

Referred to Committee on Education.

#### CALENDAR

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

H. B. 28, a bill to be entitled an act to authorize the County of Caldwell to construct and equip a new county building near the City of Lenoir, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—101.

Those voting in the negative are: None.

H. B. 32, a bill to be entitled an act to authorize the Board of County Commissioners of Wilkes County to levy a special tax for the purpose of defraying the cost of revaluation and reassessment of real property in said county.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill,

Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—101.

Those voting in the negative are: None.

S. B. 16, a bill to be entitled an act amending General Statutes 20-38 (bb) so as to include in the definition of special mobile equipment trucks or vehicles used for fire fighting purposes.

Passes its third reading by the following vote, as amended, and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—101.

Those voting in the negative are: None.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 12 o'clock A. M.

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## EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, February 24, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Buchanan the courtesies of the floor are extended the Honorable Frank Brown, Jr., a former member of the House from Jackson County.



On motion of Representative McLaughlin, Steven F. Bryant and Debra M. Bryant, son and daughter of Representative and Mrs. Frank Bryant of Yadkin County, are made honorary page and pagette, respectively, of the House of Representatives.

On motion of Representative Buchanan, Douglas Melvin Elliott, Nancy Lynne Elliott, Barbara Jean Elliott and Carolyn Elizabeth Bryson, all of Swain County, are made honorary page and pagettes, respectively, of the House of Representatives.

On motion of Representative Valentine, Gene Hardy Phipps and Roy Mangum Phipps, Jr., of Nash County, are made honorary pages of the House of Representatives.

#### 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. 47, a joint resolution providing for a Joint Session of the Senate and House of Representatives and inviting Honorable Preston J. Moore, National Commander of the American Legion, to address the Joint Session.

On motion of Representative Arledge the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

#### 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 Representative Dill, for the Committee on Counties, Cities and Towns.

H. B. 56, a bill to be entitled an act authorizing the police officers of the Town of Seaboard in Northampton County to exercise their powers as such officers within a radius of three miles in all directions from the corporate limits in the said Town.

With a favorable report.

H. B. 89, a bill to be entitled an act to authorize the Town of Forest City and the Rutherford County Board of Education to enter into a contract with respect to providing certain recreation facilities.

With a favorable report.

H. B. 108, a bill to be entitled an act granting power and authority to the governing body of the City of Washington to provide by ordinance regulations for the use by vehicles of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by

public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

With a favorable report.

H. B. 138, a bill to be entitled an act rewriting Section 6 of Chapter 219, Private Laws of 1911 as amended by Chapter 46, Private Laws of 1915, and rewritten by Chapter 36, Private Laws of 1933 relating to the election of Commissioners of the Town of Smithfield in Johnston County.

With a favorable report.

On motion of Representative Coates the bill is placed on today's Calendar.

S. B. 35, a bill to be entitled an act amending Chapter 16, Private Laws Extra Session of 1921, relating to the Charter of the Town of Winton so as to provide that the Chief of Police and other police officers be appointed by the Board of Commissioners instead of being elected by the people.

With a favorable report.

By Representative Johnson, for the Committee on Wildlife Resources.

H. B. 46, a bill to be entitled an act to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves.

With a favorable report.

On motion of Representative Johnson the bill is recommitted to Committee on Finance.

H. B. 120, a bill to be entitled an act to provide fishing privileges to residents of adjoining states in inland waters constituting the boundary between this state and adjoining states.

With a favorable report.

On motion of Representative Johnson the bill is recommitted to Committee on Judiciary No. 2.

H. B. 127, a bill to be entitled an act to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the state for law enforcement purposes.

With a favorable report.

On motion of Representative Johnson the bill is recommitted to Committee on Judiciary No. 2.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 58, a bill to be entitled an act amending Subsection (b) of General Statutes 120-3.1 relating to travel allowances for members of the General Assembly.

With a favorable report, as amended.

H. B. 63, a bill to be entitled an act to amend General Statutes 122-98 relating to special police officers at the Camp Butner Hospital Site.

With a favorable report.

H. B. 94, a bill to be entitled an act to provide for the appointment of a clerk of the Mayor's Court of the Town of Farmville in Pitt County.

With a favorable report.

S. B. 46, a bill to be entitled an act to amend General Statutes 15-217, relating to post-conviction proceedings, so as to provide that such proceeding shall be commenced in the county in which the conviction took place.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 70, a bill to be entitled an act amending General Statutes 47-95 relative to acknowledgments taken by notaries interested as trustee or holding other office.

With a favorable report.

H. B. 101, a bill to be entitled an act to amend General Statutes 20-24 relating to the notation of convictions entered on driver's license.

With a favorable report.

Representative Kerr, for the Committee on Rules, submits to the House the Rules of the House for 1959 as revised, re-edited and amended by the Committee:

RULES OF THE HOUSE OF REPRESENTATIVES

GENERAL ASSEMBLY OF NORTH CAROLINA

1959

Submitted to the House of Representatives of the 1959 General Assembly, pursuant to Resolution of the 1957 House.

1. Order of Business
2. Conduct of Debate
3. Motions
4. The Previous Question
5. Voting
6. Committees
7. Handling of Bills
8. Legislative Officers and Employees
9. Privileges of the Hall
10. General Rules

## ORDER OF BUSINESS

Rule 1. *Convening Hour.* The House shall convene each legislative day at the hour fixed by the House on the preceding legislative day; in case the House adjourned on the preceding legislative day without having fixed an hour for reconvening, the House shall reconvene on the next legislative day at twelve o'clock noon.

Rule 2. *Opening the Session.* At the convening hour on each legislative day the Speaker shall call the members to order, and shall have the session opened with prayer.

Rule 3. *Quorum.* (a) A quorum consists of a majority of the qualified members of the House.

(b) On the point of no quorum being raised, the doors shall be closed and the clerk shall call the roll of the House, after which the names of the absentees shall again be called over. Fifteen members, including the Speaker, are authorized to compel the attendance of absent members, and may order that absentees for whom no sufficient excuses are made shall be taken into custody as they appear, or wherever they may be found by special messenger appointed for that purpose.

Rule 4. *Approval of Journal.* The Committee on the Journal shall examine daily the Journal of the House before the hour of convening to determine if the proceedings of the previous day have been correctly recorded. Immediately following the opening prayer and upon appearance of a quorum, the Speaker shall call for the report of the Committee on the Journal as to whether or not the proceedings of the previous day have been correctly recorded; the Speaker shall then cause the Journal to be approved. Without objection the Journal shall stand approved.

Rule 5. *Order of Business of the Day.* After the approval of the Journal of the preceding day, the House shall proceed to business in the following order:

(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) Introduction of Resolutions.

(5) Introduction of 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.

(8) Reading of Notices and Announcements.

## CONDUCT OF DEBATE

Rule 6. *Duties and powers of Speaker.* (a) The Speaker shall have general direction of the Hall. He may name any member to perform the duties of the Chair, but substitution shall not extend beyond one day, except in case of sickness or by leave of the House.

(b) In the event the Speaker, by reason of physical or mental incapacity, is unable to name a member to perform the duties of the Chair, the chairman or vice-chairman of the Rules Committee shall open the session, and the House shall thereupon proceed to elect one of their members as Speaker pro tempore, who shall perform all of the duties of the Speaker until such time as the Speaker may assume the Chair or name another member to perform the duties of the Chair.

Rule 7. *Obtaining Floor.* (a) When any member desires recognition for any purpose, he shall rise from his seat and respectfully address the Speaker. No member shall proceed until recognized by the Speaker.

(b) When a member desires to interrupt a member having the floor, he shall first obtain recognition by the Speaker 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 interrogatories or otherwise interrupt the member having the floor; and the Speaker shall, without the point of order being raised, enforce this rule.

Rule 8. *Questions of Personal Privilege.* At any time, upon recognition by the Speaker, any member may arise to speak to a question of personal privilege, and upon objection to his proceeding, the Speaker shall determine if the question is one of privilege.

Rule 9. *Points of Order.* (a) The Speaker shall decide questions of order and may speak to points of order in preference to other members, rising from his seat for that purpose. Any member may appeal from the ruling of the Chair on questions of order; on such appeal no member may speak more than once, unless by leave of the House. A  $\frac{2}{3}$  vote of the members present shall be necessary to sustain any appeal from the ruling of the Chair.

(b) When the Speaker calls a member to order, the member shall take his seat. 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. If the member appeals from the ruling of the Chair and the decision be in favor of the member called to order, he may proceed; if otherwise, he shall not; and if the case, in the judgment of the House require it, he shall be liable to censure by the House.

Rule 10. *Limitations on Debate.* 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 of the members present, suspend the operation

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.

Rule 11. *Reading of Papers.* When there is a call for the reading of a paper which has been read in the House, and there is objection to such reading, the question shall be determined by a majority vote of the members of the House present.

Rule 12. *General Decorum.* (a) The Speaker shall preserve order and decorum.

(b) Decency of speech shall be observed and personal reflection carefully avoided.

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

(d) Smoking shall not be allowed in the halls, lobbies, or the galleries while the House is in session; except that smoking may be permitted in the lobby in the rear of the Speaker's desk.

#### MOTIONS

Rule 13. *Motions Generally.* (a) Every motion shall be reduced to writing, if the Speaker or any two members request it.

(b) 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.

(c) After a motion has been stated by the Speaker or read by the Speaker or Clerk it shall 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 in possession of the House, and shall not be withdrawn without leave of the House.

Rule 14. *Motions, Order of Precedence.* (a) When in order and every motion is before the House, the question stands as follows:

Previous question

To adjourn

To lay on the table

To postpone indefinitely

To postpone to a day certain

To commit

To amend an amendment

To amend

To substitute

To pass the bill

(b) When a question is under debate, the following motions only shall be in order, and they shall have precedence in the order in which they stand arranged:

1. To adjourn
2. To lay on the table
3. To postpone indefinitely
4. To postpone to a day certain
5. To commit
6. To amend

No motion to lay on the table, to postpone indefinitely, to postpone to a day certain, to commit or to amend, being decided, shall be again allowed at the same stage of the bill or proposition.

Rule 15. *Motion to Adjourn.* (a) A motion to adjourn shall be seconded before the motion is put to the vote of the House.

(b) A motion to adjourn shall be decided without debate, and 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.

Rule 16. *Motion to Table.* (a) A motion to table shall be seconded before the motion is put to the vote of the House.

(b) A motion to table shall be decided without debate.

(c) A motion to table a bill shall constitute a motion to table the bill and all amendments thereto.

(d) 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.

Rule 17. *Motion to reconsider.* (a) When a motion has been once made and decided in the affirmative or negative, it is in order for any member of the majority to move for the reconsideration thereof, on the same or succeeding legislative day, unless it may have subsequently passed the Senate; provided, that unless the vote by which the motion was originally decided was taken by a call of the ayes and noes, any member may move to reconsider.

(b) A motion to reconsider shall be determined by a majority vote, except a motion to reconsider a motion tabling a motion to reconsider, which shall require a  $\frac{2}{3}$  vote.

Rule 18. *Motion to Postpone Indefinitely.* A motion to postpone indefinitely is always in order except when a motion to adjourn or to lay on

the table is before the House; however, after one motion to postpone indefinitely has been decided, another motion to postpone indefinitely shall not be allowed at the same stage of the bill or proposition. When a question has been postponed indefinitely, the same shall not be acted on again during the session, except upon a 2/3 vote.

#### THE PREVIOUS QUESTION

Rule 19. *Previous Question.* The previous question may be called only by the member submitting the report on the bill or other matter under consideration, by the member introducing the bill or other matter under consideration, or by 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.

Rule 20. *Form and effect of Previous Question.* (a) The previous question shall be as follows: "Shall the main question now be put?" When the call for the previous question has been decided in the affirmative by a majority vote of the House, the "main question" is on the passage of the bill, resolution or other matter under consideration, including all pending amendments. If amendments are pending, the question shall be taken upon such amendments in inverse order.

(b) The call for the previous question shall preclude all motions, amendments and debate, except the motion to adjourn made prior to the determination of the previous question. Should the motion to adjourn be made prior to the determination of the previous question the House will vote first on the motion to adjourn and then, if the motion to adjourn fails, the members will vote on the call for the previous question.

(c) If the previous question is decided in the negative, the main question remains under debate.

#### VOTING

Rule 21. *Stating Questions.* (a) The Speaker shall rise to put a question.

(b) 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'."

(c) Any member may call for a question to be divided into two or more propositions to be voted on separately, and the Speaker shall determine whether the question admits of such a division.

Rule 22. *Determining Questions.* Unless otherwise provided by the Constitution of North Carolina, all questions shall be determined by the members present and voting.

Rule 23. *Voting by Division.* Any member may call for a division of the members upon the question before the result of the vote has been announced. Upon a call for a division, the Speaker shall cause the number voting in the affirmative and in the negative to be determined. Upon a



division and count of the House on any question, no member out of his seat shall be counted.

Rule 24. *Roll Call Vote.* Before a question is put, any member may call for the ayes and noes; and if the call is sustained by one fifth of the members present, the question shall be decided by the ayes and noes upon a roll call vote, taken alphabetically.

(b) Every member who is in the hall of the House 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 includes the lobbies and offices connected with the hall.

Rule 25. *Voting by Absentees.* (a) 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.

(b) If any member is 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 affected thereby.

(c) When a member who is present is paired with an absent member, he shall, when his name is called on a roll call vote, announce the pair, which shall be recorded by the clerk.

Rule 26. *Voting by Speaker.* 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.

#### COMMITTEES

Rule 27. *Committees Generally.* (a) All committees shall be appointed by the Speaker, unless otherwise specially ordered by the House.

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

(c) The Chairman and five other members of any committee shall constitute a quorum of that committee for the transaction of business.

(d) In any joint meeting of the Senate and House Committees, the House Committee may in its discretion reserve the right to vote separately.

Rule 28. *Appointment of Standing Committees.* (a) At the commencement of the session the Speaker shall appoint a standing committee on each of the following subjects, namely:

On Agriculture.

On Appropriations.

On Banks and Banking.

- On Commercial Fisheries and Oyster Industry.
- On Commission and Institutions for the Blind.
- On Congressional Districts.
- On Conservation and Development.
- On Constitutional Amendments.
- On Corporations
- On Counties, Cities and Towns.
- On Courts and Judicial Districts.
- On Education.
- On Elections and Election Laws.
- On Employment Security.
- On Engrossed Bills.
- On Expenditures of the House.
- On Federal and Interstate Cooperation.
- On Finance
- On Health
- On Higher Education.
- On Institutions for the Deaf.
- On Insurance.
- On the Journal.
- On Judiciary No. 1.
- On Judiciary No. 2.
- On Justices of the Peace.
- On Local Government.
- On Manufacturers and Labor.
- On Mental Institutions.
- On Military Affairs.
- On Penal Institutions.
- On Propositions and Grievances.
- On Public Buildings and Grounds.
- On Public Utilities.
- On Public Welfare.

- On Roads and Highway Safety.
- On Rules.
- On Salaries and Fees.
- On Senatorial Districts.
- On State Government.
- On Teachers' and State Employees' Retirement.
- On Veteran's Legislation.
- On Wildlife Resources.

## JOINT COMMITTEES

- On Enrolled Bills.
- On Library.
- On Printing.
- On Trustees of University.

(b) The first member announced on each committee shall be chairman, and where the Speaker so desires he may designate a co-chairman and one or more vice-Chairmen.

Rule 29. *Standing Committee Meetings.* (a) Standing committees and subcommittees of standing committees shall be furnished with suitable meeting places.

(b) Subject to the provisions of subsections (c) and (d) of this Rule, standing committees and subcommittees thereof shall permit other members of the General Assembly, the press, and the general public to attend all sessions of said committees or subcommittees.

(c) The chairman or other presiding officer shall have general direction of the meeting place of the committee or subcommittee and, in case of any disturbance or disorderly conduct therein, or if the peace, good order, and proper conduct of the legislative business is hindered by any individual or individuals, the chairman or presiding officer shall have power to exclude from the session any individual or individuals so hindering the legislative business or, if necessary, to order the meeting place cleared of all persons not members of the committee or subcommittee.

(d) Upon the affirmative vote of a majority of the members of any standing committee or subcommittee, executive sessions may be held, but in no event shall final action be taken in executive sessions.

(e) Procedure in the committees shall be governed by the rules of the House, so far as the same may be applicable to such procedure.

Rule 30. *Committee Hearings.* The Chairman of all committees shall notify, or cause to be notified, the first named introducer on such bills as

are set for hearing before their respective committees as to the date, time, and place of such hearing.

Rule 31. *Committee of the Whole House.* A Committee of the Whole House shall not be formed, except by suspension of the rules, if there be objection by any member.

(b) After passage of a motion to form a Committee of the Whole House, the Speaker shall appoint a chairman to preside in committee, and the Speaker shall leave the Chair.

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

(d) In the 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.

(e) When a bill is submitted to the Committee of the Whole House, it shall be 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.

#### HANDLING OF BILLS

Rule 32. *Introduction of Bills and Resolutions.* Every bill shall be introduced in regular order of business, except upon permission of the Speaker or on the report of a committee.

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

Rule 33. *Papers Addressed to the House.* 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 such papers shall not be debated or decided on the day of their first being read, unless the House shall direct otherwise.

Rule 34. *Introduction of Bills, Copies Required.* (a) 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.

(b) Whenever a public bill is introduced seven carbon copies thereof shall accompany the bill, and any bill submitted without the required number of copies shall be immediately returned to the introducer. The Clerk shall stamp the copies with the number stamped upon the original bill.

Rule 35. *Printing of Bills.* The Clerk shall deliver to the Public Printer carbon copies of the bills designated to be printed, and shall cause four hundred copies of each 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 printed copies for the use of the committee to which the bill is referred shall be delivered to the chairman or clerk of that committee by the chief page. If the bill is passed by the House the Chief Clerk shall deliver the remaining copies to the Principal Clerk of the Senate for the use of the Senate.

(b) The cost of printing shall be paid from the contingent fund of the House of Representatives.

Rule 36. *Reference to Committee.* Each bill not introduced on the report of a committee shall immediately upon its introduction be referred by the Speaker to such committee as he deems appropriate.

Rule 37. *Report by Committee.* All bills and resolutions shall be reported from the committee to which referred, with such recommendations as the committee may desire to make.

(a) *Favorable Report.* When a committee reports a bill with the recommendation that it be passed, the bill shall be placed on the favorable calendar.

(b) *Report Without Prejudice.* When a committee reports a bill without prejudice, the bill shall be placed on the favorable calendar.

(c) *Unfavorable Report.* When a committee reports a bill with the recommendation that it be not passed, and no minority report accompanies it, the bill shall be placed on the unfavorable calendar.

(d) *Minority Report.* When a bill is reported by a committee with a recommendation that it be not passed, but it is accompanied by a minority report signed by at least 1/4 of the members of the committee who were present and voting when the bill was considered in committee, the question before the House shall be: "The adoption of the minority report". If the minority report is adopted by majority vote the bill shall be placed on the favorable calendar for consideration. If the minority report fails of adoption by a majority vote, the bill shall be placed on the unfavorable calendar.

Rule 38. *Removing Bill from Unfavorable Calendar.* A bill may be removed from the unfavorable calendar upon motion carried by a 2/3 vote. A motion to remove a bill from the unfavorable calendar is not debatable, but the movant may, before making the motion, make a brief and concise statement, not more than five minutes in length, of the reasons for the motion.

Rule 39. *Report on Appropriation and Revenue Bills.* 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 referred to the Committee on Finance for a further report before being acted upon by the House.

Rule 40. *Recall of Bill from Committee.* When a bill has been introduced and referred to a committee, if after ten days the committee has failed to report thereon, then the introducer of the bill or some member designated by him may, after three days' public notice given in the House, on motion supported by a vote of 2/3 of the members present and voting, recall the same from the committee to the floor of the House for consideration and such action thereon as a majority of the members present may direct.

Rule 41. *Calendars.* 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.

Rule 42. *Readings of Bills.* (a) Every bill shall receive three readings in the House previous to its passage. The introduction of the bill shall constitute its first reading, and the Speaker shall give notice at each subsequent reading whether it be the second or third reading.

(b) No bill shall be read more than once on the same day without the concurrence of 2/3 of the members present and voting.

Rule 43. *Effect of Defeated Bill.* (a) Subject to the provisions of subsection (b) of this Rule, 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  $\frac{2}{3}$  vote.

(b) No local bill shall be held by the Chair to embody the provisions of or to be identical with any Statewide measure which has been laid upon the table, or failed to pass any of its readings.

Rule 44. *Amendments and Riders.* No amendment or rider to a bill before the House shall be in order unless such rider or amendment is germane to the bill under consideration.

Rule 45. *Conference Committees.* 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.

(b) 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.

(c) Except as herein set out, the rules of the House of Representatives of Congress shall govern the appointment, conduct, and reports of the conferees.

#### LEGISLATIVE OFFICERS AND EMPLOYEES

Rule 46. *Elected Officers.* The House shall elect a Principal Clerk, a Reading Clerk, and a Sergeant-at-Arms. The Principal Clerk shall continue in office until another is elected.

Rule 47. *Assistants to Principal Clerk and Sergeant-at-Arms.* The Principal 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. One or more of such assistants may be assigned by the Speaker from the Principal Clerk's office to the office of the Attorney General for the purpose of drafting bills.

Rule 48. *Speaker's Clerk, Chaplain, and Pages.* (a) The Speaker may appoint a Clerk to the Speaker, a Chaplain of the House, and he may also appoint ten pages to wait upon the sessions of the House; when the pressure of business may require, the Speaker may appoint five additional pages.

(b) When the House is not in session the pages shall be under the supervision of the Principal Clerk.

Rule 49. *Committee Clerks.* (a) The Chairman of each of the following committees may, with the approval of the Speaker, appoint a clerk to his committee: Agriculture; Appropriations; Banks and Banking; Commercial Fisheries and Oyster Industry; Conservation and Development; Constitutional Amendments; Corporations; Counties, Cities, and Towns; Courts and Judicial Districts; Education; Elections and Election Laws; Employment Security; Finance; Health; Higher Education; Insurance; Judiciary No. 1; Judiciary No. 2; Local Government; Manufacturers and Labor; Mental Institutions; Military Affairs; Penal Institutions; Propositions and Grievances; Public Utilities; Public Welfare; Roads and Highway Safety; Rules; Salaries and Fees; Senatorial Districts; State Government; Veteran's Legislation; and Wildlife Resources.

(b) Whenever the Speaker deems it advisable, he may assign a clerk to act for two or more committees.

(c) The leader of the minority party may, with the approval of the Speaker, be assigned a clerk.

(d) With the exception of the Clerks appointed to the committees on Appropriations, Finance, Judiciary No. 1 and Judiciary No. 2, the clerks of all the above named committees, when not on duty with their specific committees, shall report to and be under the supervision of the Principal Clerk of the House for assignment to special duty with other committees and to serve the convenience of the members of the House.

Rule 50. *Compensation of Clerks.* No clerk, laborer, or other person employed or appointed under Rules 47, 48, and 49 hereof shall receive during such employment, appointment, or service any compensation from any 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 they shall receive only the pay now provided by law for such duties and services.

#### PRIVILEGES OF THE HALL

Rule 51. *Admittance to floor.* No person except members, officers and employees of the General Assembly, Judges of the Supreme and Superior Courts, State officers and former members of the General Assembly who are not registered under the provisions of Article 9 of Chapter 120 of the General Statutes of North Carolina shall be allowed on the floor of the House or in the lobby in the rear of the Speaker's desk during its session, unless permitted by the Speaker.

Rule 52. *Admittance of Press.* 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 objective, as shall not interfere with the convenience of the House.

Rule 53. *Extending Courtesies.* No motion to suspend the rules for the purpose of extending the courtesies of the floor, lobby or gallery shall be made during the consideration of the Public Calendar, except upon motion of the Speaker.

Rule 54. *Order in Galleries and Lobbies.* In case of any disturbance or disorderly conduct in the galleries or lobby, the Speaker or other presiding officer is empowered to order the same to be cleared.

#### GENERAL RULES

Rule 55. *Attendance of Members.* No member or officer of the House shall absent himself from the service of the House without leave, unless from sickness or disability.

Rule 56. *Documents to be Signed by the Speaker.* All acts, addresses, and resolutions and all warrants and subpoenas issued by order of the House shall be signed by the Speaker or Presiding Officer.

Rule 57. *Rules, Rescission or Alteration.* 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  $\frac{2}{3}$  of the House shall be required.

Representative Umstead offers the following amendment to House Rule 40, which fails of adoption.

Amend Rule 40, line 5, by deleting the word "of" and the figure " $\frac{2}{3}$ " and inserting the word "majority" before the word "vote".

Representative Satterfield offers the following amendment to House Rule 29, which fails of adoption.



Amend Rule 29 by striking out all of subsection "d" and inserting in lieu thereof the following: "All meetings to be opened to the press and the public".

STATEMENT BY MEMBER

Mr. Speaker, ladies and gentlemen of the House, our people have given to us one of their most precious gifts—the right and responsibility to represent them in the people's representative democracy. Like you, Mr. Speaker, ladies and gentlemen of the House, I, too, am deeply grateful and humble to the people for allowing me to represent them in this General Assembly. Like you, I also want to give to the people all that belongs to the people. Realizing that introspection of each of us is governed by the way we see the light, I am stating here my own position as I see House Rule 29, subsection D. In my humble opinion this rule takes from the people; it deprives the people of their right to know. It is my opinion that this rule is a drawbridge between the people and the government. I feel that secrecy is not a healthy device for a Democracy. In the crucible of debate the fire of inquiry belongs to the people, the right to know. In this hypnotic tree that secrecy offers, the comfort is in its shade but in its roots live the children of heresay—"Have you heard?" and "Do you know?" A tree nourished in the soil of the lie and the half-lie.

Mr. Speaker, ladies and gentlemen of the House, we cannot afford to plant this tree of darkness in the midst of our rules. I am convinced that open covenants, openly arrived at, as enumerated by our late President Woodrow Wilson is the ideal, the practical and the enlightened way for a responsible democratic society to move forward.

Therefore, I move that subsection D of Rule 29 be stricken from the rules.

(Signed) Clarence E. Stone, Jr.

Representative Kiser offers the following amendment to House Rule 48, which is adopted.

Amend Rule 48 by striking out subsection (c) thereof.

On motion of Representative Kerr, seconded by Representative Uzzell, the Rules of the House of 1959, as amended, are adopted.

On motion of Representative Kerr the Principal Clerk of the House is instructed to have printed not less than 500 copies of the Rules of the House and not less than 3500 copies of the committee assignments, respectively.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Davis of Rutherford:

H. B. 141, a bill to be entitled an act relating to the compensation of certain officials of Rutherford County.

Referred to Committee on Salaries and Fees.

By Representative Buchanan:

H. B. 142, a bill to be entitled an act to amend Chapter 1100 of the Session Laws of 1951 relating to appropriation of funds necessary to pay the State's proportion of costs of the Atlantic States Marine Fisheries.

Referred to Committee on Conservation and Development.

By Representatives Johnson, Delamar and Whitehurst:

H. B. 143, a bill to be entitled an act to amend General Statutes 106-99 relating to the inspection tax on commercial feeding stuffs.

Referred to Committee on Agriculture.

By Representative Valentine:

H. B. 144, a bill to be entitled an act to amend General Statutes 15-203 relating to the duties of the Director of Probation, so as to authorize the Director of Probation to request extradition through the office of the Governor.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

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

H. B. 138, a bill to be entitled an act rewriting Section 6 of Chapter 219, Private Laws of 1911 as amended by Chapter 46, Private Laws of 1915, and rewritten by Chapter 36, Private Laws of 1933 relating to the election of Commissioners of the Town of Smithfield in Johnston County.

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

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 6. An Act to authorize the expenditure of certain surplus funds of Wayne County for the purpose of building a new office building, purchasing a new office building, purchasing the land for new office buildings and equipping new office buildings.

H. B. 5. An Act to provide for a third deputy sheriff in Person County.

H. B. 14. An Act adopting replacement volumes 2C and 3B of the General Statutes.

H. B. 15. An Act relating to punishment for public drunkenness in Person County.

H. B. 39. An Act to designate the candidate of a majority political

party who receives the largest number of votes in the general election as Chairman of the Board of Commissioners of Graham County.

H. B. 41. An Act to amend Chapter 245, Session Laws of 1957, relating to the office of County Accountant and Tax Collector of Graham County, so as to extend the term of office of said official.

H. B. 47. An Act to amend General Statutes 105-392, as the same appears in the 1957 Cumulative Supplement of the General Statutes, insofar as the same applies to Chowan County.

H. B. 50. An Act relative to the election and tenure of office of the members of the Board of Aldermen of the Town of Rockwell, and providing for the Board of Aldermen to elect one of its members Mayor and one Mayor Pro Tem.

H. B. 88. An Act to amend Chapter 513, Session Laws of 1949, relating to primary elections in the Town of East Spencer.

On motion of Representative Turner the House adjourns and will meet tomorrow at 12 o'clock noon.

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## NINETEENTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, February 25, 1959

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

Prayer is offered by the Reverend Alphonso Jordon, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Powell the courtesies of the floor are extended the Honorable Thomas A. White, a former member of the House from Lenoir County.

On motion of Representative Spruill the courtesies of the floor are extended the Honorable J. A. Speight, a former member of the House from Bertie County.

On motion of Representative Stone, Bari Lynn Mooney of Forsyth County is made an honorary pagette of the House of Representatives.

### 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 Representative Hargett, for the Committee on Education.

H. B. 140, a bill to be entitled an act amending General Statutes 115-19 relating to the nomination and appointment of members of the Graham County Board of Education and fixing their terms of office.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 79, a bill to be entitled an act amending General Statutes 160-29 and General Statutes 160-30 relating to regulation of municipal elections in the City of Newton and fixing the time for the holding thereof.

With a favorable report.

H. B. 86, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Johnston County.

With a favorable report.

H. B. 95, a bill to be entitled an act to validate the application of the City of Reidsville for a certain gasoline tax refund which application was inadvertently filed too late.

With a favorable report.

H. B. 113, a bill to be entitled an act amending the Charter of the Town of Cornelius as contained in Chapter 367, Private Laws of 1905, relative to the duties of the town constable, the clerk and treasurer, and the compensation of the members of the Board of Commissioners.

With a favorable report.

H. B. 119, a bill to be entitled an act to amend General Statutes 160-200 (25) relating to insurance for municipal employees.

With a favorable report.

S. B. 7, a bill to be entitled an act to authorize the County Commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years.

With a favorable report.

By Representative Murphy, for the Committee on Agriculture.

H. B. 84, a bill to be entitled an act to amend General Statutes 153-9, Subsection 43, relating to farm demonstration and home demonstration agents so as to make the same applicable to Johnston County.

With a favorable report.

H. B. 115, a bill to be entitled an act to regulate the sale of certain vegetable plants offered for the purpose of transplanting and propagation.

With a favorable report.

By Representative Thomas, for the Committee on Salaries and Fees.

H. B. 71, a bill to be entitled an act to amend Chapter 234 of the Session Laws of 1939 relating to the fees of jurors in Swain County.

With a favorable report.

H. B. 103, a bill to be entitled an act to fix the compensation of certain officials of Alexander County.

With a favorable report.

H. B. 131, a bill to be entitled an act amending General Statutes 162-7 so as to fix certain fees to be charged by the Sheriff of Jackson County.

With a favorable report.

H. B. 132, a bill to be entitled an act amending Chapter 202, Public-Local Laws of 1929, relating to the terms of office and the compensation of members of the Jury Commission for Jackson County.

With a favorable report.

H. B. 133, a bill to be entitled an act fixing the compensation of the members of the County Board of Public Welfare of Jackson County.

With a favorable report.

H. B. 134, a bill to be entitled an act fixing the compensation of the Chairman of the Board of County Commissioners, the Sheriff, the Clerk of the Superior Court and the Register of Deeds of Jackson County.

With a favorable report.

H. B. 135, a bill to be entitled an act to authorize compensation for the Mayor and members of the governing body of Oak City in Martin County.

With a favorable report.

H. B. 141, a bill to be entitled an act relating to the compensation of certain officials of Rutherford County.

With a favorable report.

By Representative Satterfield, for the Committee on Public Buildings and Grounds.

H. B. 35, a bill to be entitled an act to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

With a favorable report.

On motion of Representative Satterfield the bill is recommitted to Committee on State Government.

By Representative Kiser, for the Committee on Public Welfare.

H. R. 105, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating October 31 of each year as Youth Honor Day.

With a favorable report.

By Representative Snapp, for the Committee on State Government.

H. B. 26, a bill to be entitled an act clarifying the authority of the State

Department of Archives and History to conduct a records management program for state agencies.

With a favorable report.

H. R. 62, a joint resolution providing for the appointment of a commission to study and make recommendations with respect to the organization and function of the State Highway Commission.

With a favorable report, as amended.

On motion of Representative Snepp the bill, as amended, is recommitted to Committee on Appropriations.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Childers:

H. B. 145, a bill to be entitled an act to amend General Statutes 115-186 relating to public school bus routes.

Referred to Committee on Education.

By Representatives Henley and High:

H. B. 146, a bill to be entitled an act to amend Chapter 1058, Session Laws of 1957, relating to the prevention of false advertising as to going-out-of-business sales, and making amendments applicable only to Cumberland County.

Referred to Committee on Judiciary No. 1.

By Representative Uzzell:

H. B. 147, a bill to be entitled an act to amend General Statutes 47-115 relating to the execution of powers of attorney.

Referred to Committee on Judiciary No. 1

By Representatives Coates, Wilson, Leatherman, Satterfield, Yates, Henley and High

H. B. 148, a bill to be entitled an act to appropriate funds to provide for clerical assistance in the public schools.

Referred to Committee on Education.

By Representative Byrum:

H. B. 149, a bill to be entitled an act to extend the corporate limits of the Town of Edenton in Chowan County.

Referred to Committee on Local Government.

By Representative Britt of Bladen:

H. B. 150, a bill to be entitled an act to provide for the appointment of a Vice-Recorder for the Recorder's Court of Bladen County.

Referred to Committee on Local Government.

And,

H. B. 151, a bill to be entitled an act to provide that residents of the State of North Carolina who have attained the age of sixty-five years or over shall be entitled to the issuance of permanent hunting and fishing licenses without charge.

Referred to Committee on Wildlife Resources.

By Representative Burrow:

H. B. 152, a bill to be entitled an act to establish daylight saving time in North Carolina between the last Sunday in April and the last Sunday in October.

Referred to Committee on Judiciary No. 1.

By Representative Venters:

H. B. 153, a bill to be entitled an act relating to elections in the City of Jacksonville in Onslow County.

Referred to Committee on Counties, Cities and Towns.

By Representative Belk:

H. B. 154, a bill to be entitled an act to rewrite General Statutes 53-66 relating to savings accounts.

Referred to Committee on Banks and Banking.

By Representative Bynum:

H. B. 155, a bill to be entitled an act to authorize the Richmond County Board of Education to dispose of certain property at private sale.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 156, a bill to be entitled an act to amend General Statutes 105-141 so as to exclude unemployment compensation from gross income for income tax purposes.

Referred to Committee on Finance.

#### CALENDAR

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

H. B. 56, a bill to be entitled an act authorizing the police officers of the Town of Seaboard in Northampton County to exercise their powers as such officers within a radius of three miles in all directions from the corporate limits in the said Town.

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

H. B. 89, a bill to be entitled an act to authorize the Town of Forest City and the Rutherford County Board of Education to enter into a contract with respect to providing certain recreation facilities.

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

H. B. 94, a bill to be entitled an act to provide for the appointment of a clerk of the Mayor's Court of the Town of Farmville in Pitt County.

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

H. B. 108, a bill to be entitled an act granting power and authority to the governing body of the City of Washington to provide by ordinance regulations for the use by vehicles of municipally-owned off-street parking facilities, and of off-street publicly-owned parks and grounds occupied by public buildings the use by vehicles of privately-owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

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

S. B. 35, a bill to be entitled an act amending Chapter 16, Private Laws Extra Session of 1921, relating to the Charter of the Town of Winton so as to provide that the Chief of Police and other police officers be appointed by the Board of Commissioners instead of being elected by the people.

Passes its second and third readings and is ordered enrolled.

H. B. 58, a bill to be entitled an act amending Subsection (b) of General Statutes 120-3.1 relating to travel allowances for members of the General Assembly.

On motion of Representative Turner the Committee Amendments are adopted.

The bill passes its second reading, as amended.

Representative Doughton objects to the third reading of the bill, and the bill remains on the Calendar for its third reading, as amended.

H. B. 63, a bill to be entitled an act to amend General Statutes 122-98 relating to special police officers at the Camp Butner hospital site.

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

H. B. 70, a bill to be entitled an act amending General Statutes 47-95 relative to acknowledgments taken by notaries interested as trustee or holding other office.



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

H. B. 101, a bill to be entitled an act to amend General Statutes 20-24 relating to the notation of convictions entered on driver's license.

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

S. B. 46, a bill to be entitled an act to amend General Statutes 15-217, relating to post-conviction proceedings, so as to provide that such proceeding shall be commenced in the county in which the conviction took place.

Passes its second and third readings and is ordered enrolled.

On motion of Mr. Humphrey the House adjourns and will meet tomorrow at 12:00 o'clock noon.

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## TWENTIETH DAY

HOUSE OF REPRESENTATIVES

Thursday, February 26, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hicks the courtesies of the floor are extended the Honorable Harvey Morris of Mecklenburg County, a former member of the House of Representatives and State Senate.

On motion of Representative Davis of Rutherford, H. L. Roberts, III, grandson of Representative Sermons, is made an honorary page of the House.

On motion of Representative Bell, "Goldie" Hawkins of Carteret County is made an honorary page of the House of Representatives.

### 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 Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 120, a bill to be entitled an act to provide fishing privileges to residents of adjoining states in inland waters constituting the boundary between this state and adjoining states.

With a favorable report.

H. B. 127, a bill to be entitled an act to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the state for law enforcement purposes.

With a favorable report.

#### MESSAGE FROM THE SENATE

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

S. B. 17, a bill to be entitled an act authorizing the Board of Commissioners of Columbus County to extend the time for quadrennial assessment of property for taxation.

On motion of Representative Williamson the rules are suspended and the bill is placed on 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 Representative Whitehurst:

H. B. 157, a bill to be entitled an act to permit the Board of County Commissioners of Craven County and the Board of Aldermen of the City of New Bern to appropriate funds in connection with the celebration of the Two Hundred and Fiftieth Anniversary of the founding of New Bern, and to permit the City of New Bern to appropriate funds in connection with the celebration of the opening of Tryon Palace.

Referred to Committee on Local Government.

By Representative Blue:

H. B. 158, a bill to be entitled an act to prohibit the use of profane or threatening language to any person over a telephone.

Referred to Committee on Judiciary No. 1.

By Representatives Childers and Strayhorn:

H. B. 159, a bill to be entitled an act to amend General Statutes 20-279.14 and General Statutes 20-279.15 to provide that judgments shall be deemed satisfied at the expiration of ten years.

Referred to Committee on Judiciary No. 2.

By Representative Cover:

H. B. 160, a bill to be entitled an act amending General Statutes 105-422 relating to the foreclosure of tax liens, so as to exclude Cherokee County from its provisions.

Referred to Committee on Judiciary No. 1.

By Representatives Davis of Lenoir, Cover, and Rodenbough:

H. B. 161, a bill to be entitled an act to provide a method for creating the right of survivorship in bank deposits.

Referred to Committee on Judiciary No. 1.

By Representatives Wallace, Quinn, and Watkins:

H. B. 162, a bill to be entitled an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefit; to include as a part of the Unemployment Trust Fund of this state certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said chapter.

Referred to Committee on Employment Security.

By Representative Holcombe of Madison:

H. B. 163, a bill to be entitled an act appointing members of the Madison County Board of Education and fixing their terms of office.

Referred to Committee on Education.

And,

H. B. 164, a bill to be entitled an act appointing members of the Tax Equalization Board for Madison County, fixing their terms of office and meeting dates.

Referred to Committee on Local Government.

#### CALENDAR

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

H. B. 71, a bill to be entitled an act to amend Chapter 234 of the Session Laws of 1939 relating to the fees of jurors in Swain County.

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

H. B. 79, a bill to be entitled an act amending General Statutes 160-29 and General Statutes 160-30 relating to regulations of municipal elections in the City of Newton and fixing the time for the holding thereof.

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

H. B. 84, a bill to be entitled an act to amend General Statutes 153-9, Subsection 43, relating to farm demonstration and home demonstration agents so as to make the same applicable to Johnston County.

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

H. B. 86, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Johnston County.

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

H. B. 103, a bill to be entitled an act to fix the compensation of certain officials of Alexander County.

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 amending the Charter of the Town of Cornelius as contained in Chapter 367, Private Laws of 1905, relative to the duties of the Town Constable, the Clerk and Treasurer, and the compensation of the members of the Board of Commissioners.

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

H. B. 131, a bill to be entitled an act amending General Statutes 162-7 so as to fix certain fees to be charged by the Sheriff of Jackson County.

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

H. B. 132, a bill to be entitled an act amending Chapter 202, Public-Local Laws of 1929, relating to the terms of office and the compensation of members of the Jury Commission for Jackson 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 fixing the compensation of the members of the County Board of Public Welfare of Jackson County.

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

H. B. 134, a bill to be entitled an act fixing the compensation of the Chairman of the Board of County Commissioners, the Sheriff, the Clerk of the Superior Court and the Register of Deeds of Jackson County.

Representative Buchanan offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 135, a bill to be entitled an act to authorize compensation for the Mayor and members of the governing body of Oak City in Martin County.

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

H. B. 140, a bill to be entitled an act amending General Statutes 115-19 relating to the nomination and appointment of members of the Graham County Board of Education and fixing their terms of office.

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 relating to the compensation of certain officials of Rutherford County.

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

S. B. 7, a bill to be entitled an act to authorize the County Commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years.

Passes its second and third readings and is ordered enrolled.

H. B. 26, a bill to be entitled an act clarifying the authority of the State Department of Archives and History to conduct a records management program for state agencies.

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

H. B. 58, a bill to be entitled an act amending Subsection (b) of General Statutes 120-3.1 relating to travel allowances for members of the General Assembly.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 95, a bill to be entitled an act to validate the application of the City of Reidsville for a certain gasoline tax refund which application was inadvertently filed too late.

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

H. R. 105, a joint resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating October 31 of each year as Youth Honor Day.

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

H. B. 115, a bill to be entitled an act to regulate the sale of certain vegetable plants offered for the purpose of transplanting and propagation.

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

H. B. 119, a bill to be entitled an act to amend General Statutes 160-200 (25) relating to insurance for municipal employees.

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

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 47. A Joint Resolution providing for a Joint Session of the Senate and House of Representatives and inviting Honorable Preston J. Moore, National Commander of the American Legion, to address the Joint Session.

S. B. 16. An Act amending General Statutes 20-38 (bb) so as to include in the definition of special mobile equipment trucks or vehicles used for fire fighting purposes.

S. B. 35. An Act amending Chapter 16, Private Laws Extra Session of 1921 relating to the Charter of the Town of Winton so as to provide that the Chief of Police and other police officers be appointed by the Board of Commissioners instead of being elected by the people.

S. B. 46. An Act to amend General Statutes 15-217 relating to post conviction proceedings so as to provide that such proceeding shall be commenced in the county in which the conviction took place.

On motion of Representative Kiser the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## TWENTY-FIRST DAY

HOUSE OF REPRESENTATIVES  
Friday, February 27, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Johnson, Charles Raymond Crawford and Sandra Crawford, grandchildren of Representative Crawford of Swain County, are made honorary page and pagette, respectively, of the House of Representatives.

On motion of Representative Horton, Willa Fearington of Chatham County is made an honorary pagette of the House of Representatives.

On motion of Representative Buchanan, Jimmy and David Lloyd of Jackson County are made honorary pages of the House.

On motion of Representative Uzzell H. B. 58 entitled, "a bill to be entitled an act amending subsection (b) of General Statutes 120-3.1 relating to the travel allowances for members of the General Assembly" is recalled from the Engrossing Office for further consideration by the House.

On motion of Representative Uzzell the vote by which the bill passed its third reading, as amended, is reconsidered.

On motion of Representative Uzzell the vote by which amendment No. 1 was adopted is reconsidered.

On motion of Representative Uzzell amendment No. 1 is laid on the table.

Representative Uzzell offers an amendment which is adopted.

The bill passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

#### 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 Representative Blue, for the Committee on Finance:

H. B. 85, a bill to be entitled an act to amend General Statutes 153-77 so as to authorize the issuance of bonds and the levy of a tax for county office building purposes in Johnston County.

With a favorable report.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 45, a bill to be entitled an act validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17(c) (2) have not been complied with.

H. B. 134, a bill to be entitled an act fixing the compensation of the Chairman of the Board of County Commissioners, the Sheriff, the Clerk of the Superior Court and the Register of Deeds of Jackson County.

#### MESSAGE FROM THE SENATE

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

S. B. 27, a bill to be entitled an act to amend General Statutes 148-12 relating to the classification of prisoners.

Referred to Committee on Penal Institutions.

S. B. 30, a bill to be entitled an act to amend General Statutes 53-77.1 relating to Saturday closing of banks.

Referred to Committee on Banks and Banking.

S. B. 37, a bill to be entitled an act to conform the laws of North Carolina to the laws of the United States in regard to the assessability of bank shares.

Referred to Committee on Banks and Banking.

S. B. 48, a bill to be entitled an act authorizing and empowering the Board of Commissioners of Forsyth County to construct water and sewer lines from the corporate limits of the City of Winston-Salem to unincorporated communities or locations in rural Forsyth County and for other purposes.

Referred to Committee on Counties, Cities and Towns.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Snepp, Kennedy, Belk and Hicks:

H. B. 165, a bill to be entitled an act amending Subsection 5 of General Statutes 115-183 so as to permit the Mecklenburg County Board of Education to allow the use of school buses for the transportation of pupils and teachers to Charlotte for the Session of the General Assembly to be held on March 4, 1959.

On motion of Representative Snepp the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Barwick:

H. B. 166, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Pasquotank County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 167, a bill to be entitled an act to authorize any municipal corporation of this State to regulate or prohibit cemeteries within one mile of its corporate limits.

Referred to Committee on Counties, Cities and Towns.

And,



H. B. 168, a bill to be entitled an act to amend Section 3 of Chapter 1062 of the 1955 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955 relating to the corporate limits of the City of Elizabeth City.

Referred to the Committee on Local Government.

By Representatives Wooten, O'Neal and Sermons:

H. B. 169, a bill to be entitled an act to provide for the abolition of Hyde County Drainage Districts Nos. 2 and 9.

Referred to Committee on Judiciary No. 1.

By Representative Wooten:

H. B. 170, a bill to be entitled an act to amend General Statutes 14-320 to allow Clerks of Superior Court to consent to the placing of infants in foster homes.

Referred to Committee on Judiciary No. 1.

By Representatives Coates and Thomas:

H. B. 171, a bill to be entitled an act to amend Chapter 1261 of the Session Laws of 1953 relating to the Charter of the Town of Selma in Johnston County.

Referred to Committee on Local Government.

By Representatives Kennedy, Belk, Hicks and Snapp:

H. B. 172, a bill to be entitled an act amending Chapter 124 of the 1955 Session Laws, as amended, providing for the regulation of the subdivision of land in and around the City of Charlotte by substituting an enlarged territory covered by said Act.

Referred to Committee on Local Government.

And,

H. B. 173, a bill to be entitled an act amending Chapter 123 of the 1955 Session Laws, as amended, to extend the planning, zoning, building regulation and subdivision regulation powers of the City of Charlotte and its governing body to a described territory beyond and surrounding the corporate limits of the City of Charlotte by substituting an enlarged territory covered by said Act.

Referred to Committee on Local Government.

By Representative Whitmire:

H. B. 174, a bill to be entitled an act creating a Civil Service Commission in the City of Hendersonville, North Carolina, for the members of the Hendersonville Police Department and the Hendersonville Fire Department, and fixing the duties, responsibilities and qualifications thereof.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 175, a bill to be entitled an act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

Referred to Committee on Counties, Cities and Towns.

By Representative Black:

H. B. 176, a bill to be entitled an act amending Chapter 1160, Session Laws of 1953, relating to the filing of papers in the office of the Clerk of the Superior Court so as to make said Act applicable to Cabarrus County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 177, a bill to be entitled an act amending General Statutes 50-10 so as to provide that uncontested divorce actions in the Superior Court may be tried by the Court without the intervention of a jury.

Referred to Committee on Judiciary No. 1.

#### CALENDAR

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

H. B. 120, a bill to be entitled an act to provide fishing privileges to residents of adjoining states in inland waters constituting the boundary between this State and adjoining states.

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

H. B. 127, a bill to be entitled an act to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the State for law enforcement purposes.

On motion of Representative Buchanan consideration of the bill is postponed until Tuesday, March 3, 1959.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 7. An Act to authorize the County Commissioners of Wayne County to turn into the General Fund all taxes collected for the year 1955 and all prior years.

S. B. 17. An Act authorizing the Board of Commissioners of Columbus County to extend the time for quadrennial assessment of property for taxation.

H. B. 22. An Act to abolish the State Planning Board.

H. B. 27. An Act to abolish the Carolina-Virginia Turnpike Authority and the North Carolina Turnpike Authority.

H. B. 29. An Act to amend Subsection 9 of Section 153-9 of the General Statutes as to the authority of the Board of Commissioners for the County of Caldwell to designate sites for county buildings, and to validate any and all action heretofore taken by said Board of Commissioners within the authority granted by this amendment.

H. B. 31. An Act to authorize the Town of Wilkesboro in Wilkes County to close Moravian Street and use the street for purposes of constructing a water supply standpipe.

H. B. 37. An Act to amend Chapter 402 of the Session Laws of 1953, as amended, relating to the Peace Officers' Relief Fund for Martin, Washington and Tyrrell Counties.

H. B. 72. An Act to amend Chapter 411 of the Session Laws of 1957 being the Charter of the Town of St. Pauls in Robeson County.

H. B. 102. An Act to provide the form of financial statements of the City of Charlotte required under the provisions of General Statutes 160-383.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## TWENTY-SECOND DAY

HOUSE OF REPRESENTATIVES  
Saturday, February 28, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Crawford of Swain the House adjourns and will meet Monday Night at 8 o'clock.

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## TWENTY-THIRD DAY

HOUSE OF REPRESENTATIVES  
Monday Night, March 2, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Mr. Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

Leave of absence is granted Representative Kerr for tonight, March 2, 1959.

On motion of Representative Murphrey the courtesies of the floor are extended the Honorable Frank Pittman, a former member of the House from Halifax County.

Representative Holmes is granted a leave of absence for tonight, March 2, 1959.

On motion of Representative Womble, Lester V. Chalmers, III, of Wake County is made an honorary page of the House of Representatives.

On motion of Representative Valentine, Elizabeth Shannon Davenport of Nash County is made an honorary pagette of the House.

On motion of Representative Stone, Janis Lynn Hutchins, Walter Baker and John Barger Voit, Jr. of Forsyth County are made honorary pagette and pages, respectively, of the House of Representatives.

On motion of Representative Buchanan, Mary Christina Niessen of Jackson County is made an honorary pagette of the House.

On motion of Representative Holcombe of Madison County, Janice and Elizabeth Holcombe, daughters of Mr. and Mrs. Elsberry Holcombe of Madison County, are made honorary pagettes of the House of Representatives.

On motion of Representative Hunt, Stephen Cannon and Cathy Ann Bumpass of Guilford County are made honorary page and pagette, respectively, of the House of Representatives.

On motion of Representative Jackson, Thad Johnston Eure of Spagdahlem Air Base, Germany, and Robert Perry Black of Greenville, S. C., grandsons of Secretary of State Thad Eure, are made honorary pages of the House of Representatives.

#### ENGROSSED BILLS

Mr. Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 58, a bill to be entitled an act amending Subsection (b) of General Statutes 120-3.1 relating to travel allowances for members of the General Assembly.

## 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. 43, a bill to be entitled an act to amend the laws relating to the power of building and loan associations to borrow money.

Referred to Committee on Banks and Banking.

S. B. 45, a bill to be entitled an act to amend Chapter 62 of the General Statutes relating to public utilities.

Referred to Committee on Public Utilities.

S. B. 54, a bill to be entitled an act to make all the provisions of the Alcoholic Beverage Control Act of 1937, as amended, applicable to Halifax County.

Referred to Committee on Propositions and Grievances.

S. B. 44, a bill to be entitled an act to amend General Statutes 60-84 and General Statutes 60-87 relating to company police.

Referred to Committee on Public Utilities.

S. B. 59, a bill to be entitled an act to amend Chapter 1041 of the Session Laws of 1949 relating to the Halifax County Law Enforcement Officers' Relief Act.

Referred to Committee on Counties, Cities and Towns.

S. R. 68, a joint resolution providing for the appointment of a committee to make a study of the question of whether this General Assembly shall adopt a plan to encourage the use of voting machines by the counties, as well as a plan to assist the counties in the purchase or rental of voting machines in our primaries and elections.

Referred to Committee on Elections and Election Laws.

H. B. 48, a bill to be entitled an act to authorize the Board of County Commissioners to fix the salaries and fees of all officials of Chowan County.

Returned for concurrence in Senate amendment.

On motion of Representative Byrum the House concurs in the Senate amendment and the bill is ordered enrolled.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Dill:

H. B. 178, a bill to be entitled an act amending General Statutes 115-121 to provide that supplemental elections in city administrative units formed from portions of contiguous counties may be called and conducted by the

governing body of the municipality rather than by the board of county commissioners.

Referred to Committee on Education.

By Representatives Belk, Kennedy and Hicks:

H. B. 179, a bill to be entitled an act authorizing the City of Charlotte to operate an Air Transportation Service providing air transportation of passengers and property, including mail within and without the State of North Carolina in a territory within a radius of sixty-five miles of any municipal airport of the City of Charlotte.

Referred to Committee on Counties, Cities and Towns.

By Representative Newman:

H. B. 180, a bill to be entitled an act to authorize the Board of County Commissioners of Sampson County to employ tax collectors on a commission basis.

Referred to Committee on Local Government.

By Representative Coates:

H. B. 181, a bill to be entitled an act to amend Article 4 of Chapter 81 of the General Statutes relating to the issuance of permits by the State Superintendent of Weights and Measures to purchasers of cotton in this State.

Referred to Committee on Agriculture.

And,

H. B. 182, a bill to be entitled an act to amend Article 4 of Chapter 81 of the General Statutes relating to cotton weighing.

Referred to Committee on Agriculture.

By Representative Phelps:

H. B. 183, a bill to be entitled an act amending Chapter 103, Session Laws of 1945, fixing the fees for jurors and grand jurors in Washington County.

Referred to Committee on Salaries and Fees.

And,

H. B. 184, a bill to be entitled an act rewriting Section 1 of Chapter 574, Session Laws of 1957, which amends General Statutes 105-345 relating to penalties and deductions for nonpayment of taxes, so far as the same apply to Washington County.

Referred to Committee on Finance.

By Representative Woodard of Wilson:

H. B. 185, a bill to be entitled an act to authorize the reassessment and revaluation of real property in Wilson County for ad valorem tax purposes

and to authorize the Board of County Commissioners of Wilson County to employ experts and to enter into the necessary contracts for said service and to authorize the levying of a special tax therefor.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

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

H. B. 85, a bill to be entitled an act to amend General Statutes 153-77 so as to authorize the issuance of bonds and the levy of a tax for county office building purposes in Johnston County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Hostetler, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—100.

Those voting in the negative are: None.

On motion of Representative Kiser the House adjourns and will meet tomorrow at 12:00 o'clock noon.

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## TWENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, March 3, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Philpott, Dora Ann Beal, III, granddaughter of Principal Clerk of the House, Mrs. Annie E. Cooper, is made an honorary pagette of the House of Representatives.

On motion of Representative Hill of Catawba, Mary Hazel Willis, Helen Elizabeth Willis, Emmett Clive Willis, Jr., and Craig Elliott Willis, all of Catawba County, are made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of Representative Belk, James Horton Doughton of Orange County is made an honorary page of the House.

On motion of Representative Stone, Nancy Cotton and David Wommack of Forsyth County are made honorary pagette and page, respectively, of the House of Representatives.

On motion of Representative Dill, H. B. 167 entitled, "a bill to be entitled an act to authorize any municipal corporation of this state to regulate or prohibit cemeteries within one mile of its corporate limits", is taken from the Committee on Counties, Cities and Towns and recommitted to the Committee on Judiciary No. 1.

Representative Uzzell makes a motion, seconded by Representative Kiser, that Mr. Speaker Hewlett appoint a committee consisting of three members of the House regarding the extending of courtesies of the lobbies and galleries. The motion is adopted.

#### 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 Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 122, a bill to be entitled an act to amend Section 4 of Chapter 1062 of the 1953 Session Laws relating to the boundaries of the wards in the City of Elizabeth City.

With a favorable report.

H. B. 123, a bill to be entitled an act to amend Section 3 of Chapter 1450 of the Session Laws of 1957 relating to fees for building permits in the extra-territorial planning and zoning district of the City of Elizabeth City.

With a favorable report.

H. B. 153, a bill to be entitled an act relating to elections in the City of Jacksonville in Onslow County.

With a favorable report.

H. B. 155, a bill to be entitled an act to authorize the Richmond County Board of Education to dispose of certain property at private sale.

With a favorable report.



H. B. 166, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Pasquotank County.

With a favorable report.

H. B. 179, a bill to be entitled an act authorizing the City of Charlotte to operate an Air Transportation Service providing air transportation of passengers and property, including mail within and without the State of North Carolina in a territory within a radius of sixty-five miles of any municipal airport of the City of Charlotte.

With a favorable report.

H. B. 185, a bill to be entitled an act to authorize the reassessment and revaluation of real property in Wilson County for ad valorem tax purposes and to authorize the Board of County Commissioners of Wilson County to employ experts and to enter into the necessary contracts for said service and to authorize the levying of a special tax therefor.

With a favorable report.

On motion of Representative Dill the bill is recommitted to Committee on Finance.

S. B. 36, a bill to be entitled an act to amend Chapter 157 of the General Statutes of North Carolina, referred to as "The Housing Authorities Law" by providing that said Chapter 157 of the General Statutes, known as "The Housing Authorities Law," shall apply to all cities and towns in Cherokee, Clay, Graham, Macon, and Swain Counties having a population of five hundred or more inhabitants.

With a favorable report.

S. B. 48, a bill to be entitled an act authorizing and empowering the Board of Commissioners of Forsyth County to construct water and sewer lines from the corporate limits of the City of Winston-Salem to unincorporated communities or locations in rural Forsyth County and for other purposes.

With a favorable report.

By Representative Venters, for the Committee on Health.

H. B. 82, a bill to be entitled an act to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against poliomyelitis (infantile paralysis).

With a favorable report, as amended.

On motion of Representative Venters the bill is recommitted to Committee on Appropriations.

H. B. 110, a bill to be entitled an act amending General Statutes 51-10 relating to the issuance of marriage licenses to persons suffering from tuberculosis.

With a favorable report.

On motion of Representative Venters the bill is recommitted to Committee on Judiciary No. 2.

H. B. 116, a bill to be entitled an act to amend General Statutes 106-369 relating to the purchase and resale of rabies vaccine and metal tags.

With a favorable report.

H. B. 117, a bill to be entitled an act to amend General Statutes 106-372 so as to eliminate the maximum dog vaccination fee which may be fixed by a Board of County Commissioners.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 144, a bill to be entitled an act to amend General Statutes 15-203 relating to the duties of the Director of Probation, so as to authorize the Director of Probation to request extradition through the office of the Governor.

With a favorable report, as amended.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 136, a bill to be entitled an act to amend Chapter 913 of the Session Laws of 1957 insofar as it relates to justices of the peace in Martin County.

With a favorable report.

H. B. 147, a bill to be entitled an act to amend General Statutes 47-115 relating to the execution of powers of attorney.

With a favorable report, as amended.

H. B. 169, a bill to be entitled an act to provide for the abolition of Hyde County Drainage Districts Nos. 2 and 9.

With a favorable report.

H. B. 176, a bill to be entitled an act amending Chapter 1160, Session Laws of 1953, relating to the filing of papers in the office of the clerk of the Superior Court so as to make said Act applicable to Cabarrus County.

With a favorable report.

#### 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 to amend General Statutes 113-136 relating to the taking of clams, shrimp, fish, and oysters by persons for their own personal use.

Referred to Committee on Commercial Fisheries and Oyster Industry.

S. B. 29, a bill to be entitled an act amending the Charter of the Board of Light and Water Commissioners of the City of Concord.

Referred to Committee on Counties, Cities, and Towns.

S. B. 52, a bill to be entitled an act authorizing the City of Wilmington to acquire, construct, improve, enlarge, extend, and equip properties relating to the port facilities of the city, to lease said properties to public or private interests and to issue revenue bonds of the city therefor pursuant to the Revenue Bond Act of 1938.

Referred to Committee on Finance.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Uzzell and Harriss of Rowan:

H. B. 186, a bill to be entitled an act relating to the compensation of jurors in Rowan County.

Referred to Committee on Salaries and Fees.

By Representatives High and Henley:

H. B. 187, a bill to be entitled an act to amend General Statutes 112-1 relating to the incorporation and powers of association of the Confederate Woman's Home.

Referred to Committee on Judiciary No. 1.

By Representative Ansell:

H. B. 188, a bill to be entitled an act to amend General Statutes 14-401.5, prohibiting fortune telling, so as to make the same applicable to Currituck County.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Murphy, Britt of Bladen, Hardy, Gregory, Thomas, Woodard of Wilson, Woodard of Northampton, Valentine, Yates, Lloyd, Satterfield, Coates, Hargett, Britt of Robeson, Johnson, Delamar, Newman, Murphrey, Henley, Spruill, Byrum, Venters, Regan, Sermons, Bryant, Williamson, Jackson, Wilson, Wicker, Whitehurst, Jones of Pitt, Umstead, and Blue:

H. B. 189, a bill to be entitled an act to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote through organized effort the sale and use of flue-cured tobacco in export and domestic markets.

Referred to Committee on Agriculture.

By Representative Hill of Catawba:

H. B. 190, a bill to be entitled an act rewriting Section 22 of Chapter 39,

Private Laws of 1907, and Section 1 of Chapter 271, Public-Local Laws of 1937, relating to the compensation of the Mayor and members of the Board of Aldermen of the City of Newton.

Referred to Committee on Local Government.

By Representative Herbert:

H. B. 191, a bill to be entitled an act to prohibit the throwing of dead chickens, other fowl, eggs, and any other debris, trash, or garbage in streams, or along county roads and city streets in Clay County.

Referred to Committee on Local Government.

#### CALENDAR

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

H. B. 85, a bill to be entitled an act to amend General Statutes 153-77 so as to authorize the issuance of bonds and the levy of a tax for county office building purposes in Johnston County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Story, Strayhorn, Thomas, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whicker, Williamson, Wilson, Womble, Woodard of Northhampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—107.

Those voting in the negative are: None.

H. B. 127, a bill to be entitled an act to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the state for law enforcement purposes.

On motion of Representative Buchanan the bill is recommitted to the Committee on Judiciary No. 2.

## ENROLLED BILLS

Representative Holcombe of Madison, 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. 40. An act to amend Chapter 766, Session Laws of 1957, relating to the compensation and duties of the Chairman of the Board of Commissioners of Graham County.

H. B. 42. An act to authorize the Board of County Commissioners of Graham County to appoint and fix the salary of a county attorney.

H. B. 43. An act to authorize the Sheriff of Graham County to appoint a deputy, and to authorize the Board of County Commissioners of Graham County to set the salary and to allow expenses and fees for the deputy appointed by the Sheriff.

H. B. 44. An Act to authorize the Sheriff of Graham County to employ a jailer for said county, and to authorize the Board of County Commissioners to set the salary and to allow fees for the jailer appointed by the Sheriff.

H. B. 63. An act to amend General Statutes 122-98 relating to special police officers at the Camp Butner Hospital site.

H. B. 81. An Act to appropriate from the contingency and emergency fund the sum of \$305,510 to the State Hospital at Goldsboro to cover a deficit in operating expenses for the fiscal year 1958-59.

H. B. 165. An Act amending Subsection 5 of General Statutes 115-183 so as to permit the Mecklenburg County Board of Education to allow the use of school buses for the transportation of pupils and teachers to Charlotte for the Session of the General Assembly to be held on March 4, 1959.

On motion of Representative Kennedy, seconded by Representative Belk and pursuant to Senate Resolution 26, heretofore adopted, the House adjourns to meet tomorrow at 12 o'clock noon in the City of Charlotte, North Carolina.

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**TWENTY-FIFTH DAY**

HOUSE OF REPRESENTATIVES  
Wednesday, March 4, 1959

The House meets pursuant to Senate Resolution No. 26 in the City of Charlotte, County of Mecklenburg, and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Serving as pages and pagettes to the House were sons, daughters and granddaughters of former Representatives of Mecklenburg County.

Representative Uzzell thanked the people of the City of Charlotte and Mecklenburg County for the privilege of meeting in Charlotte and for the courtesies shown the members, their wives and Legislative personnel during their stay in Charlotte.

On motion of Representative Hawfield the courtesies of the floor are extended the Honorable Henry Hall Wilson, a former member of the House from Union County.

On motion of Representative Kennedy the courtesies of the floor are extended the Honorable Ed O'Herron, Jim Vogler, Paul R. Ervin, H. I. McDougle, John Shaw, Basil Boyd, David Henderson, Robert Lassiter, Charley Gillette and Harvey Morris, former members of the House from Mecklenburg County.

On motion of Representative Snapp, Sally Ervin, Dottie McDougle, Shepherd Henderson, Pattie O'Herron, Lorne Lassiter, Ann Vogler, Nancy Snapp and Frank Snapp III are made honorary pagettes and page, respectively, of the House of Representatives.

#### 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. 93, a joint resolution expressing appreciation to the Charlotte Chamber of Commerce, to the officials of the City of Charlotte and of Mecklenburg County and to the citizens of Charlotte and Mecklenburg County for the hospitality shown to the members of the General Assembly on the occasion of the visit of the General Assembly to Charlotte March 4, 1959.

On motion of Representative Uzzell the rules are suspended and the resolution placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 92, a bill to be entitled an act to amend Chapter 538, Public-Local Laws of 1911, to authorize the Board of County Commissioners of Mecklenburg County to fix the compensation to be paid to the members of the Mecklenburg Drainage Commission.

On motion of Representative Kennedy the rules are suspended and the bill placed on 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 Representatives Snapp, Belk, Hicks and Kennedy:

H. B. 192, a bill to be entitled an act amending Section fifty-six of Chapter three hundred sixty-six of the Public-Local Laws of one thousand nine hundred thirty-nine entitled, "an act to continue the incorporation of the City of Charlotte and to codify, amend and consolidate the statutes that constitute the Charter of the City of Charlotte", so as to provide for the publication of a History of Charlotte and Mecklenburg County by the Public Library of Charlotte and Mecklenburg County.

On motion of Representative Hicks the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Belk and Hostetler:

H. B. 193, a bill to be entitled an act to amend General Statutes 58-79 relating to investment by domestic stock and mutual life insurance companies in North Carolina.

Referred to Committee on Insurance.

And,

H. B. 194, a bill to be entitled an act to amend General Statutes 58-210 to allow group life insurance policies on at least ten employees.

Referred to Committee on Insurance.

By Representative Bowman:

H. B. 195, a bill to be entitled an act to authorize the Board of County Commissioners of Brunswick County to call a special election for the authorization of an industrial development tax for Brunswick County and to create and fix the powers of an industrial development commission for Brunswick County.

Referred to Committee on Finance.

By Representative Leatherman:

H. B. 196, a bill to be entitled an act to amend General Statutes 163-172 so as to make elected officers and candidates ineligible to serve as markers; and to amend General Statutes 163-182 so as to require watchers to be qualified electors of the precinct for which they are appointed.

Referred to Committee on Elections and Election Laws.

## CALENDAR

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

H. B. 122, a bill to be entitled an act to amend Section 4 of Chapter 1062 of the 1953 Session Laws relating to the boundaries of the wards in the City of Elizabeth City.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Drummond, Edmisten, Everett, Gaither, Greenwood, Gregory, Hardy, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates and Zollicoffer—98.

Those voting in the negative are: None.

S. B. 36, a bill to be entitled an act to amend Chapter 157 of the General Statutes of North Carolina, referred to as "The Housing Authorities Law", by providing that said Chapter 157 of the General Statutes, known as "The Housing Authorities Law", shall apply to all cities and towns in Cherokee, Clay, Graham, Macon and Swain Counties having a population of five hundred or more inhabitants.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Drummond, Edmisten, Everett, Gaither, Greenwood, Gregory, Hardy, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Uzzell, Valentine, Venters, Wallace, Wat-



kins, Whitehurst, Whitley, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates and Zollicoffer—98.

Those voting in the negative are: None.

H. B. 123, a bill to be entitled an act to amend Section 3 of Chapter 1450 of the Session Laws of 1957 relating to fees for building permits in the extra-territorial planning and zoning district of the City of Elizabeth City.

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

H. B. 136, a bill to be entitled an act to amend Chapter 913 of the Session Laws of 1957 insofar as it relates to justices of the peace in Martin County.

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

H. B. 153, a bill to be entitled an act relating to elections in the City of Jacksonville in Onslow County.

On motion of Representative Venters consideration of the bill is postponed until Thursday, March 5, 1959.

H. B. 155, a bill to be entitled an act to authorize the Richmond County Board of Education to dispose of certain property at private sale.

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

H. B. 166, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Pasquotank County.

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

H. B. 176, a bill to be entitled an act amending Chapter 1160, Session Laws of 1953, relating to the filing of papers in the office of the Clerk of the Superior Court so as to make said Act applicable to Cabarrus County.

Representatives Regan and Britt of Robeson offer an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 179, a bill to be entitled an act authorizing the City of Charlotte to operate Air Transportation Service providing air transportation of passengers and property, including mail within and without the State of North Carolina in a territory within a radius of sixty-five miles of any municipal airport of the City of Charlotte.

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

S. B. 48, a bill to be entitled an act authorizing and empowering the Board of Commissioners of Forsyth County to construct water and sewer lines from the corporate limits of the City of Winston-Salem to unincorporated communities or locations in rural Forsyth County and for other purposes.

On motion of Representative Stone consideration of the bill is postponed until Friday, March 6, 1959.

On motion of Representative Womble the House adjourns and will meet tomorrow at 12 o'clock noon in Raleigh, North Carolina.

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## TWENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES

Thursday, March 5, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Dolley the courtesies of the floor are extended to the Honorable John Parkinson of Gaston County, a former member of the House of Representatives.

A leave of absence is granted Representative Wooten for Friday, March 6, 1959.

Leaves of absence are granted Representatives Yates, Long and Davis of Lenoir for Monday night, March 9, 1959.

On motion of Representative Yates, Lu Ann Whitmire, daughter of Representative and Mrs. Whitmire of Henderson County is made an honorary pageette of the House.

On motion of Representative Jones of Ashe, the courtesies of the floor are extended the Honorable Robert Rice, a former member of the House from Ashe County.

Mr. Speaker Hewlett extends the courtesies of the floor to Mr. Henry Mills, Sergeant-at-Arms of the South Carolina House of Representatives, the Honorable E. G. Grant, a member of the House of the South Carolina General Assembly and the Honorable Felix Wheeler, Chairman of the Richmond County Democratic Executive Committee of South Carolina.

The rules are suspended and the Honorable E. G. Grant is invited onto the floor of the House who brings greetings from the South Carolina Assembly and invites the members of the North Carolina Assembly to visit the South Carolina Assembly.

On motion of Representative Courtney the following boys and girls who are exchange students in the United States are made honorary page and pagettes of the House of Representatives: Makota Hyrahama, Tokyo, Japan; Erike Bartran, Munich, Germany, and Astrid Sundt, Trondheim, Norway.

On motion of Representative Courtney, Phillip Howell of Caldwell County is made an honorary page of the House of Representatives.

On motion of Representative Wilson the courtesies of the floor are extended the Honorable John O. Gunn, a former member of the House of Representatives.

Pursuant to motion heretofore made and adopted, Mr. Speaker Hewlett announces the appointment of the following Committee regarding the extending of courtesies of the balcony and galleries: Representatives Uzzell, Hunt and Bynum.

#### 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 Representative Holcombe, for the Committee on Elections and Election Laws.

H. B. 38, a bill to be entitled an act amending the Charter of the Town of Hayesville to provide for the nomination of candidates for the offices of Mayor and members of the Board of Commissioners by party primaries, to provide for terms of office of two years for such officers and to fix their compensation.

With a favorable report.

On motion of Representative Herbert the rules are suspended and the bill is placed on today's Calendar.

By Representative Blue, for the Committee on Finance.

H. B. 185, a bill to be entitled an act to authorize the reassessment and revaluation of real property in Wilson County for ad valorem tax purposes and to authorize the Board of County Commissioners of Wilson County to employ experts and to enter into the necessary contracts for said service and to authorize the levying of a special tax therefor.

With a favorable report.

By Representative Gaither, for the Committee on Penal Institutions.

H. B. 107, a bill to be entitled an act to amend General Statutes 148-33.1, relating to the sentencing, quartering and control of prisoners with work-day release privileges.

With a favorable report, as amended.

S. B. 27, a bill to be entitled an act to amend General Statutes 148-12 relating to the classification of prisoners.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 187, a bill to be entitled an act to amend General Statutes 112-1 relating to the incorporation and powers of association of the Confederate Woman's Home.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 149, a bill to be entitled an act to extend the corporate limits of the Town of Edenton in Chowan County.

With a favorable report.

H. B. 150, a bill to be entitled an act to provide for the appointment of a Vice-Recorder for the Recorder's Court of Bladen County.

With a favorable report.

H. B. 157, a bill to be entitled an act to permit the Board of County Commissioners of Craven County and the Board of Aldermen of the City of New Bern to appropriate funds in connection with the celebration of the Two Hundred Fiftieth Anniversary of the founding of New Bern, and to permit the City of New Bern to appropriate funds in connection with the celebration of the opening of Tryon Palace.

With a favorable report.

H. B. 164, a bill to be entitled an act appointing members of the Tax Equalization Board for Madison County, fixing their terms of office and meeting dates.

With a favorable report, as amended.

H. B. 168, a bill to be entitled an act to amend Section 3 of Chapter 1062 of the 1955 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955 relating to the corporate limits of the City of Elizabeth City.

With a favorable report, as amended.

H. B. 171, a bill to be entitled an act to amend Chapter 1261 of the Session Laws of 1953 relating to the Charter of the Town of Selma in Johnston County.

With a favorable report.

H. B. 180, a bill to be entitled an act to authorize the Board of County Commissioners of Sampson County to employ tax collectors on a commission basis.

With a favorable report.

H. B. 190, a bill to be entitled an act rewriting Section 22 of Chapter 39, Private Laws of 1907, and Section 1 of Chapter 271, Public-Local Laws of 1937, relating to the compensation of the mayor and members of the Board of Aldermen of the City of Newton.

With a favorable report.

H. B. 191, a bill to be entitled an act to prohibit the throwing of dead chickens, other fowl, eggs and any debris, trash or garbage in streams or along county roads and city streets in Clay County.

With a favorable report.

#### MESSAGE FROM THE SENATE

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

S. B. 58, a bill to be entitled an act to authorize the Board of County Commissioners of Granville County to pay additional fees to rabies inspectors.

Referred to Committee on Counties, Cities and Towns.

S. B. 69, a bill to be entitled an act to amend Chapter 524 of the Session Laws of 1957 relating to obstructions in streams and rivers as the same relates to Edgecombe County.

Referred to Committee on Conservation and Development.

S. B. 70, a bill to be entitled an act to amend Chapter 278 of the Session Laws of 1957 relating to the Town of Conetoe in Edgecombe County.

Referred to Committee on Counties, Cities and Towns.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Buchanan and Delamar:

H. R. 197, a joint resolution congratulating the North Carolina Chapter of the Future Business Leaders of America at its Fifth Annual Convention.

On motion of Representative Buchanan the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

A JOINT RESOLUTION CONGRATULATING THE NORTH CAROLINA CHAPTER OF THE FUTURE BUSINESS LEADERS OF AMERICA AT ITS FIFTH ANNUAL CONVENTION

WHEREAS, five hundred young North Carolinians representing seventy-five local groups of the North Carolina Chapter of the Future Business Leaders of America will convene in the Fifth Annual Convention in Durham, North Carolina, on Friday and Saturday, March 6 and 7, 1959; and

WHEREAS, the importance of high school and college training in the development of our future business leaders is being recognized by Friday, March 6, 1959, being proclaimed as "Future Business Leaders of America Day in North Carolina" by the Honorable Luther H. Hodges, Governor of this State; and

WHEREAS, Mr. Joe Collier, Jr., eighteen year old son of former State Representative and Mrs. T. J. Collier of Pamlico County, a Morehead scholar, and former page for four years in the North Carolina General Assembly, is President of the North Carolina Chapter of the Future Business Leaders of America, and in addition is National President of the Future Business Leaders of America:

NOW, THEREFORE,

Be it resolved by the Senate, the House of Representatives concurring:

Section 1. The General Assembly of North Carolina congratulates the North Carolina Chapter of the Future Business Leaders of America on its convening for its Fifth Annual Convention and wishes for it and all its members success in accomplishing the purposes and objects for which it was organized.

Section 2. A copy of this resolution shall be sent to the headquarters of the North Carolina Chapter of Future Business Leaders of America.

Section 3. This resolution shall become effective upon its adoption.

By Representatives Zollicoffer, Venters, Bell, Long, Hostetler, Bynum, Bowman and Wooten:

H. B. 198, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

Referred to Committee on Constitutional Amendments.

By Representative Whitehurst:

H. B. 199, a bill to be entitled an act to validate the application of the City of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

Referred to Committee on Local Government.

By Representatives Umstead, Byrd, Yates, Black and Spruill:

H. B. 200, a bill to be entitled an act to authorize the issuance of thirty-three million two hundred seventy five thousand dollars of bonds of the State to provide for capital improvements for State institutions and agencies subject to a vote of the qualified voters of the State.

Referred to Committee on Appropriations.

And,

H. B. 201, a bill to be entitled an act to provide for the issuance of nine million dollars in bonds of the State, and to reappropriate certain "Revolving Fund" sums, to provide for capital improvements for State institutions and agencies.

Referred to Committee on Appropriations.

By Representatives Askew and Jackson:

H. B. 202, a bill to be entitled an act to prevent the taking of deer on the Chowan River with the aid of boats.

Referred to Committee on Wildlife Resources.

By Representative Askew:

H. B. 203, a bill to be entitled an act to prohibit hunting in Gates County with firearms other than shotguns and rifles of .22 caliber or less.

Referred to Committee on Wildlife Resources.

By Representative Bowman:

H. B. 204, a bill to be entitled an act to amend General Statutes 20-125 so as to authorize sirens and flashing red lights to be equipped and used upon vehicles operated by sheriffs, deputy sheriffs and other peace officers in Brunswick County.

Referred to Committee on Judiciary No. 1.

By Representatives Gaither, Buchanan and Umstead:

H. B. 205, a bill to be entitled an act to rewrite General Statutes 14-346 and to amend General Statutes 148-70 relating to the disposition of the products of prison labor.

Referred to Committee on Penal Institutions.

By Representative Wilson:

H. B. 206, a bill to be entitled an act to amend General Statutes 15-80 with respect to waiver of extradition proceedings in Caswell County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 207, a bill to be entitled an act to amend General Statutes 14-335 with respect to public drunkenness in Caswell County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 208, a bill to be entitled an act relating to the dog warden of Caswell County.

Referred to Committee on Local Government.

And,

H. B. 209, a bill to be entitled an act rewriting Section 5 of Chapter 265, Session Laws of 1949, so as to authorize the Board of Commissioners of Caswell County to fix the times when the Recorder's Court of Caswell County shall conduct jury trials.

Referred to Committee on Local Government.

By Representatives Wooten and Whitehurst:

H. B. 210, a bill to be entitled an act to amend General Statutes 157-76 relating to the compensation of the Board of Viewers appointed to examine lands in the establishment of drainage districts.

Referred to Committee on Judiciary No. 1.

By Representative O'Neal:

H. B. 211, a bill to be entitled an act to authorize the Board of County Commissioners of Hyde County to make certain payments in connection with certain dredging operations and a public dock and for other purposes.

Referred to Committee on Local Government.

And,

H. B. 212, a bill to be entitled an act to authorize the Board of Drainage Commissioners of Hyde County Drainage District Number 7 to pay the balance of costs incurred by petitioners in establishment of drainage district in Hyde County.

Referred to Committee on Conservation and Development.

By Representative Story:

H. B. 213, a bill to be entitled an act prohibiting the sale of beer or wine within one mile of Mountain View Baptist Church or Mountain View Public School at Hays, North Carolina in Wilkes County.

Referred to Committee on Propositions and Grievances.

#### CALENDAR

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

H. B. 122, a bill to be entitled an act to amend Section 4 of Chapter 1062 of the 1953 Session Laws relating to the boundaries of the wards in the City of Elizabeth City.



Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Drummond, Edmisten, Etheridge, Gaither, Gobble, Gregory, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 38, a bill to be entitled an act amending the Charter of the Town of Hayesville to provide for the nomination of candidates for the offices of mayor and members of the board of commissioners by party primaries, to provide for terms of office of two years for such officers and to fix their compensation.

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

H. B. 153, a bill to be entitled an act relating to elections in the City of Jacksonville in Onslow County.

Representative Venters offers an amendment which is adopted.

Representative Venters offers the second amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 169, a bill to be entitled an act to provide for the abolition of Hyde County Drainage Districts Numbers 2 and 9.

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

S. B. 36, a bill to be entitled an act to amend Chapter 157 of the General Statutes of North Carolina, referred to as "The Housing Authorities Law", by providing that said Chapter 157 of the General Statutes, known as "The Housing Authorities Law", shall apply to all cities and towns in Cherokee, Clay, Graham, Macon and Swain Counties having a population of five hundred or more inhabitants.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge,

Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Drummond, Edmisten, Etheridge, Gaither, Gobble, Gregory, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 116, a bill to be entitled an act to amend General Statutes 106-369 relating to the purchase and resale of rabies vaccine and metal tags.

Representative Kiser moves that the bill be recommitted to the Committee on Agriculture, which motion fails.

The bill passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 117, a bill to be entitled an act to amend General Statutes 106-372 so as to eliminate the maximum dog vaccination fee which may be fixed by a board of county commissioners.

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

STATEMENT BY MEMBERS—MARCH 5, 1959

H. B. 116 and H. B. 117, relating to the vaccination of dogs for rabies passed without a record. Hence, I wish to record in the Journal my opposition to both of these bills.

s/ Thomas Turner

s/ John Kerr

By: Annie E. Cooper  
on instructions by  
Representative Kerr

H. B. 144, a bill to be entitled an act to amend General Statutes 15-203 relating to the duties of the Director of Probation, so as to authorize the Director of Probation to request extradition through the office of the Governor.

On motion of Representative Valentine consideration of the bill is postponed until Tuesday, March 10, 1959.

H. B. 147, a bill to be entitled an act to amend General Statutes 47-115 relating to the execution of powers of attorney.

Representative Uzzell offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 10:00 o'clock A.M.

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## TWENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Friday, March 6, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Leave of absence is granted Representative Lackey for Monday night and Tuesday, March 9 and 10, 1959.

On motion of Representative Buchanan, Eddie Miller of Cherokee County is made an honorary page of the House of Representatives.

On motion of Representative Bowman, Judy Morton, Catherine Morton, Jim Morton, and Hugh Morton, Jr., all of New Hanover County, are made honorary pagettes and pages, respectively, of the House.

On motion of Representative Taylor, Steven Godfrey Stancill of Radford, Virginia, is made an honorary page of the House of Representatives.

On motion of Representative Stone, Donald Joseph Farrell and James Ray Farrell of Forsyth County are made honorary pages of the House of Representatives.

On motion of Representative Hunter, Richard Morell Lonon of McDowell County is made an honorary page of the House of Representatives.

On motion of Representative Harris of Wake, William Randall Hagarth of Wake County is made an honorary page of the House.

### 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 Representative Hargett, for the Committee on Education.

H. B. 163, a bill to be entitled an act appointing members of the Madison County Board of Education and fixing their terms of office.

With a favorable report, as amended.

H. B. 178, a bill to be entitled an act amending General Statutes 115-121 to provide that supplemental elections in city administrative units formed from portions of contiguous counties may be called and conducted by the governing body of the municipality rather than by the board of county commissioners.

With a favorable report, as amended.

S. B. 8, a bill to be entitled an act relating to the letting of public contracts for school construction purposes in Brunswick County.

With a favorable report.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 147, a bill to be entitled an act to amend General Statutes 47-115 relating to the execution of powers of attorney.

H. B. 153, a bill to be entitled an act relating to elections in the City of Jacksonville in Onslow County.

H. B. 176, a bill to be entitled an act amending Chapter 1160, Session Laws of 1953, relating to the filing of papers in the office of the clerk of the Superior Court so as to make said act applicable to Cabarrus County.

#### MESSAGE FROM THE SENATE

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

S. B. 32, a bill to be entitled an act to amend General Statutes 148-4 relating to the control and custody of prisoners.

Referred to Committee on Penal Institutions.

S. B. 67, a bill to be entitled an act to amend General Statutes 54-1 relating to the application of the terms "building and loan association", "building association", and "savings and loan association".

Referred to Committee on Insurance.

H. B. 45, a bill to be entitled an act validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17(c) (2) have not been complied with.

Returned for concurrence in Senate amendment.

On motion of Representative Jordan the House concurs in the Senate amendment and the bill is ordered enrolled.

Representative Hill of Catawba offers the following House resolution which is adopted.

A RESOLUTION CONGRATULATING THE BASKETBALL TEAM OF  
LENOIR RHYNE COLLEGE

WHEREAS, the Lenoir Rhyne College basketball team on Wednesday night, March 4, 1959, defeated the Western Carolina College team by the score of forty-eight to forty-two; and

WHEREAS, by virtue of said victory, Lenoir Rhyne College earned the right to represent the States of North Carolina and South Carolina in the National Association of Collegiate Athletics Small College Tournament; and

WHEREAS, the team will go to Kansas City next week to compete in said tournament: NOW, THEREFORE, Be it resolved by the House of Representatives:

Section 1. The North Carolina House of Representatives and the people of the State do hereby extend its congratulations to the Lenoir Rhyne College team and send best wishes for its every success in its trip and in the games in which it will compete.

Section 2. A copy of this resolution shall be forwarded to Coach Bill Wells of Lenoir Rhyne College in order that he might convey these congratulations to the members of his team.

Section 3. This resolution shall become effective upon its adoption.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Philpott:

H. B. 214, a bill to be entitled an act to amend the Charter of the City of Thomasville by redefining the boundaries of the four wards of the City of Thomasville.

Referred to Committee on Local Government.

And,

H. B. 215, a bill to be entitled an act providing that the boundaries of the City of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the City of Thomasville.

Referred to Committee on Local Government.

And,

H. B. 216, a bill to be entitled an act to amend the Charter of the City of Thomasville by defining the corporate limits of the city to include the areas annexed prior to December 31, 1958.

Referred to Committee on Local Government.

By Representative Hargett:

H. B. 217, a bill to be entitled an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

Referred to Committee on Education.

By Representative Crawford of Swain:

H. B. 218, a bill to be entitled an act amending General Statutes 148-11 so as to authorize the superintendents of prison camps to process meat products and vegetables in processing plants in each prison.

Referred to Committee on Penal Institutions.

By Representatives Humphrey, Turner, Kemp and Hunt:

H. B. 219, a bill to be entitled an act relating to the schools of the Greensboro City Administrative Unit and to the governing body thereof as set out in Chapter 385, Session Laws, 1949, and the amendments thereto.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

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

H. B. 149, a bill to be entitled an act to extend the corporate limits of the Town of Edenton in Chowan County.

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

Those voting in the affirmative are: Representatives Ansell, Belk, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Drummond, Etheridge, Gaither, Gobble, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Satterfield, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, and Yarborough—78.

Those voting in the negative are: None.

H. B. 185, a bill to be entitled an act to authorize the reassessment and revaluation of real property in Wilson County for ad valorem tax purposes and to authorize the Board of County Commissioners of Wilson

County to employ experts and to enter into the necessary contracts for said service and to authorize the levying of a special tax therefor.

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

Those voting in the affirmative are: Representatives Ansell, Belk, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Drummond, Etheridge, Gaither, Gobble, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Satterfield, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, and Yarborough—78.

Those voting in the negative are: None.

H. B. 168, a bill to be entitled an act to amend Section 3 of Chapter 1062 of the 1955 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955 relating to the corporate limits of the City of Elizabeth City.

On motion of Representative Kemp the committee amendment is adopted, which constitutes the first reading of the bill.

The bill remains on the Calendar for its second reading roll call.

H. B. 150, a bill to be entitled an act to provide for the appointment of a Vice-Recorder for the Recorder's Court of Bladen County.

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

H. B. 164, a bill to be entitled an act appointing members of the Tax Equalization Board for Madison County, fixing their terms of office and meeting dates.

On motion of Representative Kemp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 171, a bill to be entitled an act to amend Chapter 1261 of the Session Laws of 1953 relating to the Charter of the Town of Selma in Johnston County.

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

H. B. 191, a bill to be entitled an act to prohibit the throwing of dead chickens, other fowl, eggs and any other debris, trash or garbage in streams or along county roads and city streets in Clay County.

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 authorize the Board of County Commissioners of Sampson County to employ tax collectors on a commission basis.

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

H. B. 190, a bill to be entitled an act rewriting Section 22 of Chapter 39, Private Laws of 1907, and Section 1 of Chapter 271, Public-Local Laws of 1937, relating to the compensation of the Mayor and members of the Board of Aldermen of the City of Newton.

On motion of Representative Kemp consideration of the bill is postponed until Tuesday, March 10, 1959.

S. B. 48, a bill to be entitled an act authorizing and empowering the Board of Commissioners of Forsyth County to construct water and sewer lines from the corporate limits of the City of Winston-Salem to unincorporated communities or locations in rural Forsyth County and for other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 107, a bill to be entitled an act to amend General Statutes 148-33.1, relating to the sentencing, quartering, and control of prisoners with work-day release privileges.

On motion of Representative Gaither the committee amendment is withdrawn.

The bill passes its second reading.

Representative McLaughlin objects to the third reading of the bill and the bill remains on the Calendar for its third reading.

H. B. 187, a bill to be entitled an act to amend General Statutes 112-1 relating to the incorporation and powers of association of the Confederate Woman's Home.

On motion of Representative Turner consideration of the bill is postponed until Monday night, March 9, 1959.

H. B. 157, a bill to be entitled an act to permit the Board of County Commissioners of Craven County and the Board of Aldermen of the City of New Bern to appropriate funds in connection with the celebration of the Two Hundred Fiftieth Anniversary of the founding of New Bern, and to permit the City of New Bern to appropriate funds in connection with the celebration of the opening of Tryon Palace.

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

S. B. 27, a bill to be entitled an act to amend General Statutes 148-12 relating to the classification of prisoners.



Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Whitehurst, 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. 93. A Joint Resolution expressing appreciation to the Charlotte Chamber of Commerce, to the officials of the City of Charlotte and of Mecklenburg County, and to the citizens of Charlotte and Mecklenburg County for the hospitality shown to the members of the General Assembly on the occasion of the visit of the General Assembly to Charlotte, March 4, 1959.

H. R. 197. A Joint Resolution congratulating the North Carolina Chapter of the Future Business Leaders of America at its Fifth Annual Convention.

S. B. 36. An Act to amend Chapter 157 of the General Statutes of North Carolina, referred to as "The Housing Authorities Law", by providing that said Chapter 157 of the General Statutes, known as "The Housing Authorities Law", shall apply to all cities and towns in Cherokee, Clay, Graham, Macon, and Swain Counties having a population of five hundred or more inhabitants.

S. B. 92. An Act to amend Chapter 538, Public-Local Laws of 1911, to authorize the Board of County Commissioners of Mecklenburg County to fix the compensation to be paid to the members of the Mecklenburg Drainage Commission.

H. B. 17. An Act authorizing the President of Western Carolina College to appoint law enforcement officers for duty on the campus of said institution.

H. B. 94. An Act to provide for the appointment of a Clerk of the Mayor's Court of the Town of Farmville in Pitt County.

H. B. 95. An Act to validate the application of the City of Reidsville for a certain gasoline tax refund which application was inadvertently filed too late.

H. B. 96. An Act to amend the Charter of the City of Lexington by striking out the words "Board of Commissioners" or "Commissioners" wherever they are found and substituting the words "City Council" and "Councilmen", respectively.

H. B. 97. An Act to amend Section 7 of Chapter 22 of the Private Laws of 1935 relating to jurisdiction of the Lexington Utilities Commission over city-owned property.

H. B. 101. An Act to amend General Statutes 20-24 relating to the notation of convictions entered on driver's license.

H. B. 113. An Act amending the Charter of the Town of Cornelius as contained in Chapter 367, Private Laws of 1905, relative to the duties of

the Town Constable, the Clerk and Treasurer, and the compensation of the members of the Board of Commissioners.

H. B. 192. An Act amending Section 56 of Chapter 366 of the Public-Local Laws of 1939 entitled, "an act to continue the incorporation of the City of Charlotte, and to codify, amend, and consolidate the statutes that constitute the Charter of the City of Charlotte", so as to provide for the publication of a History of Charlotte and Mecklenburg County by the Public Library of Charlotte and Mecklenburg County.

H. B. 32. An Act to authorize the Board of County Commissioners of Wilkes County to levy a special tax for the purpose of defraying the cost of revaluation and reassessment of real property in said county.

H. B. 48. An Act to authorize the Board of County Commissioners to fix the salaries and fees of all officials of Chowan County.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 10 o'clock A.M.

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## TWENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, March 7, 1959

The House meets pursuant to adjournment and is called to order by Representative McLaughlin, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Hargett, for the Committee on the Journal, reports the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Harris of Wake the House adjourns to meet Monday night at 8 o'clock.

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## TWENTY-NINTH DAY

HOUSE OF REPRESENTATIVES  
Monday Night, March 9, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Williamson, Thomas E. Williamson, Jr. of Wake County is made an honorary page of the House.

Mr. Speaker Hewlett extends the courtesies of the floor to the Honorable John Morris, a former member of the House from New Hanover County.

On motion of Representative Byrd, George Herman Sherrill of Wake County is made an honorary page of the House of Representatives.

Mr. Speaker Hewlett names James H. Adams, Jr. and Elizabeth Marlene Adams of New Hanover County honorary page and pagette, respectively, of the House of Representatives.

Representative Davis of Rutherford County is granted a leave of absence for tonight and Tuesday, March 10, 1959, due to a death in the family.

Mr. Speaker Hewlett announces the following Committee to serve in preparing an Easter program for Friday, March 27, 1959, to be held in the Hall of the House: Representatives Thomas, Britt of Bladen and Raby.

#### 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. 51, a bill to be entitled an act to amend General Statutes 7-103 relating to the jurisdiction of the Gaston County Domestic Relations and Juvenile Court.

Referred to Committee on Judiciary No. 2.

S. B. 57, a bill to be entitled an act to provide for an election on the question of increasing the terms of office for the Mayor and Board of Commissioners of the City of Kings Mountain.

Referred to Committee on Counties, Cities and Towns.

S. B. 82, a bill to be entitled an act to amend Chapter 1 of the General Statutes so as to state the effect on a counterclaim of the granting of a nonsuit as to the plaintiff's cause of action.

Referred to Committee on Judiciary No. 1.

S. B. 86, a bill to be entitled an act to amend General Statutes 47-18 so as to make it correspond with General Statutes 47-20 and General Statutes 47-20.1 with regard to lien creditors and place of registration.

Referred to Committee on Judiciary No. 1.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Uzzell:

H. R. 220, a joint resolution honoring the life and memory of Stahle

Linn, Sr., a former member of the General Assembly from Rowan County.

On motion of Representative Uzzell the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

**A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF STAHLE LINN, SR., A FORMER MEMBER OF THE GENERAL ASSEMBLY FROM ROWAN COUNTY.**

WHEREAS, Stahle Linn, Sr. died on the 9th day of March, 1959, after a long, distinguished and successful career as a statesman, lawyer, public servant and public spirited citizen of North Carolina; and

WHEREAS, Stahle Linn, Sr. ably and well served his County of Rowan and the State as a member of the General Assembly, giving freely of his time and talents in the interests of the people of North Carolina in the performance of his official duties; and

WHEREAS, Stahle Linn, Sr. was a distinguished graduate of the University of North Carolina, he served with distinction as a member of the North Carolina Code Revision Commission during 1917 and 1918, and was Chairman of the Board of Education of the City of Salisbury from 1929 to 1939; and

WHEREAS, Stahle Linn, Sr. was an active and enthusiastic member of State, County and American Bar Associations; and

WHEREAS, his passing represents to many of us the loss of a loyal, personal friend, and to his Community and State itself the loss of an untiring, patriotic and unselfish citizen and public servant: NOW THEREFORE,

Be it resolved by the House of Representatives, the Senate concurring:

Section 1. In the death of Stahle Linn, Sr., the State of North Carolina has lost one of its most distinguished sons, and the General Assembly, here, tonight, pauses and remembers with pride his character and achievements, and pays tribute to a man who lived so useful and practical a life.

Section 2. A copy of this Resolution shall be spread upon the minutes of the House of Representatives of the General Assembly of North Carolina as a permanent record, sharing the honor and respect paid to Stahle Linn, Sr., by this House, and a copy of the same shall be sent to his family.

Section 3. This Resolution shall become effective upon its adoption.

By Representative Blue:

H. B. 221, a bill to be entitled an act to amend Article 24 of Chapter 7 of the General Statutes of North Carolina, relating to Recorders' Courts as it applies to such Court in the Town of Southern Pines.

Referred to Committee on Counties, Cities and Towns.

By Representative Uzzell:

H. B. 222, a bill to be entitled an act to appropriate funds for the acquisition of the Michael Braun house (the Old Stone House) near Salisbury in Rowan County for preservation as a historic shrine.

Referred to Committee on Appropriations.

By Representative Womble:

H. B. 223, a bill to be entitled an act to amend General Statutes 20-149(b) so as to provide that the failure of an overtaking driver to sound his horn shall not constitute negligence or contributory negligence per se in any civil action.

Referred to Committee on Judiciary No. 2.

By Representative Snapp:

H. B. 224, a bill to be entitled an act to amend General Statutes 14-249 relating to the limit that may be expended for the purchase of motor vehicles by the State of North Carolina.

Referred to Committee on State Government.

By Representative Whitmire:

H. B. 225, a bill to be entitled an act to amend General Statutes 105-287 relating to listing and assessment of taxes in Henderson County.

Referred to Committee on Judiciary No. 2.

By Representative Yarborough:

H. B. 226, a bill to be entitled an act to amend, alter and rewrite the Constitution of North Carolina.

Referred to Committee on Constitutional Amendments.

By Representatives Rodenbough, Kemp, Humphrey, Harris of Wake, Snapp, Turner, Jones of Pitt and Hunt:

H. B. 227, a bill to be entitled an act to amend Paragraph 15 of Section 108-3 of the General Statutes of North Carolina, relating to the licensing of Boarding Homes.

Referred to Committee on Public Welfare.

By Representative Hill of Catawba:

H. B. 228, a bill to be entitled an act to amend Chapter 68 of the Private Laws of 1913 relating to the Charter of the City of Hickory in Catawba County.

Referred to Committee on Local Government.

By Representative Phelps:

H. B. 229, a bill to be entitled an act rewriting Sections one and two of Chapter 575, Session Laws of 1957, fixing the compensation of the Sheriff of Washington County and his deputies, and providing that the Board of County Commissioners of said County shall determine the number of deputies to be appointed by the Sheriff.

Referred to Committee on Salaries and Fees.

And,

H. B. 230, a bill to be entitled an act to postpone revaluation of real property for ad valorem taxes in Washington County until the year 1963.

Referred to Committee on Judiciary No. 1.

By Representatives Johnson, Buchanan and Womble:

H. B. 231, a bill to be entitled an act to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges.

Referred to Committee on Wildlife Resources.

By Representatives Johnson and Hostetler:

H. B. 232, a bill to be entitled an act to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the Wildlife Resources Commission.

Referred to Committee on Wildlife Resources.

By Representative Raby:

H. B. 233, a bill to be entitled an act repealing Chapter 10, Public-Local Laws of 1941, abolishing tax penalties, insofar as the same applies to Macon County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 234, a bill to be entitled an act amending Chapter 34, Session Laws of 1951, relating to the fees of jurors in Macon County.

Referred to Committee on Salaries and Fees.

And,

H. B. 235, a bill to be entitled an act amending Chapter 1104, Session Laws of 1955, as amended by Chapter 1383, Session Laws of 1957, so as to remove Macon County from the provisions of said Act.

Referred to Committee on Judiciary No. 2.

By Representative Herbert:

H. B. 236, a bill to be entitled an act to amend General Statutes 20-7(f) to waive the requirement of an examination of applicants for renewal of operator's license when applicants have been licensed and operated motor vehicles safely for ten years.

Referred to Committee on Roads and Highway Safety.

By Representative Lloyd:

H. B. 237, a bill to be entitled an act providing that absentee voting shall be inapplicable to the election of members of the General Assembly, county and township officials in Graham County; repealing the provisions of General Statutes 163-172, General Statutes 163-173 and General Statutes 163-174, except as to blind persons, so far as the same relate to the primary and general elections in Graham County; and providing that husband and wife may assist each other in preparation of their ballots.

Referred to Committee on Elections and Election Laws.

By Representative Long:

H. B. 238, a bill to be entitled an act to authorize the North Carolina Industrial Commission to hear and pass upon the claim of Effie M. Cook, Administratrix of the estate of Dallas F. Cook, deceased, against the North Carolina State Prison Department according to the law and procedure established for determining tort claims against State departments and agencies.

Referred to Committee on Judiciary No. 1.

And,

H. B. 239, a bill to be entitled an act to amend General Statutes 153-13 relating to the compensation of the members of the Board of County Commissioners of Alamance County.

Referred to Committee on Salaries and Fees.

By Representatives Long and Bell:

H. B. 240, a bill to be entitled an act to define the duties of the Attorney General and other officers with respect to the prosecution of crime and the administration of the criminal laws of the State.

Referred to Committee on Judiciary No. 2.

By Representatives Gaither, Ansell and Black:

H. B. 241, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of \$75,000 to the North Carolina Board of Correction and Training to renovate and alter surplus properties at the North Carolina Sanatorium at McCain to provide facilities for training approximately 150 students.

Referred to Committee on Appropriations.

## CALENDAR

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

H. B. 149, a bill to be entitled an act to extend the corporate limits of the Town of Edenton in Chowan County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Delamar, Dill, Doughton, Drummond, Edmisten, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—107.

Those voting in the negative are: None.

H. B. 185, a bill to be entitled an act to authorize the reassessment and revaluation of real property in Wilson County for ad valorem tax purposes and to authorize the Board of County Commissioners of Wilson County to employ experts and to enter into the necessary contracts for said service and to authorize the levying of a special tax therefor.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Delamar, Dill, Doughton, Drummond, Edmisten, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, White-



hurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—107.

Those voting in the negative are: None.

H. B. 168, a bill to be entitled an act to amend Section 3 of Chapter 1062 of the 1955 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955 relating to the corporate limits of the City of Elizabeth City.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Delamar, Dill, Doughton, Drummond, Edmisten, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—107.

Those voting in the negative are: None.

H. B. 163, a bill to be entitled an act appointing members of the Madison County Board of Education and fixing their terms of office.

On motion of Representative Hargett the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 8, a bill to be entitled an act relating to the letting of public contracts for school construction purposes in Brunswick County.

Passes its second and third readings and is ordered enrolled.

H. B. 107, a bill to be entitled an act to amend General Statutes 148-33.1 relating to the sentencing, quartering and control of prisoners with work-day release privileges.

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

H. B. 178, a bill to be entitled an act amending General Statutes 115-121

to provide that supplemental elections in city administrative units formed from portions of contiguous counties may be called and conducted by the governing body of the municipality rather than by the board of county commissioners.

On motion of Representative Hargett the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 187, a bill to be entitled an act to amend General Statutes 112-1 relating to the incorporation and powers of association of the Confederate Woman's Home.

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

On motion of Representative Uzzell and pursuant to House Resolution heretofore adopted, the House adjourns in honor of the memory of the late Stahle Linn, Sr., a former member of the House from Rowan County and will meet tomorrow at 12 o'clock noon.

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## THIRTIETH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, March 10, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Yates, Jimmy Whitmire, son of Representative and Mrs. Whitmire of Henderson County, is made an honorary page of the House.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 163, a bill to be entitled an act appointing members of the Madison County Board of Education and fixing their terms of office.

H. B. 164, a bill to be entitled an act appointing members of the Tax Equalization Board for Madison County, fixing their terms of office and meeting dates.

H. B. 178, a bill to be entitled an act amending General Statutes 115-121 to provide that supplemental elections in city administrative units formed from portions of contiguous counties may be called and conducted by the governing body of the municipality rather than by the board of county commissioners.

#### 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 Representative Dill, for the Committee on Counties, Cities and Towns.

H. B. 174, a bill to be entitled an act creating a Civil Service Commission in the City of Hendersonville, North Carolina, for the members of the Hendersonville Police Department and the Hendersonville Fire Department, and fixing the duties, responsibilities and qualifications thereof.

With a favorable report.

H. B. 175, a bill to be entitled an act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

With a favorable report.

H. B. 221, a bill to be entitled an act to amend Article 24 of Chapter 7 of the General Statutes of North Carolina, relating to Recorders' Courts as it applies to such Court in the Town of Southern Pines.

With a favorable report.

S. B. 29, a bill to be entitled an act amending the Charter of the Board of Light and Water Commissioners of the City of Concord.

With a favorable report.

S. B. 57, a bill to be entitled an act to provide for an election on the question of increasing the terms of office for the Mayor and Board of Commissioners of the City of Kings Mountain.

With a favorable report.

S. B. 58, a bill to be entitled an act to authorize the Board of County Commissioners of Granville County to pay additional fees to rabies inspectors.

With a favorable report.

S. B. 59, a bill to be entitled an act to amend Chapter 1041 of the Session Laws of 1949 relating to the Halifax County Law Enforcement Officers' Relief Act.

With a favorable report.

S. B. 70, a bill to be entitled an act to amend Chapter 278 of the Session Laws of 1957 relating to the Town of Conetoe in Edgecombe County.

With a favorable report.

By Representative Thomas, for the Committee on Salaries and Fees:

H. B. 183, a bill to be entitled an act amending Chapter 103, Session Laws of 1945, fixing the fees for jurors and grand jurors in Washington County.

With a favorable report.

H. B. 186, a bill to be entitled an act relating to the compensation of jurors in Rowan County.

With a favorable report.

By Representative Johnson, for the Committee on Wildlife Resources.

H. B. 203, a bill to be entitled an act to prohibit hunting in Gates County with firearms other than shotguns and rifles of .22 calibre or less.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 172, a bill to be entitled an act amending Chapter 124 of the 1955 Session Laws, as amended, providing for the regulation of the subdivision of land in and around the City of Charlotte by substituting an enlarged territory covered by said Act.

With a favorable report.

H. B. 173, a bill to be entitled an act amending Chapter 123 of the 1955 Session Laws, as amended, to extend the planning, zoning, building regulation and subdivision regulation powers of the City of Charlotte and its governing body to a described territory beyond and surrounding the corporate limits of the City of Charlotte by substituting an enlarged territory covered by said Act.

With a favorable report.

H. B. 199, a bill to be entitled an act to validate the application of the City of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

With a favorable report, as amended.

H. B. 208, a bill to be entitled an act relating to the dog warden of Caswell County.

With a favorable report.

H. B. 209, a bill to be entitled an act rewriting Section 5 of Chapter 265, Session Laws of 1949, so as to authorize the Board of Commissioners of Caswell County to fix the times when the Recorder's Court of Caswell County shall conduct jury trials.

With a favorable report.

H. B. 211, a bill to be entitled an act to authorize the Board of County Commissioners of Hyde County to make certain payments in connection with certain dredging operations and a public dock and for other purposes.

With a favorable report.

H. B. 214, a bill to be entitled an act to amend the Charter of the City of Thomasville by redefining the boundaries of the four wards of the City of Thomasville.

With a favorable report.

H. B. 215, a bill to be entitled an act providing that the boundaries of the City of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the City of Thomasville.

With a favorable report.

H. B. 216, a bill to be entitled an act to amend the Charter of the City of Thomasville by defining the corporate limits of the City to include the areas annexed prior to December 31, 1958.

With a favorable report.

H. B. 228, a bill to be entitled an act to amend Chapter 68 of the Private Laws of 1913 relating to the Charter of the City of Hickory in Catawba County.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 127, a bill to be entitled an act to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the State for law enforcement purposes.

With a favorable report, as amended.

H. B. 225, a bill to be entitled an act to amend General Statutes 105-287 relating to listing and assessment of taxes in Henderson County.

With a favorable report.

H. B. 233, a bill to be entitled an act repealing Chapter 10, Public-Local Laws of 1941, abolishing tax penalties, insofar as the same applies to Macon County.

With a favorable report.

H. B. 235, a bill to be entitled an act amending Chapter 1104, Session Laws of 1955, as amended by Chapter 1383, Session Laws of 1957, so as to remove Macon County from the provisions of said Act.

With a favorable report.

S. B. 51, a bill to be entitled an act to amend General Statutes 7-103

relating to the jurisdiction of the Gaston County Domestic Relations and Juvenile Court.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 146, a bill to be entitled an act to amend Chapter 1058, Session Laws of 1957, relating to the prevention of false advertising as to going-out-of-business sales, and making amendments applicable only to Cumberland County.

With an unfavorable report.

H. B. 204, a bill to be entitled an act to amend General Statutes 20-125 so as to authorize sirens and flashing red lights to be equipped and used upon vehicles operated by sheriffs, deputy sheriffs and other peace officers in Brunswick County.

With a favorable report.

H. B. 207, a bill to be entitled an act to amend General Statutes 14-335 with respect to public drunkenness in Caswell County.

With a favorable report.

H. B. 210, a bill to be entitled an act to amend General Statutes 157-76 relating to the compensation of the board of viewers appointed to examine lands in the establishment of drainage districts.

With a favorable report, as amended.

H. B. 230, a bill to be entitled an act to postpone revaluation of real property for ad valorem taxes in Washington County until the year 1963.

With a favorable report.

#### 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. 116, a joint resolution inviting His Excellency, The Governor, to address a joint session of the Senate and House of Representatives at twelve o'clock noon, March 12, 1959.

On motion of Representative Hunt the rules are suspended and the resolution placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

Pursuant to the above message Mr. Speaker Hewlett appoints as a Committee on the part of the House to act with a like Committee on the part of the Senate to invite the Governor to address the Joint Assembly,

Representatives Taylor, Whitley and Newman 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 Representative Childers:

H. B. 242, a bill to be entitled an act to amend General Statutes 7-186 relating to Recorders' Courts, as the same applies to such Court in the Town of Mount Holly, Gaston County.

Referred to Committee on Courts and Judicial Districts.

And,

H. B. 243, a bill to be entitled an act to provide for the transfer of criminal cases from the Bessemer City Recorder's Court to the Superior Court of Gaston County when trial by jury is demanded.

Referred to Committee on Courts and Judicial Districts.

By Representative Delamar:

H. B. 244, a bill to be entitled an act authorizing the Town of Oriental to appropriate to the Pamlico County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Oriental School.

Referred to Committee on Local Government.

And,

H. B. 245, a bill to be entitled an act rewriting Section 4 of Chapter 937, Session Laws of 1949, so as to authorize the Sheriff of Pamlico County to appoint deputies and to authorize the County Board of Commissioners of said County to fix the compensation of such deputies.

Referred to Committee on Local Government.

By Representatives Kemp and Brock:

H. B. 246, a bill to be entitled an act to reimburse Robert James of Davie County for injuries received by him in aiding an officer in the arrest of one Jack Peacock.

Referred to Committee on Appropriations.

By Representatives Henley and High:

H. B. 247, a bill to be entitled an act to prevent false advertising as to going-out-of-business sales in Cumberland County.

Referred to Committee on Judiciary No. 1.

By Representatives Davis of Lenoir, Umstead, Doughton and Venters:

H. B. 248, a bill to be entitled an act to amend Article 7 of Chapter

35 of the General Statutes relating to sterilization of grossly sexually delinquent persons.

Referred to Committee on Health.

By Representative Barwick:

H. B. 249, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of two thousand dollars to Elizabeth City State Teachers College to aid in defraying the expenses of the inauguration of the new President of the College.

Referred to Committee on Appropriations.

By Representative Hardy:

H. B. 250, a bill to be entitled an act to prohibit the falling of trees in Contentnea Creek in Greene County.

Referred to Committee on Wildlife Resources.

By Representative Hill of Catawba:

H. B. 251, a bill to be entitled an act to divide the City of Hickory into six wards and to provide for new registration.

Referred to Committee on Local Government.

By Representative Hostetler:

H. B. 252, a bill to be entitled an act to amend paragraph (2) of General Statutes 97-2 so as to provide for the extension of Workmen's Compensation coverage to all officers and employees of municipal corporations and political subdivisions of the State.

Referred to Committee on Insurance.

#### CALENDAR

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

H. B. 168, a bill to be entitled an act to amend Section 3 of Chapter 1062 of the 1955 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955 relating to the corporate limits of the City of Elizabeth City.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe



of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 190, a bill to be entitled an act rewriting Section 22 of Chapter 39, Private Laws of 1907 and Section 1 of Chapter 271, Public-Local Laws of 1937, relating to the compensation of the Mayor and members of the Board of Aldermen of the City of Newton.

On motion of Representative Kemp the bill is recommitted to the Committee on Local Government.

H. B. 144, a bill to be entitled an act to amend General Statutes 15-203 relating to the duties of the Director of Probation, so as to authorize the Director of Probation to request extradition through the office of the Governor.

On motion of Representative Valentine the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 27. An Act to amend General Statutes 148-12 relating to the classification of prisoners.

S. B. 48. An Act authorizing and empowering the Board of Commissioners of Forsyth County to construct water and sewer lines from the corporate limits of the City of Winston-Salem to unincorporated communities or locations in rural Forsyth County and for other purposes.

H. B. 45. An Act validating certain foreclosure sales under mortgages and deeds of trust when the provisions of General Statutes 45-21.17(c) (2) have not been complied with.

H. B. 79. An Act amending General Statutes 160-29 and General Statutes 160-30 relating to regulation of municipal elections in the City of Newton and fixing the time for the holding thereof.

H. B. 89. An Act to authorize the Town of Forest City and the Rutherford County Board of Education to enter into a contract with respect to providing certain recreation facilities.

H. B. 108. An Act granting power and authority to the Governing Body of the City of Washington to provide by ordinance regulations for the use by vehicles of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

H. B. 138. An Act rewriting Section 6 of Chapter 219, Private Laws of 1911 as amended by Chapter 46, Private Laws of 1915, and rewritten by Chapter 36, Private Laws of 1933 relating to the election of commissioners of the Town of Smithfield in Johnston County.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 12 o'clock noon.

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## THIRTY-FIRST DAY

HOUSE OF REPRESENTATIVES  
Wednesday, March 11, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Crawford of Swain the courtesies of the floor are extended the Honorable Wallace Martin, a former member of the House from Swain County.

On motion of Representative Bowman the courtesies of the floor are extended the Honorable W. J. McLamb, a former member of the House from Brunswick County.

### 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 Representative Snapp, for the Committee on State Government.

H. B. 23, a bill to be entitled an act authorizing the appointment of acting heads of certain State agencies in certain cases.

With a favorable report.

H. B. 24, a bill to be entitled an act providing for the appointment of acting officers in certain cases.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Snapp the substitute bill is adopted.

H. B. 35, a bill to be entitled an act to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

With a favorable report.

H. B. 224, a bill to be entitled an act to amend General Statutes 14-249 relating to the limit that may be expended for the purchase of motor vehicles by the State of North Carolina.

With a favorable report.

By Representative Watkins, for the Committee on Public Utilities.

H. B. 111, a bill to be entitled an act to amend General Statutes 62-121.29 relating to tariffs of common carriers.

With a favorable report.

H. B. 112, a bill to be entitled an act to amend General Statutes 62-121.47 relating to exemptions from the Bus Act of 1949.

With a favorable report.

S. B. 44, a bill to be entitled an act to amend General Statutes 60-84 and General Statutes 60-87 relating to company police.

With a favorable report.

S. B. 45, a bill to be entitled an act to amend Chapter 62 of the General Statutes relating to public utilities.

With a favorable report, as amended.

By Representative Blue, for the Committee on Finance.

H. B. 184, a bill to be entitled an act rewriting Section 1 of Chapter 574, Session Laws of 1957, which amends General Statutes 105-345 relating to penalties and deductions for non-payment of taxes, so far as the same applies to Washington County.

With a favorable report.

By Representative Hargett, for the Committee on Education.

H. B. 217, a bill to be entitled an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

With a favorable report, as amended.

H. B. 145, a bill to be entitled an act to amend General Statutes 115-186 relating to public school bus routes.

With a favorable report.

On motion of Representative Hargett the bill is recommitted to Committee on Appropriations.

H. B. 148, a bill to be entitled an act to appropriate funds to provide for clerical assistance in the public schools.

With a favorable report.

On motion of Representative Hargett the bill is recommitted to Committee on Appropriations.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 144, a bill to be entitled an act to amend General Statutes 15-203 relating to the duties of the Director of Probation, so as to authorize the Director of Probation to request extradition through the office of the Governor.

H. B. 168, a bill to be entitled an act to amend Section 3 of Chapter 1062 of the 1953 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955 relating to the corporate limits of the City of Elizabeth City.

#### MESSAGE FROM THE SENATE

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

S. R. 118, a joint resolution honoring the life and memory of Robert March Hanes.

On motion of Representative Gobble the rules are suspended and the resolution placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

#### JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF ROBERT MARCH HANES

WHEREAS, on the 10th day of March, 1959, there ended the life span which began for Robert March Hanes on September 22, 1890; and

WHEREAS, The General Assembly of North Carolina and its several members are profoundly saddened by his passing but are thankful that

we knew him, are shocked that his work is over but are proud of his many accomplishments, are stunned by the loss of such a leader but are confident that we, and all of the people of North Carolina, will complete his unfinished tasks and will move onward and upward, warmed by the memory of his friendship and inspired by his great example; and

WHEREAS, from the time when he volunteered for military service in the United States Army in 1917, continuously through his self-sacrificing and physically heroic last great achievement, the launching of the hopeful Research Triangle program at the memorable meeting in Raleigh on January 9, 1959, Bob Hanes devoted his great talents and his abounding energy to serving his State and his Nation, building people and building things; and

WHEREAS, we are proud of his great achievements in banking. We are proud that he was President of the American Bankers Association. We are proud that he served his Nation as Director of Economic Affairs for Germany after World War II. Especially are we proud that he served as a member of the General Assembly of North Carolina, in the House of Representatives in 1929 and 1931 and in the Senate in 1933. We are proud of his many other splendid services, too numerous to be set forth here. We are proud that he was the man that he was.

When he entered a room he lighted it.

When he spoke to a man he lifted him.

When he took on a job or accepted a responsibility he put into it every thing which he had.

He left an imprint upon every man whom he met.

Something of himself went into every thing which he built—and forever will remain.

He was a man of keen intellect, powerful driving force, dynamic personality, complete, outspoken honesty and superb courage. He was thoughtful and considerate of others. He loved people and people loved him. He was that rarest of human beings, an unselfish man, one who put others above himself. Truly he furnished to all who knew him a shining mark toward which they could strive—a man who had overcome self-centeredness.

And what he became in the short period of sixty-eight years will go on forever. He will lift many people and affect many things. Bob Hanes became a part of every person who knew, respected and loved him. Every such person is the better for that. Through them and through their succeeding generations he will remain an uplifting force. As long as there is a North Carolina, Bob Hanes will be a part of it. And so he will go on.

We make ourselves better, we serve future generations, we serve our State, by honoring his memory and by resolving that it shall be kept fresh: NOW, THEREFORE,

Be it resolved by the Senate, the House of Representatives concurring:

Section 1. There is hereby expressed profound sorrow at the passing

of Robert March Hanes, great pride in his accomplishments, joy that he was the man that he was, gratitude for the services which he rendered to his people and to his State, and conviction that his good works will go on.

Section 2. This resolution, together with the addendum attached thereto, setting forth biographical data of Robert March Hanes and a list of some of his services and accomplishments shall be incorporated in the public records of this General Assembly as a tribute and expression of respect to his memory, and a copy thereof shall be furnished to the members of his immediate family.

Section 3. This resolution shall become effective upon its adoption.

Biographical data:

#### ROBERT MARCH HANES

Residence: 140 Stratford Road, Winston-Salem, N. C.

Date of birth: September 22, 1890.

Name of parents: John Wesley Hanes; Anna Hodgin Hanes.

Wife: Mildred Borden Hanes. Date of marriage: July 3, 1917.

Children: Frank Borden Hanes (born January 21, 1920)

Sarah Anne Hanes (born December 8, 1922)

#### EDUCATION

Woodberry Forest School, Orange, Virginia.....	1906-7
University of North Carolina .....	1908-12 A.B.
Graduate School of Business Administration	
Harvard University .....	1912-13
*Honorary—Received honorary Doctor of Law Degree from University of North Carolina .....	1945

#### CAREER

Secretary and Treasurer, Crystal Ice Company .....	1913-17
Vice-President, Wachovia Bank & Trust Company .....	1919-29
Administrative Vice-President, Wachovia Bank & Trust Company .....	1930-31
President, Wachovia Bank & Trust Company .....	1931-

#### WAR RECORD

First Lieutenant, U. S. Army, Second Officers Training Camp, Ft. Oglethorpe, Georgia .....	1917
Captain .....	1918

Major ..... 1918

\*113th Field Artillery, 30th Division, U. S. Army, Service at St. Mihiel, the Argonne and Woeuve offensives in 1918 and was also in the Toul Sector.

Escaped injury beyond being slightly gassed in February, 1918. Discharged in December, 1918, with the rank of Major.

#### GOVERNMENT ACTIVITIES

N. C. General Assembly—

House ..... 1929 and 1931

Senate ..... 1933

Member, Board of the North Carolina State Sanatorium,  
by special appointment of the Governor ..... 1935-1947

Member, State Education Commission for furtherance  
of State Educational Program ..... 1948

Appointed Chief: Belgium-Luxembourg Mission of  
Economic Cooperation Administration, ECA  
Headquarters, Brussels ..... April, 1949

Named Director: Economic Affairs for Germany and  
Chief of the ECA Mission, Frankfurt, Germany, and  
Economic Advisor to High Commissioner for Germany, November, 1949

Chairman: Commerce and Industry Division of N. C.  
Department of Conservation and Development ..... 1953

Civilian Aide for North Carolina to U. S. Secretary of Defense ..... 1954

Member: Business Advisory Council for  
Secretary of Commerce ..... Jan., 1954-Dec., 1958

#### BANKING ACTIVITIES

Elected Third Vice-President,  
North Carolina Bankers Association ..... 1928

Second Vice-President, North Carolina Bankers Association ..... 1929

Vice-President, North Carolina Bankers Association ..... 1930

President, North Carolina Bankers Association ..... 1931-32

Elected Second Vice-President, American Bankers Association ..... 1937

First Vice-President, American Bankers Association ..... 1938

\*President, American Bankers Association ..... 1939-40

Chairman, Small Business Credit Commission A.B.A. .... 1943-48

Elected Representative Executive Council A.B.A. .... 1936-50

Member, Administrative Committee, A.B.A. ....	1936-37
Member, Bank Management Commission, Committee on Banking Studies, A.B.A. ....	1936-37
Chairman, Federal Legislative Committee, Federal Legislative Council .....	1936-37
President, Association of Reserve City Bankers .....	1945-46
Member, Foreign Committee of Association of Reserve City Bankers .....	1952
Member, A.B.A. Small Business Credit Commission and Advisory Committee on Special Activities .....	1950
Member, ECA Advisory Committee on Fiscal and Monetary Problems ..... January, 1951-November, 1951	
Business Representative, World Bank .....	1951-52
Representative, Fifth District of the Federal Advisory Council of the Federal Reserve Board .....	1938-42
Aided: Assisted in developing for North Carolina the National Credit Association, which aided many banks prior to the establishment of the Reconstruction Finance Corporation .....	1931

## BUSINESS AND CLUB ACTIVITIES

Past President, Merchants Association, Winston-Salem; Winston-Salem Rotary Club; Twin City Club; Chamber of Commerce, Winston-Salem .....	1925
Chairman, Winston-Salem Community Chest	
Named Alumni Commencement Marshal, University of North Carolina .....	1937
Director, N. C. State College Textile Foundation .....	1942-52
Director, N. C. State College Engineering Foundation .....	1944-52
Member, National Citizens Committee of Community Chest of America .....	1946-52
President, North Carolina Business Foundation ..... July, 1946-April 1949	
Trustee, University of North Carolina .....	1953-
Trustee, Morehead Foundation .....	1950-Now
Trustee, Salem College .....	Term expired 1949
Chairman, Research Triangle Foundation of North Carolina .....	Jan., 1959

\*The only North Carolinian who has ever held this post.



"Citizen of the Year": Named "Citizen of the Year" by North Carolina Citizens Association .....	1954
Trustee, Winston-Salem Teachers College .....	Term expired 1949
Vice-President and Director, National War Fund, Incorporated .....	Term expired 1948
Chairman, Fifth Federal Reserve District of the Committee for Economic Development	
Member, Business Advisory Council, U. S. Department of Commerce .....	Jan., 1954-Dec., 1958
Director, United Service Organizations, Inc. ....	Term expired 1950
Director, United Defense Fund, Inc. (Outgrowth of U. S. O.) .....	1951-Now
Member, National Policy Board of American Assembly...	March, 1951-Now
Member, Finance Committee of Winston-Salem Chamber of Commerce .....	1951-52
Honorary Member, Board of Directors of National Recreation Association .....	1952-53
Member, University Development Council, Chapel Hill.....	1952-Now
Chairman, Building Committee, New Home of Y.M.C A. Winston-Salem	
Member, Investment Commission .....	1951-52
Former Director, Fogle Furniture Company, Ecusta Paper Corporation .....	Term expired 1949
Director, Southern Railway Company .....	As of 1952
P. H. Hanes Knitting Company	
Hanes Dye and Finishing Company	
Security Life and Trust Company	
Piedmont Natural Gas Company, Inc.	
Borden Manufacturing Company	
State Capital Life Insurance Company	
Piedmont Publishing Company	
Colonial Stores, Incorporated	
Carolina Power and Light Company	
Thomasville Chair Company	
Chatham Manufacturing Company	
Indera Mills	
R. J. Reynolds Tobacco Company .....	1955

## OTHER DATA

College Fraternity .....	Sigma Alpha Epsilon
Denomination .....	Methodist
Politics .....	Democrat

## CLUBS

Twin City Club	}	-----	Winston-Salem, N. C.
Forsyth Country Club			
Old Town Club			
Coral Bay Club	-----	Atlantic Beach, N. C.	
Dunes Club	-----	Morehead City, N. C.	
Rainbow Springs	-----	Asheville, N. C.	

The following members rise and pay beautiful verbal tributes to the late Honorable Robert March Hanes: Representatives Gobble, Umstead, Hill of Durham, Whitley, Whitehurst, Brock and Doughton.

## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

March 11, 1959

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Joint Resolution No. S. R. 116 entitled, "A Joint Resolution inviting His Excellency, the Governor, to address a joint session of the Senate and House of Representatives at twelve o'clock noon, March 12, 1959," the President has appointed as a Committee on the part of the Senate to act with a like Committee on the part of the House to escort His Excellency, the Governor, to the Hall of the House to address the Joint Session, Senators: Currie of Durham and Bell.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message and resolution heretofore adopted, Mr. Speaker Hewlett announces the following Committee to act with the above Committee appointed by the Senate to escort the Governor to the Hall of the House, Representatives Whitley, Taylor and Newman.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Jordan:

H. B. 253, a bill to be entitled an act amending the sales tax law by repealing the wholesale sales tax and by repealing certain exemptions to the tax on retail sales and to eliminate preferential rates to make the sales tax law more uniform.

Referred to Committee on Finance.

By Representatives Thomas and Coates:

H. B. 254, a bill to be entitled an act to repeal Chapter 272 of the

Private Laws of 1915 relating to the incorporation of Selma Cotton Mills Village in Johnston County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Snapp and Turner:

H. B. 255, a bill to be entitled an act to authorize the Commissioner of Revenue to release the lien of State Tax Judgments upon real property under certain circumstances.

Referred to Committee on Finance.

By Representative Crawford of Swain:

H. B. 256, a bill to be entitled an act amending Chapter 678, Session Laws of 1951, relating to the fees to be charged by the Sheriff of Swain County for making arrests in criminal cases.

Referred to Committee on Salaries and Fees.

By Representatives Sermons, Jones of Pitt, Wooten and O'Neal:

H. B. 257, a bill to be entitled an act to create the Historic Bath Commission for the purpose of the acquisition, repair and maintenance of historic sites in the Town of Bath in Beaufort County.

Referred to Committee on Appropriations.

By Representative Murphrey:

H. B. 258, a bill to be entitled an act amending Chapter 193, Private Laws of 1923, relating to the appointment, duties and salary of Town Clerk and Assistant Town Clerk for the Town of Enfield.

Referred to Committee on Salaries and Fees.

By Representative Holcombe of Yancey, by request:

H. B. 259, a bill to be entitled an act to abolish civilian absentee voting in general elections.

Referred to Committee on Elections and Election Laws.

By Representatives Jones of Pitt, Hardy, Holmes, Lloyd, Barwick, McLaughlin, Henley and Wooten:

H. B. 260, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the State Highway Commission.

Referred to Committee on Roads and Highway Safety. .

By Representative Satterfield:

H. B. 261, a bill to be entitled an act to authorize the County Commissioners of Person County to establish and operate parking meters on county-owned property at the Person County Courthouse in Roxboro.

Referred to Committee on Local Government.

By Representative Coates:

H. B. 262, a bill to be entitled an act to amend General Statutes 20-88(c) to provide for licensing of farm trailers at one-half the licensing rate applicable to trailers.

Referred to Committee on Roads and Highway Safety.

By Representative Hardy:

H. B. 263, a bill to be entitled an act amending Article 11, Chapter 115 of the General Statutes relating to loans from the State Literary Fund.

Referred to Committee on Education.

#### CALENDAR

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

H. B. 216, a bill to be entitled an act to amend the Charter of the City of Thomasville by defining the corporate limits of the City to include the areas annexed prior to December 31, 1958.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—111.

Those voting in the negative are: None.

S. B. 29, a bill to be entitled an act amending the Charter of the Board of Light and Water Commissioners of the City of Concord.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, By-

rum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 172, a bill to be entitled an act amending Chapter 124 of the 1955 Session Laws, as amended, providing for the regulation of the subdivision of land in and around the City of Charlotte by substituting an enlarged territory covered by said Act.

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

H. B. 173, a bill to be entitled an act amending Chapter 123 of the 1955 Session Laws, as amended, to extend the planning, zoning, building regulation and subdivision regulation powers of the City of Charlotte and its governing body to a described territory beyond and surrounding the corporate limits of the City of Charlotte by substituting an enlarged territory covered by said Act.

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

H. B. 174, a bill to be entitled an act creating a Civil Service Commission in the City of Hendersonville, North Carolina, for the members of the Hendersonville Police Department and the Hendersonville Fire Department, and fixing the duties, responsibilities and qualifications thereof.

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

H. B. 175, a bill to be entitled an act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

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

H. B. 183, a bill to be entitled an act amending Chapter 103, Session Laws of 1945, fixing the fees for jurors and grand jurors in Washington County.

Representative Uzzell offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 186, a bill to be entitled an act relating to the compensation of jurors in Rowan County.

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

H. B. 203, a bill to be entitled an act to prohibit hunting in Gates County with firearms other than shotguns and rifles of .22 caliber or less.

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

H. B. 204, a bill to be entitled an act to amend General Statutes 20-125 so as to authorize sirens and flashing red lights to be equipped and used upon vehicles operated by sheriffs, deputy sheriffs and other peace officers in Brunswick County.

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 General Statutes 14-335 with respect to public drunkenness in Caswell County.

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

H. B. 208, a bill to be entitled an act relating to the dog warden of Caswell County.

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

H. B. 209, a bill to be entitled an act rewriting Section 5 of Chapter 265, Session Laws of 1949, so as to authorize the Board of Commissioners of Caswell County to fix the times when the Recorder's Court of Caswell County shall conduct jury trials.

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

H. B. 211, a bill to be entitled an act to authorize the Board of County Commissioners of Hyde County to make certain payments in connection with certain dredging operations and a public dock and for other purposes.

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

H. B. 214, a bill to be entitled an act to amend the Charter of the City of Thomasville by redefining the boundaries of the four wards of the City of Thomasville.

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

H. B. 215, a bill to be entitled an act providing that the boundaries of the City of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the City of Thomasville.

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

H. B. 221, a bill to be entitled an act to amend Article 24 of Chapter 7 of the General Statutes of North Carolina, relating to Recorders' Courts as it applies to such Court in the Town of Southern Pines.

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

H. B. 225, a bill to be entitled an act to amend General Statutes 105-287 relating to listing and assessment of taxes in Henderson 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 amend Chapter 68 of the Private Laws of 1913 relating to the Charter of the City of Hickory in Catawba County.

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

H. B. 230, a bill to be entitled an act to postpone revaluation of real property for ad valorem taxes in Washington County until the year 1963.

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

H. B. 233, a bill to be entitled an act repealing Chapter 10, Public-Local Laws of 1941, abolishing tax penalties, insofar as the same applies to Macon County.

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

H. B. 235, a bill to be entitled an act amending Chapter 1104, Session Laws of 1955, as amended by Chapter 1383, Session Laws of 1957, so as to remove Macon County from the provisions of said Act.

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

S. B. 51, a bill to be entitled an act to amend General Statutes 7-103 relating to the jurisdiction of the Gaston County Domestic Relations and Juvenile Court.

Passes its second and third readings and is ordered enrolled.

S. B. 57, a bill to be entitled an act to provide for an election on the question of increasing the terms of office for the Mayor and Board of Commissioners of the City of Kings Mountain.

Passes its second and third readings and is ordered enrolled.

S. B. 58, a bill to be entitled an act to authorize the Board of County Commissioners of Granville County to pay additional fees to rabies inspectors.

Passes its second and third readings and is ordered enrolled.

S. B. 59, a bill to be entitled an act to amend Chapter 1041 of the Session Laws of 1949 relating to the Halifax County Law Enforcement Officers' Relief Act.

Passes its second and third readings and is ordered enrolled.

S. B. 70, a bill to be entitled an act to amend Chapter 278 of the Session Laws of 1957 relating to the Town of Conetoe in Edgecombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 127, a bill to be entitled an act to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the State for law enforcement purposes.

On motion of Representative Buchanan the committee amendment is adopted.

Passes its second reading, as amended.

Representative Britt of Bladen objects to the third reading and the bill remains on the Calendar for its third reading.

H. B. 199, a bill to be entitled an act to validate the application of the City of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

On motion of Representative Kemp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 210, a bill to be entitled an act to amend General Statutes 157-76 relating to the compensation of the Board of Viewers appointed to examine lands in the establishment of Drainage Districts.

On motion of Representative Turner the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

#### ENROLLED BILLS

Representative Holcombe of Madison, for the Committee on Enrolled Bills, reports the following bills and resolutions properly enrolled, and they are duly ratified and sent of the office of the Secretary of State:

H. R. 220. A Joint Resolution honoring the life and memory of Stahle Linn, Sr., a former member of the General Assembly from Rowan County.

S. R. 116. A Joint Resolution inviting His Excellency, the Governor,



to address a Joint Session of the Senate and House of Representatives at twelve o'clock noon, March 12, 1959.

S. B. 8. An Act relating to the letting of public contracts for school construction purposes in Brunswick County.

H. B. 157. An Act to permit the Board of County Commissioners of Craven County and the Board of Aldermen of the City of New Bern to appropriate funds in connection with the celebration of the Two Hundred Fiftieth Anniversary of the founding of New Bern, and to permit the City of New Bern to appropriate funds in connection with the celebration of the opening of Tryon Palace.

On motion of Representative Gobble, seconded by Representatives Stone and Drummond, the House adjourns in honor of the memory of the late Robert March Hanes and will meet tomorrow at 11:45 o'clock A.M.

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## THIRTY-SECOND DAY

HOUSE OF REPRESENTATIVES

Thursday, March 12, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Crawford of Buncombe, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hunt, Paul Simpson of Guilford County is made an honorary page of the House.

On motion of Representative Crawford of Swain, Wrennie Grant of Swain County is made an honorary page of the House of Representatives.

On motion of Representative Kennedy the courtesies of the floor are extended the Honorable John A. McCray, a former member of the House from Mecklenburg County.

On motion of Representative Newman the courtesies of the floor are extended the Honorable Henry Vann, a former member of the House of Representatives and State Senate from Sampson County.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

March 12, 1959

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 116 entitled, "A Joint Resolution inviting

His Excellency, the Governor, to address a Joint Session of the Senate and House of Representatives at 12 o'clock noon, March 12, 1959," the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,  
S. RAY BYERLY, *Principal Clerk*

#### 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 Hall of the House and are assigned seats, President Barnhardt at the right of Mr. Speaker Hewlett, the purpose of the Joint Session being to hear a special message by His Excellency, Governor Luther H. Hodges.

The Joint Assembly is called to order by President Barnhardt.

The Joint Committee of the House and Senate comes into the Hall of the House acting as escort to Governor Hodges.

Representative Whitley presents Governor Hodges to President Barnhardt and Mr. Speaker Hewlett; Governor Hodges is then presented to the Joint Assembly by President Barnhardt.

His Excellency, Governor Hodges, makes the following address to the Joint Session:

#### SPECIAL MESSAGE

OF

GOVERNOR LUTHER H. HODGES

TO THE

NORTH CAROLINA GENERAL ASSEMBLY

THURSDAY, MARCH 12, 1959

Mr. President, Mr. Speaker, and Members of the General Assembly of North Carolina:

I thank you for your courtesy in permitting me to appear again before a Joint Session of the General Assembly. I am indeed grateful for this opportunity to present for your consideration my recommendations on the revision of the State Constitution, including, of course, the Article dealing with the administration of justice in North Carolina.

The distinguished 15-member Constitutional Study Commission, which was authorized by you in 1957, has completed its work after more than a year of very intensive study and its report has been submitted for your consideration. The members of this Commission deserve our warm and sincere thanks for the good service they have rendered our State.

It was in the year 1776 that the Provincial Congress of North Carolina ratified our State's first Constitution. Under that first document, the Governor, Council of State, and judges were all elected by the General Assembly.

In 1835, several basic amendments to our Constitution were submitted to a vote of the people and were approved. These provided for election of the Governor by the people, and also made fundamental changes in legislative representation and reapportionment.

The year 1868 marks the next milestone in the historical development of our State Constitution. Following the Civil War and while our State was still undergoing "active reconstruction" a completely revised Constitution was approved by vote of the people. The 1868 Constitution is basically the one which we have today, and which is the subject of our present study and consideration.

Since the adoption of the 1868 Constitution, 158 proposed amendments have been submitted to a vote of the people, and 135 of them have been approved. It is not surprising, therefore, to find that this patchwork of amendments has resulted in considerable inconsistency and obscurity in language. In addition, some detailed provisions of our Constitution are now obsolete.

The Constitutional Study Commission informs us that early in its deliberations it reached the decision that a complete revision of the Constitution should be drafted and submitted to the General Assembly. This was done primarily for purposes of language clarification, and the suggested revision does not contemplate, by any means, a sweeping and wholesale revision of our basic form of government.

I have given very careful study to the report of the Constitution Study Commission, and am in complete agreement that we need to revise our Constitution and I sincerely hope you will agree.

#### ARTICLE II—LEGISLATIVE DEPARTMENT

One of the most important problems to be considered in any revision of our Constitution has to do with legislative apportionment. Our present constitutional provisions governing membership and apportionment for the House of Representatives and providing for 120 members date from the year 1835. Then, North Carolina had only sixty-five counties. Then, fifty-five House seats were available for allocation on the basis of population after allotting each county at least one representative, thereby giving an effective voice to the factor of population in that branch of our General Assembly. Today, 124 years later, we have one hundred counties in the State, with the same number of representatives and with the same allocation formula used in 1835. This means, after allocation of one representative per county, there remain only twenty seats to be apportioned among the larger counties on the basis of population.

Our Senate membership of fifty members also originated in 1835, but it was not until 1868 that the provision for our present system of districts,

containing "equal proportions" of the State's population, was placed in our Constitution. Therefore, at the present time the Senate, by reason of our constitutional provision, is intended to give effective representation to the factor of population; and by reason of the existence of one hundred counties and the limited number of representatives to be apportioned thereto, our House, under the Constitution, gives emphasis to representation on the basis of geographical units rather than population.

Neither Senate nor House representation has been reapportioned since 1941. Since then, the population of North Carolina has increased from approximately three and one-half million to more than an estimated four million six hundred thousand. And we are confronted with the undesirable situation in which, because of its failure to act, the General Assembly itself is subject to the charge that it has ignored a clear and plain requirement of the Constitution.

There are many ways of reapportionment. I personally would not object to adding to the number of senators and/or representatives but I am willing to leave that to you. I do want to say, with all emphasis possible, you should take action of some kind that will definitely and continually insure reapportionment when due. This is your duty!

#### ARTICLE III—EXECUTIVE DEPARTMENT

The Study Commission report properly provides for succession in the Executive Branch but does not discuss the constitutional provision prohibiting the Governor from serving more than one consecutive term. Based on my own experience of working on a long-range state program, I think a governor should be allowed a second consecutive term if the people vote to return him to office. Under no conditions should such a change, if made, apply to me but I hope you will look seriously at the second term and at the lack of veto power. It is somewhat difficult to understand why our State is the only one in the Union in which the governor lacks the veto power.

#### ARTICLE V—REVENUE, TAXATION AND PUBLIC DEBT

The Constitutional Study Commission recommends revision of the language of Article V in accordance with the report of the Tax Study Commission. As I said in my biennial message:

"There is no greater fiscal obligation upon government than to insure that our tax laws are equitable and that unjust weight does not fall upon any individual taxpayer nor upon any particular group of taxpayers."

This suggested revision for tax administration improvement is sound and should be adopted.

#### ARTICLE VII—EDUCATION

Our present Constitution contains language to the effect that "the General Assembly . . . shall provide . . . for a general and uniform system of public schools." This language was placed in our State Constitution in

1868 and through these many years has provided a sound and enduring beacon light for the people of North Carolina. It has meant that the people of our State were interested in education for the children of this State, throughout the length and breadth of the State. It has kept before us a high ideal, a worthy objective, and a practical guide. It has meant that the General Assembly would take appropriate action to promote and encourage education in all corners of the State, in all sections, and in all places. Historically, this constitutional provision has not been interpreted to mean that as a physical fact every locality in the State should have exactly the same public school facilities and exactly the same level of achievement. This has not been the case because historically the support and maintenance of our public schools began with the localities themselves. However, the mandate which has been constant on the General Assembly has been that educational opportunity and authority would, under law, be available to all localities and counties throughout the State.

The written report of the Constitutional Commission in its explanation of the suggested deletion of this requirement states that the phrase should be removed "as a possible source of conflict with the local option provisions" which were adopted in 1956.

Since the release of this report the Attorney General has advised that there is no overriding legal reason for deleting the "general and uniform" provision. Based upon this view of the legal question, the Chairman of the Constitutional Study Commission has also stated that he believes all or most of the individual members of the Commission would prefer not to delete this language in the absence of compelling legal reason to do so. I have previously made public my own position on this matter, and simply reiterate that in my view the provision for "general and uniform system of public schools" should be retained in our Constitution.

#### ARTICLE IV—JUDICIAL DEPARTMENT

In my opinion, the most important aspect of constitutional revision concerns the judicial branch of our government and the vital need for improvement in the administration of justice.

As you know, I am not a lawyer, but from the beginning of my service as Governor of the State I have had a great interest in our courts and in all aspects of the administration of justice. As Governor, I have constantly been impressed with the great importance of the judicial branch of our government. The operation of our courts, the actions of our judges, solicitors, and all other officers directly connected with our courts have a daily impact on the citizens of North Carolina, in every community of the State.

In speaking to the North Carolina Bar Association Annual Convention at Asheville in 1955, I expressed to them my conviction that the lawyers of North Carolina should take the lead in making a thorough and objective study of our courts, and based upon their findings, then take the lead to show our State what should be done to improve the administration of justice in North Carolina.

The lawyers of this State, acting through their State Bar Association, accepted this challenge. By the time of the next annual meeting of the North Carolina Bar Association in 1956, we were fortunate in securing a sizeable grant in private foundation funds to carry forward this work.

Since 1955, we have had in North Carolina the most thorough study of our courts in the history of our State, and one of the most complete and thorough studies of the courts of any state that has been made at any time, anywhere in our Nation.

The fact that it was felt we should undertake a careful appraisal of the organization and administration of our courts did not mean then and still does not mean that we do not appreciate the good service which our lawyers, judges, and courts in general have rendered to North Carolina in the past and are continuing to render. It was simply recognized that we had, and still have, some serious shortcomings which ought to be corrected.

May I make this further observation on the background of the court study which was conducted by the committee of the North Carolina Bar Association. The leaders of our Bar early came to the conclusion that any effective action to improve the administration of courts in our State must have the active interest and participation of lay citizens, who would work with the lawyers and the judges and other court officials. Accordingly, when the basic research studies were being completed and ready for consideration by the court study committee in 1957, the President of the North Carolina Bar Association appointed an equal number of laymen to work on the committee with the lawyer members.

From the time that this great project was undertaken in 1955, every effort was made to seek and obtain the assistance and advice of the Bench and Bar of this State, in first discovering the day-to-day working of the courts and ascertaining the problems which exist, and then in considering the various points of view as to how best to remedy the faults which were found to exist. I am told that every recommendation which was made by this committee in its final report is the result of suggestions made by some lawyer or some judge in North Carolina. In short, what has been put forward for our consideration is not something handed to us from another state or another country, but something evolved, considered, discussed, and presented by our own people. In turn, the court study committee has itself conducted its studies and its deliberations in full public view. Our people have had the opportunity to become acquainted with first the tentative and then the final conclusions of the committee, and have had the opportunity to consider and to discuss with their neighbors and fellow citizens that which has been considered and discussed by the committee itself.

What are some of the facts and some of the problems which have been brought to light during the course of this careful study of our courts?

First, looking generally at the total picture in our State, we see one Supreme Court, 100 Superior Courts, 256 Recorder-type Courts, 144 Mayors' Courts, and 940 Justice of the Peace Courts. These all add up to a total of at least 1,441 courts at all levels and of all jurisdictions. Of

greatest impact, however, in considering the total court picture is the fact that we cannot with complete accuracy say that we have a judicial "system". About the only thing that these 1,441 courts have in common is that each exercises some share of the judicial authority of the State.

Let us look at the financing of our 1,441 separate courts. For the State as a whole, we have learned that the counties spend on the courts approximately \$700,000 more than they collect in fees and costs. We have learned that for the State as a whole, municipalities have operated their courts at an annual profit of almost \$900,000. This means, unfortunately, that many of our municipal courts are operated as profit-making enterprises, in that costs and fees are arbitrarily set in excess of reasonably anticipated expenditures for the operation of these courts. In a recent year, the Justice of the Peace Courts in North Carolina handled over 88,000 criminal cases, in which their fee was not collected unless the defendant was found guilty. There is but one characterization of this aspect of the Justice of the Peace Court: as a system, this is not justice; this is a travesty of justice.

We know that, from the standpoint of organization, administration, and questionable financing, our greatest problems are found in the courts below the Superior Court level. We have able and outstanding Superior Court judges and for the most part we know that our courts at this level are conducted in a way to justify our praise and commendation. Yet, we must also recognize that there are some administrative and organizational problems at the Superior Court level. It is a fact, for example, that there is a growing backlog of cases awaiting trial in the Superior Courts. In the fiscal year 1957-58, the number of civil cases on the docket of 52 Superior Courts on which data was obtained increased by 1,866. Upon a detailed check of the records of 44 Superior Courts, it was found that of a total of 12,276 civil cases then awaiting trial, 62% had been pending more than one year, and 43% had been pending more than two years. Of the 6,179 criminal cases pending in the 100 Superior Courts on January 1, 1957, approximately 20% had been pending more than a year. In one solicitorial district in North Carolina, the number of criminal cases pending increased by 300 in the fiscal year 1957-58.

Much court time is lost and delay in handling litigation is inevitable under our present system of attempting to fix Superior Court terms by statute two or more years in advance. This condition is aggravated by the lack of systematic calendaring practices in many Superior Courts and by the frequent granting of continuances in civil cases. In 1957, 63% of the civil and mixed terms in our Superior Courts used less than a full five-day week. In 1957-58, only 75% of the scheduled days of civil court in the Superior Courts of North Carolina were actually used. Yet, the number of pending cases continues to increase.

A majority of our Recorder-type Courts now in active operation were established under one of the present dozen "general laws" which authorized establishment of these type courts. Yet, these courts in fact vary widely in every respect; in the manner of selection of judges, solicitors and clerks; in civil and criminal jurisdiction; in procedures; in the fees and

costs which are charged; and in the availability of jury trial. For a defendant who pleads guilty to a minor criminal charge, costs in these inferior courts vary from \$7.00 in one court to \$28.00 in another. Quite often, the fees charged in some of these courts have no relationship whatever to the actual cost of the case being tried.

In 1957, North Carolina had approximately 940 active Justice of the Peace Courts, and 144 active Mayors' Courts of comparable jurisdiction. In 20 counties in our State, these were the only courts available below the Superior Court level. Unquestionably, many of these type courts are conducted in a dignified and efficient way, and perform a most useful public service in being available for the trial of petty civil and criminal cases. Yet, we know that in all too many instances the Justice of the Peace Courts are operated primarily as bill-collecting agencies, exercising the power and dignity of the State of North Carolina for this purpose and doing this so well that some Justices of the Peace in this State earn incomes larger than the salary of a Superior Court judge. The almost complete lack of any reliable record-keeping and reporting by Justice of the Peace Courts, the casual manner in which many of these courts conduct judicial proceedings, the existence of a system under which the presiding magistrate is paid in criminal cases only if he finds the defendant guilty, all add up to an overwhelming indictment of the system. And the State Association of Justices of the Peace has made some recommendations for improvements.

We now come to the question of what should we do to eliminate those serious problems which we know exist in the administration of our courts.

These are objectives which have been pinpointed by the Bar Association Committee, and which merit our most careful consideration:

(1) Combine all North Carolina courts into one organization to bring uniformity and coordination to the administration of justice.

(2) Make the Chief Justice of the North Carolina Supreme Court the executive head of this statewide court system, and by thus pinpointing administrative responsibility in the operation of our courts, enable the people of the State to get maximum results with minimum cost and loss of time to taxpayers and litigants.

(3) Add laymen to the Judicial Council, which is now composed of lawyers only, and make it both an advisory body to the executive head of the court system as well as a liaison agency between the courts and the people of the State.

(4) Give the Supreme Court the power to make the rules for the mechanics of operating the courts and for trying cases in them, and the responsibility for keeping these rules up to date.

(5) Provide for a uniform method of selecting judges and trial magistrates for the local courts, below the Superior Court level, throughout the entire State, to help insure unbiased and prompt judgment in all cases brought before such courts.



(6) Put the selection of citizens for jury service into the hands of sworn jury commissioners who will perform their duties under the supervision of the Superior Court Judge, with the purpose of insuring that juries will always consist of responsible, capable, and conscientious citizens.

We can obtain these laudable objectives by appropriate revision of Article IV of our State Constitution. As you know, sometime ago the Bar Association Court Study Committee released its recommendations, together with a suggested draft of the judiciary article of our Constitution, and this has been widely distributed and publicized over the State. In addition, the Constitutional Study Commission has also given very careful consideration to the problem of our courts and also suggests for your consideration a revision of the Judiciary Article of our Constitution.

I shall not take the time to compare these two suggested drafts in detail, but will state clearly my view on selection of judges. Neither the report of the Bar Association Committee nor the report of the Constitutional Study Commission recommends any change in the method of selecting the Judges of the Supreme Court and the Superior Courts, and as I have said before, I think we should continue to elect the judges for these courts.

As for judges of the district courts, I basically favor their election, but as some are now elected and some appointed, I would leave the precise method of selection to the General Assembly. I agree with both study groups that the Justices of the Peace (or trial magistrates or commissioners) should be appointed.

Both the Bar Association Committee and the Constitutional Study Commission reached the conclusion that we need a substantial revision in the Judiciary Article of the Constitution. In evaluating the specific approaches we may take on court organization and administration, I would like to give special emphasis to one fact. The State of North Carolina has a continuing and inescapable obligation to everyone of her citizens and indeed to every person who comes within her borders—to provide a system of courts, in every one of which justice may be had promptly, at reasonable cost to the parties.

This obligation, the State cannot avoid. Nor can we in good faith pass this duty on to the counties and municipalities and then criticize our counties and municipalities for administering their courts in the light of their local interests.

There may have been a time, and perhaps not too long ago, when our courts were largely a local concern—when a breakdown in the administration of justice in a given court affected very few people except those of the town or county in which the court was located. But certainly today, with our extensive business and commercial activities of state-wide and interstate character, with our highly mobile population, with the large number of visitors coming into and through the State, it is a matter of the most profound concern to the State as a whole when any single court fails to meet high standards of judicial administration.

If we are to meet this obligation of the State to provide for the just, uniform, and efficient administration of justice, we must view all of the

courts as part of the single judicial system through which this obligation is met. At the same time, this system must be one in which the people of the State at the local level will continue to take a vital interest and in which they will have a share of responsibility for making it work properly.

There is no officer or agency of our State government with clear responsibility for continuously observing and examining our entire court system, for taking action to remedy administrative defects which are found, and doing so in the light of needs of the whole system of courts as well as the individual specific needs of a single court. If real improvement is to be made in the courts of North Carolina, this responsibility must be constitutionally vested somewhere. And there are only two agencies in which such responsibility can be appropriately vested, the Supreme Court of North Carolina or the General Assembly. Both are elected by the people. Both are responsible to the people. Both bodies now exercise vast powers which greatly affect the lives and property of all citizens. Both do so responsibly and ably. The people of North Carolina trust the General Assembly and the Supreme Court. The question which confronts us must, therefore, be answered not in terms of which of these branches of our government we would trust more or less, but which can carry out this responsibility of judicial administration most effectively.

Under our fundamental philosophy of the separation of powers, it would seem that the responsibility for judicial administration should be placed in the Supreme Court. The Supreme Court is almost continuously in session and it is intimately and solely concerned with the business of the courts. As our highest appellate court, and by the nature of its duties, the members of that court think in terms of the statewide interest. It seems to me that the Supreme Court, with proper administrative help, on the basis of all practical measurements, is better fitted to carry out this task of court administration than is the General Assembly.

Without attempting to say precisely what item of detail should be written into the Constitution, it is my opinion that we should vest the responsibility for administration of a unified court system in the Supreme Court of North Carolina. If the Supreme Court is to have responsibility for the effective administration of the court system, it must also have essential authority to carry out this responsibility.

I realize that vesting such authority and responsibility for judicial administration in our highest appellate court is open to the objection that when this is done by the Constitution itself, the legislative branch is thereafter restricted, if through action or inaction by the judiciary, such an approach is ineffective, or found to be generally unacceptable to our people.

If this delegation of responsibility, without recourse except by amendment of the Constitution, be deemed unwise, it is my recommendation that we vest this responsibility in the judiciary, subject to the constitutional provision that any authority with respect to judicial administration vested in the Supreme Court by this revision may be exercised by the General Assembly itself, by a three-fifths vote of the Senate and the House of Representatives, without a vote of the people.

Let me emphasize that under the recommendations submitted by the Bar Association Court Study Committee there are many subjects with respect to the judicial branch on which the General Assembly retains its present full control. The General Assembly would determine the number of Superior Court Judges and Solicitors, District Court Judges and Solicitors, and Justices of the Peace (or trial commissioners or magistrates, whichever term is used), and would fix their compensation. The General Assembly would fix all court fees and costs, except those of the appellate court. The number and boundaries of the judicial and solicitorial districts would continue to be fixed by the General Assembly. The General Assembly would have over-all budgetary supervision of the courts, as it should; and would continue to possess adequate and effective authority to take all appropriate action with respect to basic policy matters in the operation of our courts.

There is one other important aspect of court administration which does not involve revision of the Constitution. A few days ago, in response to your specific request at the 1957 Session, the Court Study Committee submitted to you a separate report on the position of Superior Court Solicitors. That report recommends, among other things, that by statutory enactment Superior Court Solicitors be made full-time officials.

Each of the 21 Superior Court Solicitors throughout the State receives the same pay and allowances from the State, yet the amount of work they are called upon to do in prosecuting the criminal docket varies widely from one district to another. One solicitorial district contains two counties, another district contains ten. The number of days of criminal court which must be attended by the solicitor varied from 68 days in one district to 214 in another, during the same year. The number of cases disposed of varied from 498 in one district to 1,666 in another district in the same year.

Aside from the disparity in work-load distribution among our Superior Court Solicitors, which should be re-examined periodically, it seems to me that the time has come when our solicitors should devote full time to their public duties. Inevitably, there is a potential conflict of interest present when, if nothing else, the time and energy demands of a private law practice compete directly with the demand of public service.

I am sure you will want to give very careful consideration to the study and recommendations on the solicitors, and I urge that you take action to make them full-time officials and do whatever else necessary to make this important position more effective.

#### CONCLUSION

The revision of our State Constitution confronts us with a serious and challenging task. This is a task demanding and deserving of our very best labors. It is a task which demands thorough consideration and thorough discussion. Decisions will not and should not be reached in haste or in such a way that valid and varied points of view are not appropriately considered. I have every confidence that this General Assembly will rise to this great task, and will revise our 1868 Constitution in keeping with the times and to prepare for North Carolina's great future. I believe

that the next few weeks will provide you ample time in which to consider these revisions and make your decisions on the Constitution you will submit to a vote of the people. I believe that 1959 should, and will, take its place, along with 1776, 1835, and 1868, as a milestone in the constitutional history of North Carolina.

Thank you, and may God bless each of you as you continue your service for our State.

After the Governor's message, on motion of Senator Morgan the Joint Assembly dissolves, the Senate repairs to its Chambers, and the House resumes consideration of its business.

Representative Holmes is granted a leave of absence for Friday, March 13, 1959.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 183, a bill to be entitled an act amending Chapter 103, Session Laws of 1945, fixing the fees for jurors and grand jurors in Washington County.

H. B. 199, a bill to be entitled an act to validate the application of the City of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

H. B. 210, a bill to be entitled an act to amend General Statutes 157-76 relating to the compensation of the Board of Viewers appointed to examine lands in the establishment of drainage districts.

#### 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 Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 159, a bill to be entitled an act to amend General Statutes 20-279.14 and General Statutes 20-279.15 to provide that judgments shall be deemed satisfied at the expiration of ten years.

With a favorable report.

By Representative Harriss of Rowan, for the Committee on Appropriations.

H. R. 62, a joint resolution providing for the appointment of a commission to study and make recommendations with respect to the organization and function of the State Highway Commission.

With a favorable report, as amended.

H. B. 124, a bill to be entitled an act authorizing Appalachian State Teachers College to use a part of its 1957 capital outlay appropriation for the construction and equipment of a home economics building and a home management house.

With a favorable report.

By Representative Jones of Ashe, for the Committee on Federal and Interstate Cooperation.

Committee Substitute for H. B. 25, a bill to be entitled an act abolishing the Governor's Committee on Interstate Cooperation and revising the membership of the North Carolina Commission on Interstate Cooperation.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Jones of Ashe the substitute bill is adopted.

On motion of Representative Jones of Ashe consideration of the bill is postponed until Wednesday, March 18, 1959.

By Representative Kemp, for the Committee on Local Government.

H. B. 244, a bill to be entitled an act authorizing the Town of Oriental to appropriate to the Pamlico County Board of Education non-tax revenues to supplement the salaries of the teachers in the Oriental school.

With a favorable report.

H. B. 245, a bill to be entitled an act rewriting Section 4 of Chapter 937, Session Laws of 1949, so as to authorize the Sheriff of Pamlico County to appoint deputies, and to authorize the County Board of Commissioners of said county to fix the compensation of such deputies.

With a favorable report.

H. B. 251, a bill to be entitled an act to divide the City of Hickory into six wards and to provide for new registration.

With a favorable report.

H. B. 261, a bill to be entitled an act to authorize the County Commissioners of Person County to establish and operate parking meters on county-owned property at the Person County Courthouse in Roxboro.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 247, a bill to be entitled an act to prevent false advertising as to going-out-of business sales in Cumberland County.

With a favorable report.

S. B. 82, a bill to be entitled an act to amend Chapter 1 of the General

Statutes so as to state the effect on a counterclaim of the granting of a non-suit as to the plaintiff's cause of action.

With a favorable report.

S. B. 86, a bill to be entitled an act to amend General Statutes 47-18 so as to make it correspond with General Statutes 47-20 and General Statutes 47-20.1 with regard to lien creditors and place of registration.

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 Representative Uzzell:

H. B. 264, a bill to be entitled an act to amend General Statutes 112-19 relating to the eligibility of certain widows of Confederate soldiers to be placed on the Class B pension roll.

Referred to Committee on Judiciary No. 1.

By Representatives Uzzell and Harriss of Rowan:

H. B. 265, a bill to be entitled an act amending Section 7 of H. B. 50 of the 1959 Session, ratified February 24, 1959, and rewriting Section 9 of said Act relating to primary and general elections in the Town of Rockwell in Rowan County.

On motion of Representative Uzzell the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

And,

H. B. 266, a bill to be entitled an act amending Section 8 of Chapter 14, Session Laws of 1957, and rewriting Section 10 of the said Act, relating to primary and general elections in the Town of Granite Quarry.

On motion of Representative Uzzell the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Yates:

H. B. 267, a bill to be entitled an act to amend Chapter 488, Public-Local Laws of 1939, to repeal Chapter 724, Session Laws of 1957, to place upon

the full-time Chairman of the Board of Commissioners of Haywood County, in the capacity of County Manager, the duties of Tax Supervisor of said county, and to fix his salary.

Referred to Committee on Local Government.

By Representatives Davis of Rutherford, Woodard of Northampton, Woodard of Wilson, Hardy, Britt of Robeson, Whitehurst, Johnson, Thomas, Spruill, Wooten, Yarborough, Jones of Pitt, Regan, Lloyd, Hunter, Powell, Rodenbough, Davis of Lenoir, Buchanan, Watkins, and Bowman:

H. B. 268, a bill to be entitled an act to provide for the microfilming of county records of permanent value for security purposes.

Referred to Committee on Appropriations.

By Representative Davis of Rutherford:

H. B. 269, a bill to be entitled an act amending General Statutes 153-9 and creating the office of County Fire Marshal.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 270, a bill to be entitled an act to authorize counties to enter into continuing contracts.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 271, a bill to be entitled an act to authorize boards of county commissioners to fix the office hours and workdays in the various county offices.

Referred to Committee on Counties, Cities, and Towns.

By Representative Holcombe of Yancey:

H. B. 272, a bill to be entitled an act repealing Chapter 203, Public-Local Laws of 1933, relating to the amount of the official bond of the Clerk of the Superior Court of Yancey County, so as to place said county under the general law.

Referred to Committee on Local Government.

And,

H. B. 273, a bill to be entitled an act amending General Statutes 7-113 as to the number of Justices of the Peace to be elected in Yancey County and providing for removal of such Justices of the Peace for cause.

Referred to Committee on Local Government.

By Representative Reid:

H. B. 274, a bill to be entitled an act to change the fee of the Sheriff of Surry County for collections on executions.

Referred to Committee on Salaries and Fees.

By Representatives Jones of Pitt and Wooten:

H. B. 275, a bill to be entitled an act to authorize the Town of Farmville to convey certain lands at private sale.

Referred to Committee on Counties, Cities, and Towns.

By Representative Sermons:

H. B. 276, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the levy of a special tax in Beaufort County with respect to the Veterans Service Officer, the County Accountant, the Farm Demonstration Agent, and the Home Demonstration Agent and validating acts thereunder.

Referred to Committee on Finance.

By Representative Hill of Catawba:

H. B. 277, a bill to be entitled an act authorizing the City Council of the City of Hickory to lease property to the Hickory Chamber of Commerce.

Referred to Committee on Local Government.

By Representative Byrd:

H. B. 278, a bill to be entitled an act to make the family income tax exemption more readily available to working wives.

Referred to Committee on Finance.

By Representative Edmisten:

H. B. 279, a bill to be entitled an act to authorize and direct the re-assessment and revaluation of all taxable property in the Town of Blowing Rock, and to authorize the governing board of said town to employ experts and levy a tax to cover the cost of such revaluation.

Referred to Committee on Local Government.

By Representative Hostetler, by request:

H. B. 280, a bill to be entitled an act to amend Section 50-5 of the General Statutes so as to reduce the number of years of separation required for absolute divorce in the case of incurable insanity from five years to three years.

Referred to Committee on Judiciary No. 1.

And,

H. B. 281, a bill to be entitled an act relating to municipal elections in the Town of Raeford in Hoke County.

Referred to Committee on Elections and Election Laws.

And,

H. B. 282, a bill to be entitled an act to provide for a fidelity and security section under the State Property Fire Insurance Fund.



Referred to Committee on Insurance.

And,

H. B. 283, a bill to be entitled an act to amend Chapter 58, Article 22 relating to reserve valuation and nonforfeiture benefits of life insurance policies.

Referred to Committee on Insurance.

And,

H. B. 284, a bill to be entitled an act to amend Chapter 196 of the Session Laws of 1957 annexing Little River Township of Hoke County to Moore County.

Referred to Committee on Local Government.

#### 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. 117, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Iredell County.

On motion of Representative McLaughlin the rules are suspended and the bill is placed on 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. 216, a bill to be entitled an act to amend the Charter of the City of Thomasville by defining the corporate limits of the city to include the areas annexed prior to December 31, 1958.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harris of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser,

Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

S. B. 29, a bill to be entitled an act amending the Charter of the Board of Light and Water Commissioners of the City of Concord.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 184, a bill to be entitled an act re-writing Section 1 of Chapter 574, Session Laws of 1957, which amends General Statutes 105-345 relating to penalties and deductions for non-payment of taxes, so far as the same apply to Washington County.

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

H. B. 127, a bill to be entitled an act to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the State for law enforcement purposes.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 23, a bill to be entitled an act authorizing the appointment of acting heads of certain state agencies in certain cases.

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

H. B. 24, a bill to be entitled an act providing for the appointment of acting officers in certain cases.

On motion of Representative Snapp consideration of the bill is postponed until Tuesday, March 17, 1959.

H. B. 35, a bill to be entitled an act to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

On motion of Representative Satterfield consideration of the bill is postponed until Tuesday, March 17, 1959.

H. B. 111, a bill to be entitled an act to amend General Statutes 62-121.29 relating to tariffs of common carriers.

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

H. B. 112, a bill to be entitled an act to amend General Statutes 62-121.47 relating to exemptions from the Bus Act of 1949.

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 to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

On motion of Representative Hargett the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 224, a bill to be entitled an act to amend General Statutes 14-249 relating to the limit that may be expended for the purchase of motor vehicles by the State of North Carolina.

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

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 118. Joint Resolution honoring the life and memory of Robert March Hanes.

S. B. 51. An Act to amend General Statutes 7-103 relating to the jurisdiction of the Gaston County Domestic Relations and Juvenile Court.

S. B. 57. An Act to provide for an election on the question of increasing the terms of office for the Mayor and Board of Commissioners of the City of Kings Mountain.

S. B. 58. An Act to authorize the Board of County Commissioners of Granville County to pay additional fees to rabies inspectors.

S. B. 59. An Act to amend Chapter 1041 of the Session Laws of 1949 relating to the Halifax County Law Enforcement Officers' Relief Act.

S. B. 70. An Act to amend Chapter 278 of the Session Laws of 1957 relating to the Town of Conetoe in Edgecombe County.

H. B. 84. An Act to amend General Statutes 153-9, Subsection 43, relating to Farm Demonstration and Home Demonstration Agents so as to make the same applicable to Johnston County.

H. B. 169. An Act to provide for the abolition of Hyde County Drainage Districts Nos. 2 and 9.

On motion of Representative Harriss of Rowan the House adjourns and will meet tomorrow at 10 o'clock A. M.

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### THIRTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Friday, March 13, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hill of Catawba, Joan Dobson of Wake County is made an honorary pagette of the House.

On motion of Representative Stone, Walter Baker and John Barger Voit, Jr., of Forsyth County are made honorary pages of the House of Representatives.

On motion of Representative Drummond, Neville and Betsy Patterson, son and daughter of Representative and Mrs. Patterson of Stanly County, are made honorary page and pagette, respectively, of the House.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 127, a bill to be entitled an act to authorize the installation and

use of sirens and red lights on all vehicles owned and operated by the State for law enforcement purposes.

H. B. 217, a bill to be entitled an act to appoint certain members of the Boards of Education of the respective counties of North Carolina and to fix their terms of office.

#### 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 Representative Thomas, for the Committee on Salaries and Fees.

H. B. 229, a bill to be entitled an act rewriting Sections 1 and 2 of Chapter 575, Session Laws of 1957, fixing the compensation of the sheriff of Washington County and his deputies, and providing that the Board of County Commissioners of said county shall determine the number of deputies to be appointed by the sheriff.

With a favorable report.

H. B. 234, a bill to be entitled an act amending Chapter 34, Session Laws of 1951, relating to the fees of jurors in Macon County.

With a favorable report.

H. B. 239, a bill to be entitled an act to amend General Statutes 153-13 relating to the compensation of the members of the Board of County Commissioners of Alamance County.

With a favorable report.

H. B. 256, a bill to be entitled an act amending Chapter 678, Session Laws of 1951, relating to the fees to be charged by the Sheriff of Swain County for making arrests in criminal cases.

With a favorable report.

H. B. 258, a bill to be entitled an act amending Chapter 193, Private Laws of 1923, relating to the appointment, duties and salary of Town Clerk and Assistant Town Clerk for the Town of Enfield.

With a favorable report.

H. B. 274, a bill to be entitled an act to change the fee of the Sheriff of Surry County for collections on executions.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Spruill:

H. B. 285, a bill to be entitled an act to repeal Chapter 1314 of the Session Laws of 1957 relating to the Law Enforcement Officers' Relief Fund in Bertie County, and to amend Chapter 897 of the Session Laws of 1953 so as to increase the fee to be taxed for the Law Enforcement Officers' Relief Fund from one dollar to one dollar and fifty cents.

Referred to Committee on Local Government.

By Representative Murphrey:

H. B. 286, a bill to be entitled an act to amend Chapter 67 of the Public Local Laws of 1937 relating to the election of Commissioners for the City of Roanoke Rapids.

Referred to Committee on Counties, Cities and Towns.

By Representative Wilson:

H. B. 287, a bill to be entitled an act to amend General Statutes 15-80 relating to waiver of extradition to provide that waiver of extradition by any person may be before a clerk of Superior Court or judge of any court of record in this State.

Referred to Committee on Judiciary No. 1.

By Representative Sermons:

H. B. 288, a bill to be entitled an act to increase the number of town commissioners of the Town of Bath from three to four.

Referred to Committee on Counties, Cities and Towns.

#### CALENDAR

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

H. B. 251, a bill to be entitled an act to divide the City of Hickory into six wards and to provide for new registration.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Drummond, Edmisten, Gaither, Gobble, Greenwood, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Kennedy, Kiser, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Venters, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—90.

Those voting in the negative are: None.

H. B. 247, a bill to be entitled an act to prevent false advertising as to going-out-of-business sales in Cumberland County.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Drummond, Edmisten, Gaither, Gobble, Greenwood, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Kennedy, Kiser, Lloyd, Long, McLaughlin, Murphy of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philippott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Venters, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—90.

Those voting in the negative are: None.

H. B. 244, a bill to be entitled an act authorizing the Town of Oriental to appropriate to the Pamlico County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Oriental school.

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 rewriting Section 4 of Chapter 937, Session Laws of 1949, so as to authorize the sheriff of Pamlico County to appoint deputies and to authorize the County Board of Commissioners of said County to fix the compensation of such deputies.

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

H. B. 261, a bill to be entitled an act to authorize the county commissioners of Person County to establish and operate parking meters on county-owned property at the Person County Courthouse in Roxboro.

On motion of Representative Satterfield consideration of the bill is postponed until Tuesday, March 17, 1959.

H. R. 62, a joint resolution providing for the appointment of a commission to study and make recommendations with respect to the organization and function of the State Highway Commission.

On motion of Representative Buchanan the committee amendment is adopted.

On motion of Representative Buchanan consideration of the bill is postponed until Tuesday, March 17, 1959.

H. B. 124, a bill to be entitled an act authorizing Appalachian State Teachers College to use a part of its 1957 capital outlay appropriation for the construction and equipment of a home economics building and a home management house.

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

H. B. 159, a bill to be entitled an act to amend General Statutes 20-279.14 and General Statutes 20-279.15 to provide that judgments shall be deemed satisfied at the expiration of ten years.

On motion of Representative Strayhorn consideration of the bill is postponed until Tuesday, March 17, 1959.

S. B. 44, a bill to be entitled an act to amend General Statutes 60-84 and General Statutes 60-87 relating to company police.

On motion of Representative Watkins consideration of the bill is postponed until Tuesday, March 17, 1959.

S. B. 45, a bill to be entitled an act to amend Chapter 62 of the General Statutes relating to public utilities.

On motion of Representative Watkins consideration of the bill is postponed until Tuesday, March 17, 1959.

S. B. 82, a bill to be entitled an act to amend Chapter 1 of the General Statutes so as to state the effect on a counter claim of the granting of a nonsuit as to the plaintiff's cause of action.

Passes its second and third readings and is ordered enrolled.

S. B. 86, a bill to be entitled an act to amend General Statutes 47-18 so as to make it correspond with General Statutes 47-20 and General Statutes 47-20.1 with regard to lien creditors and place of registration.

On motion of Representative Turner the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 29. An Act amending the Charter of the Board of Light and Water Commissioners of the City of Concord.

S. B. 117. An Act to extend the time for making the quadrennial revaluation and reassessment of real property in Iredell County.

H. B. 26. An Act clarifying the authority of the State Department of Archives and History to conduct a Records Management Program for State agencies.



H. B. 86. An Act to extend the time for making the quadrennial revaluation and reassessment of real property in Johnston County.

H. B. 141. An Act relating to the compensation of certain officials of Rutherford County.

H. B. 166. An Act to extend the time for making the quadrennial revaluation and reassessment of real property in Pasquotank County.

H. B. 178. An Act amending General Statutes 115-121 to provide that supplemental elections in city administrative units formed from portions of contiguous counties may be called and conducted by the governing body of the municipality rather than by the Board of County Commissioners.

H. B. 191. An Act to prohibit the throwing of dead chickens, other fowl, eggs and any other debris, trash or garbage in streams or along county roads and city streets in Clay County.

H. B. 221. An Act to amend Article 24 of Chapter 7 of the General Statutes of North Carolina, relating to Recorders' Courts as it applies to such court in the Town of Southern Pines.

H. B. 265. An Act amending Section 7 of H. B. 50 of the 1959 Session, ratified February 24, 1959, and rewriting Section 9 of the said Act relating to primary and general elections in the Town of Rockwell in Rowan County.

H. B. 266. An Act amending Section 8 of Chapter 14, Session Laws of 1957, and rewriting Section 10 of the said Act, relating to primary and general elections in the Town of Granite Quarry.

On motion of Representative Womble the House adjourns and will meet tomorrow at 10:00 o'clock A. M.

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## THIRTY-FOURTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, March 14, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by Representative Kiser.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Harris of Wake:

H. B. 289, a bill to be entitled an act to rewrite Subsection 4 of General Statutes 105-296 so as to clarify its provisions and include in the exemption from taxation all lands, buildings and facilities reasonably necessary and useful in the functional operation of public libraries and educational institutions.

Referred to Committee on Judiciary No. 1.

On motion of Representative Womble the House adjourns and will meet Monday night at 8:00 o'clock.

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## THIRTY-FIFTH DAY

HOUSE OF REPRESENTATIVES  
Monday Night, March 16, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

Leave of Absence is granted Representative Philpott for tonight, March 16, 1959.

Leave of absence is granted Representative Valentine for Tuesday and Wednesday, March 17 and 18.

On motion of Representative Holcombe of Yancey the courtesies of the floor are extended the Honorable J. Frank Huskins, a former member of the House from Yancey County.

On motion of Representative Kiser, Hilton Newman, son of Representative and Mrs. Newman of Sampson County, is made an honorary page of the House.

On motion of Representative Harris of Wake, Pat Yearby, Dione Strickland, Lucy James, Marietta Hardison, Jackie White, Charleen Alsbrooks, Dione Ray, Shirley Driver, and Arlene Fay, all of Wake County, are made honorary pagettes of the House of Representatives.

### REPORT OF COMMITTEES

Bills and resolutions are introduced, read the first time, and disposed of their titles, together with the reports accompanying them, and take their place on the Calendar, as follows:

By Representative Blue, for the Committee on Finance.

H. B. 255, a bill to be entitled an act to authorize the Commissioner of Revenue to release the lien of state tax judgments upon real property under certain circumstances.

With a favorable report.

S. B. 52, a bill to be entitled an act authorizing the City of Wilmington to acquire, construct, improve, enlarge, extend, and equip properties relating to the port facilities of the city, to lease said properties to public or private interests and to issue revenue bonds of the city therefor pursuant to the Revenue Bond Act of 1938.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Cover:

H. R. 290, a joint resolution requesting the State Highway Commission to participate as fully as possible in the construction of an interstate highway from Crossville, Tennessee, to Murphy, North Carolina.

Referred to Committee on Roads and Highway Safety.

By Representative Spruill:

H. B. 291, a bill to be entitled an act prescribing the fees to be collected by the Clerk of the Superior Court of Bertie County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Crawford of Buncombe:

H. B. 292, a bill to be entitled an act to amend Chapter 18 of the General Statutes relating to the tax on spirituous liquor and fortified wines.

Referred to Committee on Propositions and Grievances.

By Representative Powell:

H. B. 293, a bill to be entitled an act to provide for elections in the towns of Leaksville and Spray on the consolidation of said towns and subject to said elections to provide a Charter of Incorporation for the City of Leaksville-Spray in Rockingham County.

Referred to Committee on Local Government.

By Representative Raby:

H. B. 294, a bill to be entitled an act to provide aid to Highlands Biological Station, Incorporated.

Referred to Committee on Appropriations.

By Representative Byrd:

H. B. 295, a bill to be entitled an act to allow the governing body of the Town of Morganton to establish by ordinance a retirement or pension fund for employees.

Referred to Committee on Local Government.

By Representative Burrow:

H. B. 296, a bill to be entitled an act to amend Chapter 861 of the Session Laws of 1955 so as to limit the planning and zoning powers of the City of High Point to the boundary line of Randolph County in a south direction.

Referred to Committee on Local Government.

By Representative Arledge:

H. B. 297, a bill to be entitled an act to amend Chapter 458 of the Session Laws of 1957 relating to the appointment of trustees of the Tryon City Administrative School Unit in Polk County.

Referred to Committee on Education.

And,

H. B. 298, a bill to be entitled an act to repeal Chapter 362 of the Session Laws of 1947, as amended, relating to jail fees in Polk County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 299, a bill to be entitled an act to extend the police power of the Town of Tryon in Polk County.

Referred to Committee on Local Government.

#### 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. 115, a bill to be entitled an act to regulate the sale of certain vegetable plants offered for the purpose of transplanting and propagation.

On motion of Representative Newman the bill is placed on the Calendar for Tuesday, March 17, 1959.

S. B. 5, a bill to be entitled an act to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against poliomyelitis (infantile paralysis).

Referred to Committee on Appropriations.

S. B. 9, a bill to be entitled an act changing the name of "The West Rockingham Cities Administrative School Unit" to the "Madison-Mayodan City Administrative Unit;" providing for the nomination and election of members of the Madison-Mayodan City Board of Education; fixing the terms of office of members; and providing for filling vacancies in the membership of said board of education.

Referred to Committee on Education.

S. B. 74, a bill to be entitled an act to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

Referred to Committee on Judiciary No. 1.

S. B. 75, a bill to be entitled an act to amend Chapter 26 of the General Statutes relating to the transfer of an obligation to the paying surety.

Referred to Committee on Judiciary No. 2.

S. B. 76, a bill to be entitled an act relating to the exercise of powers of joint personal representatives by one or more than one.

Referred to Committee on Judiciary No. 2.

S. B. 79, a bill to be entitled an act to amend General Statutes 24-2 so as to make its provisions apply where a debtor or other person seeks equitable relief.

Referred to Committee on Judiciary No. 1.

S. B. 60, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy a tax upon the property of Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated," a non-profit, charitable organization.

Referred to Committee on Judiciary No. 2.

S. B. 88, a bill to be entitled an act to amend Chapter 166 of the General Statutes relating to civil defense.

Referred to Committee on Judiciary No. 1.

S. B. 89, a bill to be entitled an act to amend Chapter 108 of the General Statutes of North Carolina relating to the manner of payment of public assistance.

Referred to Committee on Public Welfare.

S. B. 83, a bill to be entitled an act to amend Section 391 of Chapter 14 of the General Statutes.

Referred to Committee on Judiciary No. 1.

S. B. 91, a bill to be entitled an act to amend Section 108-73.17 of the General Statutes of North Carolina relating to payments for hospitalization of recipients of public assistance.

Referred to Committee on Public Welfare.

S. B. 90, a bill to be entitled an act to amend Section 108-12 of the General Statutes of North Carolina relating to the compensation of members of county welfare boards.

Referred to Committee on Salaries and Fees.

S. B. 95, a bill to be entitled an act to amend General Statutes 112-20 so as to provide that widows of Confederate soldiers may receive a pension from the state while receiving a pension from any other state or from the United States.

Referred to Committee on Appropriations.

S. B. 114, a bill to be entitled an act authorizing the Tax Supervisor for Halifax County to appoint county deputy tax collectors as ex officio tax list takers and assessors.

Referred to Committee on Counties, Cities, and Towns.

#### CALENDAR

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

H. B. 247, a bill to be entitled an act to prevent false advertising as to going-out-of-business sales in Cumberland County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dough-ton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, and Yates—102.

Those voting in the negative are: None.

H. B. 251, a bill to be entitled an act to divide the City of Hickory into six wards and to provide for new registration.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dough-

ton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, and Yates—102.

Those voting in the negative are: None.

H. B. 229, a bill to be entitled an act rewriting Sections 1 and 2 of Chapter 575, Session Laws of 1957, fixing the compensation of the Sheriff of Washington County and his deputies, and providing that the Board of County Commissioners of said county shall determine the number of deputies to be appointed by the sheriff.

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

H. B. 234, a bill to be entitled an act amending Chapter 34, Session Laws of 1951, relating to the fees of jurors in Macon County.

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 amend General Statutes 153-13 relating to the compensation of the members of the Board of County Commissioners of Alamance 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 amending Chapter 678, Session Laws of 1951, relating to the fees to be charged by the Sheriff of Swain County for making arrests in criminal cases.

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

H. B. 258, a bill to be entitled an act amending Chapter 193, Private Laws of 1923, relating to the appointment, duties, and salary of Town Clerk and Assistant Town Clerk for the Town of Enfield.

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

H. B. 274, a bill to be entitled an act to change the fee of the Sheriff of Surry County for collections on executions.

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

On motion of Representative Wicker the House adjourns and will meet tomorrow at 12 o'clock noon.

**THIRTY-SIXTH DAY****HOUSE OF REPRESENTATIVES**

Tuesday, March 17, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Gregory, Larry Stephenson and Beth Stephenson of Harnett County are made honorary page and pagette, respectively, of the House of Representatives.

On motion of Representative Whitehurst the courtesies of the floor are extended the Honorable D. L. Ward of Craven County, a former Speaker of the House of Representatives.

On motion of Representatives Hicks, Belk, Kennedy and Snepp the courtesies of the floor are extended the Honorable Ed O'Herron, a former member of the House from Mecklenburg County.

On motion of Representative Stone, Mary Lynn Dunn and Sally Dunn of Forsyth County are made honorary pagettes of the House of Representatives.

On motion of Representative Hill of Catawba, Clark Guinn Spurlock and Lassens Jan Spurlock of Catawba County are made honorary page and pagette, respectively, of the House.

On motion of Representative Henley, Roger Scott Unger of Cumberland County is made an honorary page of the House of Representatives.

**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 Representative Dill, for the Committee on Counties, Cities and Towns.

H. B. 109, a bill to be entitled an act to amend Chapter 1334 of the Session Laws of 1955 providing for the regulation of the subdivision of land in and around municipalities so as to make said Act applicable to Beaufort County.

With a favorable report.

H. B. 188, a bill to be entitled an act to amend General Statutes 14-401.5, prohibiting fortune telling, so as to make the same applicable to Currituck County.

With a favorable report.



H. B. 219, a bill to be entitled an act relating to the schools of the Greensboro City Administrative Unit and to the governing body thereof as set out in Chapter 385, Session Laws, 1949, and the amendments thereto.

With a favorable report.

H. B. 254, a bill to be entitled an act to repeal Chapter 272 of the Private Laws of 1915 relating to the incorporation of Selma Cotton Mills Village in Johnston County.

With a favorable report.

H. B. 286, a bill to be entitled an act to amend Chapter 67 of the Public-Local Laws of 1937 relating to the election of Commissioners for the City of Roanoke Rapids.

With a favorable report.

H. B. 288, a bill to be entitled an act to increase the number of town commissioners of the Town of Bath from three to four.

With a favorable report.

H. B. 291, a bill to be entitled an act prescribing the fees to be collected by the Clerk of the Superior Court of Bertie County.

With a favorable report.

S. B. 114, a bill to be entitled an act authorizing the tax supervisor for Halifax County to appoint county deputy tax collectors as ex officio tax list takers and assessors.

With a favorable report.

By Representative Holcombe of Yancey, for the Committee on Elections and Election Laws.

H. B. 237, a bill to be entitled an act providing that absentee voting shall be inapplicable to the election of members of the General Assembly, county and township officials in Graham County; repealing the provisions of General Statutes 163-172, General Statutes 163-173 and General Statutes 163-174, except as to blind persons, so far as the same relate to the primary and general elections in Graham County; and providing that husband and wife may assist each other in preparation of their ballots.

With a favorable report.

H. B. 259, a bill to be entitled an act to abolish civilian absentee voting in general elections.

With an unfavorable report.

H. B. 281, a bill to be entitled an act relating to municipal elections in the Town of Raeford in Hoke County.

With a favorable report.

S. R. 68, a joint resolution providing for the appointment of a committee to make a study of the question of whether this General Assembly shall

adopt a plan to encourage the use of voting machines by the counties, as well as a plan to assist the counties in the purchase or rental of voting machines in our primaries and elections.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 267, a bill to be entitled an act to amend Chapter 488, Public-Local Laws of 1939, to repeal Chapter 724, Session Laws of 1957, to place upon the full-time Chairman of the Board of Commissioners of Haywood County, in the capacity of County Manager, the duties of Tax Supervisor of said County, and to fix his salary.

With a favorable report, as amended.

H. B. 272, a bill to be entitled an act repealing Chapter 203, Public-Local Laws of 1933, relating to the amount of the official bond of the Clerk of the Superior Court of Yancey County, so as to place said County under the general law.

With a favorable report.

H. B. 273, a bill to be entitled an act amending General Statutes 7-113 as to the number of justices of the peace to be elected in Yancey County and providing for removal of such justices of the peace for cause.

With a favorable report.

H. B. 277, a bill to be entitled an act authorizing the City Council of the City of Hickory to lease property to the Hickory Chamber of Commerce.

With a favorable report.

H. B. 285, a bill to be entitled an act to repeal Chapter 1314 of the Session Laws of 1957 relating to the Law Enforcement Officers' Relief Fund in Bertie County, and to amend Chapter 897 of the Session Laws of 1953 so as to increase the fee to be taxed for the Law Enforcement Officers' Relief Fund from one dollar to one dollar and fifty cents.

With a favorable report.

H. B. 292, a bill to be entitled an act to provide for elections in the towns of Leaksville and Spray on the consolidation of said towns and subject to said elections to provide a Charter of Incorporation for the City of Leaksville-Spray in Rockingham County.

With a favorable report.

On motion of Representative Kemp the bill is placed on today's Calendar.

H. B. 295, a bill to be entitled an act to allow the Governing Body of the Town of Morganton to establish by ordinance a retirement or pension fund for employees.

With a favorable report.

H. B. 299, a bill to be entitled an act to extend the police power of the Town of Tryon in Polk County.

With a favorable report.

By Representative Johnson, for the Committee on Wildlife Resources.

H. B. 231, a bill to be entitled an act to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges.

With a favorable report.

On motion of Representative Johnson the bill is recommitted to Committee on Conservation and Development.

H. B. 232, a bill to be entitled an act to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the Wildlife Resources Commission.

With a favorable report.

On motion of Representative Johnson the bill is recommitted to Committee on Appropriations.

By Representative Gaither, for the Committee on Penal Institutions.

H. B. 205, a bill to be entitled an act to rewrite General Statutes 14-346 and to amend General Statutes 148-70 relating to the disposition of the products of prison labor.

With a favorable report.

S. B. 32, a bill to be entitled an act to amend General Statutes 148-4 relating to the control and custody of prisoners.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 287, a bill to be entitled an act to amend General Statutes 15-80 relating to waiver of extradition to provide that waiver of extradition by any person may be before a clerk of Superior Court or judge of any court of record in this State.

With a favorable report.

H. B. 298, a bill to be entitled an act to repeal Chapter 362 of the Session Laws of 1947, as amended, relating to jail fees in Polk 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 Representative Jackson:

H. B. 300, a bill to be entitled an act to amend Chapter 16 of the Private Laws of 1937 to provide that one dollar and fifty cents be taxed in the bill of costs in criminal cases for the Hertford County Peace Officers Relief Association.

Referred to Committee on Counties, Cities and Towns.

By Representatives Regan and Britt of Robeson:

H. B. 301, a bill to be entitled an act to amend General Statutes 158-2 relating to the approval of voters for money appropriations by local governments.

Referred to Committee on Local Government.

By Representatives Whitley, Womble and Harris of Wake:

H. B. 302, a bill to be entitled an act to amend Chapter 644 of the Session Laws of 1953 relating to the collection of beer and wine license taxes in Wake County.

Referred to Committee on Judiciary No. 1.

By Representative Burrow:

H. B. 303, a bill to be entitled an act to amend Chapter 674 of the Session Laws of 1955 relating to the sale of explosive caps designed to be fired in toy cap pistols.

Referred to Committee on Propositions and Grievances.

By Representative Cohoon:

H. B. 304, a bill to be entitled an act to amend Chapter 130 of the General Statutes relating to certificates of identification of children of foreign birth.

Referred to Committee on Judiciary No. 1.

By Representative Woodard of Wilson and Zollicoffer:

H. B. 305, a bill to be entitled an act to validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

Referred to 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. 23, a bill to be entitled an act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

Referred to Committee on Judiciary No. 1.

S. B. 108, a bill to be entitled an act to extend the corporate limits of the Town of Scotland Neck in Halifax County.

Referred to Committee on Counties, Cities and Towns.

S. B. 115, a bill to be entitled an act to amend Chapter 193 of the Private Laws of 1923, relating to the Charter of the Town of Enfield, in Halifax County.

Referred to Committee on Counties, Cities and Towns.

#### 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 provide for elections in the towns of Leaksville and Spray on the consolidation of said towns and subject to said elections to provide a Charter of Incorporation for the City of Leaksville-Spray in Rockingham County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—115.

Those voting in the negative are: None.

S. B. 52, a bill to be entitled an act authorizing the City of Wilmington to acquire, construct, improve, enlarge, extend and equip properties relating to the port facilities of the City, to lease said properties to public or private interests and to issue revenue bonds of the City therefor pursuant to the Revenue Bond Act of 1938.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of

Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—115.

Those voting in the negative are: None.

H. B. 261, a bill to be entitled an act to authorize the County Commissioners of Person County to establish and operate parking meters on county-owned property at the Person County courthouse in Roxboro.

On motion of Representative Satterfield the bill is recommitted to the Committee on Local Government.

H. B. 115, a bill to be entitled an act to regulate the sale of certain vegetable plants offered for the purpose of transplanting and propagation.

Returned for concurrence.

On motion of Representative Newman the House concurs in the Senate amendments and the bill is ordered enrolled.

H. B. 24, a bill to be entitled an act providing for the appointment of acting officers in certain cases.

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 to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

Representative Taylor moves that the bill be recommitted to the Committee on Appropriations.

Representative Whitley moves that the motion to recommit the bill lie on the table, the motion prevails and the motion is tabled.

The question now recurs to the passage of the bill on its readings.

The bill passes its second and third readings and is ordered sent to the Senate without engrossment.

H. R. 62, a joint resolution providing for the appointment of a commission to study and make recommendations with respect to the organization and function of the State Highway Commission.

Representative Coates moves that the resolution be recommitted to the Committee on Roads and Highway Safety.

Representative Turner moves that the motion to recommit the bill be tabled, the motion prevails.

The bill remains on the Calendar.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 82. An Act to amend Chapter 1 of the General Statutes so as to state the effect on a counter-claim of the granting of a nonsuit as to the plaintiff's cause of action.

H. B. 19. An Act amending General Statutes 115-19 insofar as the same relates to Jackson County, and repealing Chapter 490, Session Laws of 1953, relating to the nomination of members of the Jackson County Board of Education.

H. B. 28. An Act to authorize the County of Caldwell to construct and equip a new county building near the City of Lenoir, including parking facilities and the acquisition of any necessary land, and to issue bonds therefor.

H. B. 38. An Act amending the Charter of the Town of Hayesville to provide for the nomination of candidates for the offices of Mayor and members of the Board of Commissioners by party primaries, to provide for terms of office of two years for such officers and to fix their compensation.

H. B. 70. An Act amending General Statutes 47-95 relative to acknowledgments taken by notaries interested as trustee or holding other office.

H. B. 85. An Act to amend General Statutes 153-77 so as to authorize the issuance of bonds and the levy of a tax for county office building purposes in Johnston County.

H. B. 122. An Act to amend Section 4 of Chapter 1062 of the 1953 Session Laws relating to the boundaries of the wards in the City of Elizabeth City.

H. B. 123. An Act to amend Section 3 of Chapter 1450 of the Session Laws of 1957 relating to fees for building permits in the extraterritorial planning and zoning district of the City of Elizabeth City.

H. B. 140. An Act amending General Statutes 115-19 relating to the nomination and appointment of members of the Graham County Board of Education and fixing their terms of office.

H. B. 155. An Act to authorize the Richmond County Board of Education to dispose of certain property at private sale.

H. B. 163. An Act appointing members of the Madison County Board of Education and fixing their terms of office.

H. B. 180. An Act to authorize the Board of County Commissioners of Sampson County to employ tax collectors on a commission basis.

On motion of Representative Long the House adjourns and will meet tomorrow at 12 o'clock noon.

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## THIRTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, March 18, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Humphrey, Mark Austin of Guilford County is made an honorary page of the House of Representatives.

### 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 Representative Hargett, for the Committee on Education.

H. B. 54, a bill to be entitled an act to appoint the members of the Board of Education of Columbus County.

With a favorable report.

On motion of Representative Williamson the bill is placed on today's Calendar.

H. B. 55, a bill to be entitled an act to appoint the members of the Whiteville City Board of Education.

With a favorable report.

On motion of Representative Williamson the bill is placed on today's Calendar.

H. B. 263, a bill to be entitled an act amending Article 11, Chapter 115 of the General Statutes relating to loans from the State Literary Fund.

With a favorable report.

H. B. 297, a bill to be entitled an act to amend Chapter 458 of the Session Laws of 1957 relating to the appointment of trustees of the Tryon City Administrative School Unit in Polk County.

With a favorable report.



S. B. 9, a bill to be entitled an act changing the name of "The West Rockingham Cities Administrative School Unit" to the "Madison-Mayodan City Administrative Unit"; providing for the nomination and election of members of the Madison-Mayodan City Board of Education; fixing the terms of office of members; and providing for filling vacancies in the membership of said Board of Education.

With a favorable report.

By Representative Lloyd, for the Committee on Courts and Judicial Districts.

H. B. 242, a bill to be entitled an act to amend General Statutes 7-186 relating to Recorder's Courts, as the same applies to such Court in the Town of Mount Holly, Gaston County.

With a favorable report.

H. B. 243, a bill to be entitled an act to provide for the transfer of criminal cases from the Bessemer City Recorder's Court to the Superior Court of Gaston County when trial by jury is demanded.

With a favorable report.

By Representative Umstead, for the Committee on Mental Institutions.

H. B. 51, a bill to be entitled an act to amend General Statutes 35-3 relating to certificates from hospitals for the insane.

With a favorable report.

H. B. 52, a bill to be entitled an act to amend Chapter 122 of the General Statutes relating to hospitals for the mentally disordered.

With a favorable report.

H. B. 60, a bill to be entitled an act to enact the Interstate Compact on Mental Health.

With a favorable report.

By Representative Blue, for the Committee on Finance.

H. B. 46, a bill to be entitled an act to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves.

With a favorable report.

H. B. 195, a bill to be entitled an act to authorize the Board of County Commissioners of Brunswick County to call a special election for the authorization of an Industrial Development Tax for Brunswick County and to create and fix the powers of an Industrial Development Commission for Brunswick County.

With a favorable report.

By Representative Watkins, for the Committee on Public Utilities.

H. B. 98, a bill to be entitled an act to amend Chapter 22 of the Private Laws of 1935 relating to the Utilities Commission of the City of Lexington.

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 Representative Hill of Catawba:

H. B. 306, a bill to be entitled an act to amend Chapter 72, Session Laws of 1943, by locating and fixing the voting ward boundaries for the election of members to the Hickory City Board of Education and prescribing the procedure for such elections.

On motion of Representative Hill of Catawba the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Umstead:

H. B. 307, a bill to be entitled an act to increase the number of members on the Chapel Hill City Board of Education from six to seven.

On motion of Representative Umstead the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Sermons:

H. B. 308, a bill to be entitled an act adding Beaufort to the list of counties to which Article 35 A, Chapter 105 of the General Statutes, relating to the listing of automobiles for taxes is applicable.

Referred to Committee on Counties, Cities and Towns.

By Representative Ansell:

H. B. 309, a bill to be entitled an act to amend Chapter 1227 of the Session Laws of 1953 authorizing the county commissioners to fix the salaries of county officials and employees so as to make the same applicable to Currituck County.

Referred to Committee on Local Government.

By Representatives Regan and Britt of Robeson:

H. B. 310, a bill to be entitled an act relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work.

Referred to Committee on Finance.

By Representative Barwick:

H. B. 311, a bill to be entitled an act to provide for the appointment of trustees for Albemarle Hospital in Pasquotank County.

Referred to Committee on Local Government.

By Representative Holmes:

H. B. 312, a bill to be entitled an act to provide for annual inspection of motor vehicles.

Referred to Committee on Roads and Highway Safety.

By Representative Bowman:

H. B. 313, a bill to be entitled an act to appropriate five hundred thousand dollars from the Contingency and Emergency Fund to the State Ports Authority for use in constructing port facilities at Southport.

Referred to Committee on Appropriations.

And,

H. B. 314, a bill to be entitled an act to amend General Statutes 45-37 and General Statutes 45-37.1 relating to the discharge and cancellation of record of mortgages and deeds of trust.

Referred to Committee on Judiciary No. 1.

By Representative Phelps:

H. B. 315, a bill to be entitled an act to provide for the exercise of powers by police officers one mile beyond the corporate limits of the Town of Creswell in Washington County.

Referred to Committee on Counties, Cities and Towns.

#### 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 provide for elections in the Towns of Leaksville and Spray on the consolidation of said towns and subject to said elections to provide a Charter of Incorporation for the City of Leaksville-Spray in Rockingham County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson,

Burrow, Bynum, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 285, a bill to be entitled an act to repeal Chapter 1314 of the Session Laws of 1957 relating to the Law Enforcement Officers' Relief Fund in Bertie County, and to amend Chapter 897 of the Session Laws of 1953 so as to increase the fee to be taxed for the Law Enforcement Officers' Relief Fund from one dollar to one dollar and fifty cents.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, KKemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 54, a bill to be entitled an act to appoint the members of the Board of Education of Columbus County.

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

H. B. 55, a bill to be entitled an act to appoint the members of the Whiteville City Board of Education.

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

H. B. 109, a bill to be entitled an act to amend Chapter 1334 of the Session Laws of 1955 providing for the regulation of the subdivision of land in and around municipalities so as to make said act applicable to Beaufort 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 General Statutes 14-401.5, prohibiting fortune telling, so as to make the same applicable to Currituck 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 relating to the schools of the Greensboro City Administrative Unit and to the governing body thereof as set out in Chapter 385, Session Laws 1949, and the amendments thereto.

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 providing that absentee voting shall be inapplicable to the election of members of the General Assembly, county and township officials in Graham County; repealing the provisions of General Statutes 163-172, General Statutes 163-173 and General Statutes 163-174, except as to blind persons, so far as the same relates to the primary and general elections in Graham County; and providing that husband and wife may assist each other in preparation of their ballots.

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 repeal Chapter 272 of the Private Laws of 1915 relating to the incorporation of Selma Cotton Mills Village in Johnston County.

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

H. B. 267, a bill to be entitled an act to amend Chapter 488, Public-Local Laws of 1939, to repeal Chapter 724, Session Laws of 1957, to place upon the full-time chairman of the Board of Commissioners of Haywood County, in the capacity of County Manager, the duties of Tax Supervisor of said County, and to fix his salary.

On motion of Representative Kemp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 272, a bill to be entitled an act repealing Chapter 203, Public-Local Laws of 1933, relating to the amount of the official bond of the Clerk of

the Superior Court of Yancey County, so as to place said county under the general law.

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 amending General Statutes 7-113 as to the number of justices of the peace to be elected in Yancey County and providing for removal of such justices of the peace for cause.

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 authorizing the City Council of the City of Hickory to lease property to the Hickory Chamber of Commerce.

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 relating to municipal elections in the Town of Raeford in Hoke County.

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

H. B. 286, a bill to be entitled an act to amend Chapter 67 of the Public-Local Laws of 1937 relating to the election of commissioners for the City of Roanoke Rapids.

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

H. B. 288, a bill to be entitled an act to increase the number of town commissioners of the Town of Bath from three to four.

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 prescribing the fees to be collected by the Clerk of the Superior Court of Bertie County.

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

H. B. 295, a bill to be entitled an act to allow the governing body of the Town of Morganton to establish by ordinance a retirement or pension fund for employees.

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

H. B. 298, a bill to be entitled an act to repeal Chapter 362 of the Session Laws of 1947, as amended, relating to jail fees in Polk County.

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 extend the police power of the Town of Tryon in Polk County.

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

S. B. 114, a bill to be entitled an act authorizing the tax supervisor for Halifax County to appoint county deputy tax collectors as ex officio tax list takers and assessors.

Passes its second and third readings and is ordered enrolled .

H. B. 25, a bill to be entitled an act abolishing the Governor's Committee on Interstate Cooperation and revising the membership of the North Carolina Commission on Interstate Cooperation.

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

H. R. 62, a joint resolution providing for the appointment of a commission to study and make recommendations with respect to the organization and function of the State Highway Commission.

Representative Whitley moves that consideration of the resolution, as amended, be postponed until Thursday, April 2, 1959.

Representative Turner moves that the motion offered by Representative Whitley lie upon the table; the motion prevails and the motion offered by Representative Whitley is tabled.

The question now recurs to the passage of the resolution, as amended, on its second reading.

The resolution passes its second reading, as amended.

Representative Coates offers an amendment.

Representative Kemp moves that the amendment offered by Representative Coates lie upon the table; the motion prevails and the amendment offered by Representative Coates is tabled.

The question now recurs to the passage of the resolution, as amended, on its third reading.

The resolution passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

Representative Turner moves that the vote by which the resolution, as amended, passed its third reading be reconsidered and that this motion lie upon the table; the motion prevails.

H. B. 159, a bill to be entitled an act to amend General Statutes 20-279.14 and General Statutes 20-279.15 to provide that judgments shall be deemed satisfied at the expiration of ten years.

Representative Whitehurst moves that the bill be recommitted to the Committee on Roads and Highway Safety, which motion fails.

The bill passes its second reading and remains on the Calendar.

## ENROLLED BILLS

Mr. Holcombe of Madison, 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. 52. An Act authorizing the City of Wilmington to acquire, construct, improve, enlarge, extend and equip properties relating to the port facilities of the city, to lease said properties to public or private interests and to issue revenue bonds of the City therefor pursuant to the Revenue Bond Act of 1938.

S. B. 86. An Act to amend General Statutes 47-18 so as to make it correspond with General Statutes 47-20 and General Statutes 47-20.1 with regard to lien creditors and place of registration.

H. B. 115. An Act to regulate the sale of certain vegetable plants offered for the purpose of transplanting and propagation.

H. B. 149. An Act to extend the corporate limits of the Town of Edenton in Chowan County.

On motion of Representative Harriss of Rowan the House adjourns and will meet tomorrow at 12:00 o'clock noon.

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**THIRTY-EIGHTH DAY**

HOUSE OF REPRESENTATIVES  
Thursday, March 19, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Byrd the courtesies of the floor are extended the Honorable Livingston Vernon, Dan Simpson, and A. B. Stoney, former members of the House from Burke County.

Representative Leatherman is granted a leave of absence for tomorrow, Friday, March 20, 1959.

On motion of Representative Crawford of Buncombe the courtesies of the floor are granted the Honorable Billy Sullivan of Buncombe County, a former member of the House.



## ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill and resolution have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. R. 62, a joint resolution providing for the appointment of a commission to study and make recommendations with respect to the organization and function of the State Highway Commission.

H. B. 267, a bill to be entitled an act to amend Chapter 488, Public-Local Laws of 1939, to repeal Chapter 724, Session Laws of 1957, to place upon the full-time Chairman of the Board of Commissioners of Haywood County, in the capacity of County Manager, the duties of Tax Supervisor of said county, and to fix his salary.

## 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 Representative Delamar, for the Committee on Military Affairs.

H. B. 91, a bill to be entitled an act to amend Chapter 127 of the General Statutes relating to the National Guard and militia of the State.

With a favorable report, as amended.

By Representative Kemp, for the Committee on Local Government.

H. B. 284, a bill to be entitled an act to amend Chapter 196 of the Session Laws of 1957 annexing Little River Township of Hoke County to Moore County.

With a favorable report.

H. B. 296, a bill to be entitled an act to amend Chapter 861 of the Session Laws of 1955 so as to limit the planning and zoning powers of the City of High Point to the boundary line of Randolph County in a south direction.

With a favorable report.

H. B. 309, a bill to be entitled an act to amend Chapter 1227 of the Session Laws of 1953 authorizing the county commissioners to fix the salaries of county officials and employees so as to make the same applicable to Currituck County.

With a favorable report.

H. B. 311, a bill to be entitled an act to provide for the appointment of Trustees for Albemarle Hospital in Pasquotank County.

With a favorable report.

By Representative Murphy, for the Committee on Agriculture.

H. B. 189, a bill to be entitled an act to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote, through organized effort, the sale and use of flue-cured tobacco in export and domestic markets.

With a favorable report.

On motion of Representative Murphy the bill is recommitted to Committee on Finance.

By Representative Taylor, for the Committee on Judiciary No. 2.

H. B. 223, a bill to be entitled an act to amend General Statutes 20-149 (b) so as to provide that the failure of an overtaking driver to sound his horn shall not constitute negligence or contributory negligence per se in any civil action.

With a favorable report, as amended.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 152, a bill to be entitled an act to establish daylight saving time in North Carolina between the last Sunday in April and the last Sunday in October.

With an unfavorable report.

H. B. 264, a bill to be entitled an act to amend General Statutes 112-19 relating to the eligibility of certain widows of Confederate soldiers to be placed on the Class B pension roll.

With a favorable report.

On motion of Representative Uzzell the bill is recommitted to Committee on Appropriations.

H. B. 302, a bill to be entitled an act to amend Chapter 644 of the Session Laws of 1953 relating to the collection of beer and wine license taxes in Wake County.

With a favorable report.

S. B. 79, a bill to be entitled an act to amend General Statutes 24-2 so as to make its provisions apply where a debtor or other person seeks equitable relief.

With a favorable report.

S. B. 83, a bill to be entitled an act to amend Section 391 of Chapter 14 of the General Statutes.

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 Representative Jackson:

H. B. 316, a bill to be entitled an act to postpone the quadrennial revaluation and reassessment of real property in Hertford County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Braswell:

H. B. 317, a bill to be entitled an act to amend Chapter 20 of the General Statutes to provide permanent registration and license plates for vehicles owned by the Girl and Boy Scout Organizations of America.

Referred to Committee on Roads and Highway Safety.

By Representatives Murphy, Newman, Whitmire, Buchanan, Braswell, Gregory, Bryant, Britt of Bladen, Philpott, Jones of Ashe, Johnson, Wilson, Delamar, Yates, Phelps, Stone, Burrow, Turner, Rodenbough, Davis of Lenoir, Whitehurst, Jackson, Spruill, Byrum, Burgess, Woodard of Northampton, Askew, Blue, Thomas, Cover, Drummond, and Hargett:

H. B. 318, a bill to be entitled an act amending and rewriting certain sections of Chapter 139 of the General Statutes relating to Soil Conservation Districts so as to provide for the establishment of watershed improvement districts.

Referred to Committee on Agriculture.

By Representative Wallace:

H. B. 319, a bill to be entitled an act to authorize the Town of Star to sell a water line at private sale to the Town of Biscoe in Montgomery County.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Regan and Britt of Robeson:

H. B. 320, a bill to be entitled an act to confer limited civil jurisdiction upon the criminal terms of court of the Superior Court of Robeson County.

Referred to Committee on Judiciary No. 2.

By Representative Snapp:

H. B. 321, a bill to be entitled an act to allow nonresident income taxpayers to take a pro rata standard deduction upon a reciprocal basis.

Referred to Committee on Finance.

By Representatives Hill of Durham, Harris of Wake, Turner, Venters, Whitehurst, Belk, Wicker, Rodenbough, Murphy, Umstead, and Kerr:

H. B. 322, a bill to be entitled an act to amend Article 16 of Chapter 116 of the General Statutes entitled "State Board of Higher Education".

Referred to Committee on Higher Education.

By Representative Leatherman:

H. B. 323, a bill to be entitled an act permitting Lincoln County to authorize bonds for school purposes in the maximum aggregate principal

amount of Two Million Dollars notwithstanding the limitation of County Finance Act.

Referred to Committee on Finance.

By Representative Woodard of Northampton:

H. B. 324, a bill to be entitled an act to amend General Statutes 113-247 relating to fishing in a certain portion of the Roanoke River.

Referred to Committee on Wildlife Resources.

By Representative Kiser:

H. B. 325, a bill to be entitled an act to authorize the Board of County Commissioners of Scotland County to fix all official fees to be charged in cases tried in the County Criminal Court of Scotland County.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 326, a bill to be entitled an act to authorize the Board of County Commissioners of Scotland County to fix the fees which may be charged by various county officers.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Taylor and Davis of Lenoir:

H. B. 327, a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to legal settlement.

Referred to Committee on Public Welfare.

By Representative Blue:

H. B. 328, a bill to be entitled an act to amend General Statutes 113-111 so as to provide that there will be no closed season on foxes in Moore County.

Referred to Committee on Wildlife Resources.

By Representatives Kerr, Whitley, Yarborough, Delamar, and Britt of Bladen:

H. B. 329, a bill to be entitled an act to amend General Statutes 135-1 so as to make certain employees of the National Guard eligible for membership in the Teachers' and State Employees' Retirement System.

Referred to Committee on Teachers' and State Employees' Retirement.

#### 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. 40, a bill to be entitled an act to amend General Statutes 54-19 relating to loans by building and loan associations so as to permit such

associations to make loans secured by shares of any such association in an amount not to exceed the withdrawable value thereof.

Referred to Committee on Banks and Banking.

S. B. 109, a bill to be entitled an act to rewrite General Statutes 114-11.1 so as to clarify the requirement as to statistical data furnished the Chief Justice by the Clerks of Superior Court.

Referred to Committee on Judiciary No. 1.

S. B. 112, a bill to be entitled an act to amend Article 20, Chapter 15, of the General Statutes by adding a new section to authorize the Probation Commission to delegate to the Director of Probation the authority to appoint and terminate the services of probation officers and clerks.

Referred to Committee on Judiciary No. 1.

S. B. 138, a bill to be entitled an act to amend Article 21 of Chapter 58 of the General Statutes relating to the State Property Fire Insurance Fund.

Referred to Committee on Insurance.

S. B. 140, a bill to be entitled an act authorizing and directing the State Treasurer to refund money paid to the Commissioner of Insurance and held by the State Treasurer under the Firemen's Pension Fund Act, being Chapter 1420 of the Session Laws of 1957, which Act has been declared unconstitutional by the Supreme Court of North Carolina.

Referred to Committee on Insurance.

S. B. 147, a bill to be entitled an act relating to the issuance of warrants and receipts by Justices of the Peace in Wayne County.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

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

H. B. 195, a bill to be entitled an act to authorize the Board of County Commissioners of Brunswick County to call a special election for the authorization of an Industrial Development Tax for Brunswick County and to create and fix the powers of an Industrial Development Commission for Brunswick County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood,

Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Raby, Regan, Rodenbough, Satterfield, Sermons, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 98, a bill to be entitled an act to amend Chapter 22 of the Private Laws of 1935 relating to the Utilities Commission of the City of Lexington.

On motion of Representative Watkins the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 242, a bill to be entitled an act to amend General Statutes 7-186 relating to Recorders' Courts, as the same applies to such Court in the Town of Mount Holly, Gaston County.

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

H. B. 243, a bill to be entitled an act to provide for the transfer of criminal cases from the Bessemer City Recorder's Court to the Superior Court of Gaston County when trial by jury is demanded.

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

H. B. 297, a bill to be entitled an act to amend Chapter 458 of the Session Laws of 1957 relating to the appointment of Trustees of the Tryon City Administrative School Unit in Polk County.

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 changing the name of "The West Rockingham Cities Administrative School Unit" to the "Madison-Mayodan City Administrative Unit"; providing for the nomination and election of members of the Madison-Mayodan City Board of Education; fixing the terms of office of members; and providing for filling vacancies in the membership of said Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 159, a bill to be entitled an act to amend General Statutes 20-279.14 and General Statutes 20-279.15 to provide that judgments shall be deemed satisfied at the expiration of ten years.

On motion of Representative Strayhorn consideration of the bill is postponed until Tuesday, March 24, 1959.

H. B. 46, a bill to be entitled an act to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—109.

Those voting in the negative are: Representative Crawford of Buncombe—1.

H. B. 51, a bill to be entitled an act to amend General Statutes 35-3 relating to certificates from hospitals for the insane.

On motion of Representative Umstead the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 52, a bill to be entitled an act to amend Chapter 122 of the General Statutes relating to hospitals for the mentally disordered.

On motion of Representative Umstead the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 60, a bill to be entitled an act to enact the Interstate Compact on Mental Health.

On motion of Representative Umstead the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 205, a bill to be entitled an act to rewrite General Statutes 14-346 and to amend General Statutes 148-70 relating to the disposition of the products of prison labor.

Representative Jackson offers an amendment.

Representative Hardy moves that the amendment offered by Representa-

tive Jackson be tabled; the motion prevails and the amendment offered by Representative Jackson is laid on the table.

Representative Buchanan calls the previous question; the call sustains.

The question now recurs to the passage of the bill on its second reading.

The bill passes its second reading.

Representative Whitehurst objects to the third reading of the bill.

Representative Buchanan moves that the rules be suspended and the bill placed on its third reading.

Representative Buchanan withdraws the motion to suspend the rules and place the bill on its third reading, and the bill remains on the Calendar for its third reading.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 114. An Act authorizing the Tax Supervisor for Halifax County to appoint county deputy tax collectors as ex officio tax list takers and assessors.

H. B. 18. An Act amending General Statutes 115-169 as the same relates to Jackson County, fixing the punishment for violation of the Compulsory Attendance School Law.

H. B. 119. An Act to amend General Statutes 160-200(25) relating to insurance for municipal employees.

H. B. 207. An Act to amend General Statutes 14-335 with respect to public drunkenness in Caswell County.

H. B. 208. An Act relating to the Dog Warden of Caswell County.

H. B. 209. An Act rewriting Section 5 of Chapter 265, Session Laws of 1949, so as to authorize the Board of Commissioners of Caswell County to fix the times when the Recorder's Court of Caswell County shall conduct jury trials.

H. B. 306. An Act to amend Chapter 72, Session Laws of 1943, by locating and fixing the voting ward boundaries for the election of members to the Hickory City Board of Education and prescribing the procedure for such elections.

H. B. 307. An Act to increase the number of members on the Chapel Hill City Board of Education from six to seven.

On motion of Representative Harriss of Rowan the House adjourns and will meet tomorrow at 10 o'clock A. M.



**THIRTY-NINTH DAY**

HOUSE OF REPRESENTATIVES

Friday, March 20, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Leaves of absence are granted Representative O'Neal and Representative Hicks for today, March 20, 1959.

A leave of absence is granted Representative Venters for Monday night and Tuesday, March 23 and 24.

On motion of Representative Spruill the courtesies of the floor are extended the Honorable Percy Ferebee, a former member of the House from Cherokee County.

On motion of Representative Gregory, Theresa Humphrey, Wade and Dwight Turner all of Harnett County are made honorary pagette and pages, respectively, of the House.

On motion of Representative Dolley the following boys and girls of the eighth grade class of Robinson School in Gaston County are made honorary pages and pagettes, respectively, of the House of Representatives: Paul Adams, William Adams, Nike Brown, John Clarke, Lester Clark, Benny Crisp, Johnny Hale, Keith Hart, Jacky Hendrix, Ray Heffner, Henny Howell, Joe Mauldin, Jimmy McDonald, Richard Moody, Richard Moton, Gene Ratchford, Terry Robinson, Boyce McCarn, Edward Williams, Roy Tidwell, Jerry Wilson, Ruby Busler, Ann Caldwell, Fonda Flanagan, Nancy Glenn, Kay Hale, Jane Huffstetler, Wanda McElveen, Jo Moton, Wanda Brown, Linda Spirlin, and Libby Ann Thompson.

## ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully examined, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 98, a bill to be entitled an act to amend Chapter 22 of the Private Laws of 1935 relating to the Utilities Commission of the City of Lexington.

## 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 Representative Blue, for the Committee on Finance.

H. B. 323, a bill to be entitled an act permitting Lincoln County to authorize bonds for school purposes in the maximum aggregate principal amount of two million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

With a favorable report.

On motion of Representative Blue the bill is placed on today's Calendar.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Newman:

H. R. 330, a joint resolution honoring the life, memory and achievements of Doctor J. Marshall Lee, a former member of the General Assembly from Sampson County, upon his recent death.

On motion of Representative Newman the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

A JOINT RESOLUTION HONORING THE LIFE, MEMORY AND ACHIEVEMENTS OF DOCTOR J. MARSHALL LEE, A FORMER MEMBER OF THE GENERAL ASSEMBLY FROM SAMPSON COUNTY, UPON HIS RECENT DEATH.

WHEREAS, Doctor J. Marshall Lee of the Town of Newton Grove in Sampson County has recently passed away at the age of seventy-three years, ending a long life of distinguished service to the people of his county and the State; and

WHEREAS, Doctor J. Marshall Lee served his county and the State well as a member of the General Assembly during the 1933 Session, and as a general practitioner of medicine for more than forty years; and

WHEREAS, in the passing of Doctor J. Marshall Lee, the County of Sampson and the State of North Carolina have lost an untiring, unselfish, patriotic friend of man, and a distinguished public servant; NOW, THEREFORE,

Be it resolved by the House of Representatives, the Senate concurring:

Section 1. In the death of Doctor J. Marshall Lee, the State of North Carolina has lost a distinguished and devoted citizen, and the General Assembly of North Carolina pauses to pay homage to a man who lived a useful life devoted to his family, his church, his county, and his State.

Sec. 2. A copy of this Resolution of homage and respect be placed upon the minutes of the House of Representatives, and a copy of the same shall be sent to the surviving members of his family.

Sec. 3. This Resolution shall be effective upon its adoption.

By Representatives Davis of Rutherford, Taylor, Woodard of Northampton, Hunt, Yarborough, Hostetler, Watkins, Hicks and Wooten:

H. B. 331, a bill to be entitled an act to provide for the systematic revaluation of property for ad valorem tax purchases.

Referred to Committee on Finance.

And,

H. B. 332, a bill to be entitled an act relating to the uniform assessment of property for ad valorem tax purposes.

Referred to Committee on Finance.

By Representative Murphrey:

H. B. 333, a bill to be entitled an act to create a new Board of Alcoholic Beverage Control for Halifax County and to provide for a Board to be elected by the people.

Referred to Committee on Propositions and Grievances.

By Representative Valentine, by request:

H. B. 334, a bill to be entitled an act to provide for the creation of and to limit the conveyance of family homesites.

Referred to the Committee on Judiciary No. 2.

And,

H. B. 335, a bill to be entitled an act to rewrite the Intestate Succession Laws of North Carolina.

Referred to the Committee on Judiciary No. 2.

And,

H. B. 336, a bill to be entitled an act to rewrite the statutes on dissent from wills.

Referred to the Committee on Judiciary No. 2.

By Representative Snapp:

H. B. 337, a bill to be entitled an act to amend General Statutes 105-89 (c) (4) relating to license taxes on automobile dealers.

Referred to Committee on Finance.

By Representative Byrd:

H. B. 338, a bill to be entitled an act to provide for a required accounting by State Highway Patrolmen for subsistence allowances so as to bring

such accounting within the purview of Section 1.162-17 (b) of the regulations of the Internal Revenue Service.

Referred to Committee on Judiciary No. 1.

By Representative Crawford of Swain:

H. B. 339, a bill to be entitled an act to appoint members of the County Board of Education of Swain County.

Referred to 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. 110, a bill to be entitled an act to amend General Statutes 15-200 to enlarge the jurisdiction of the superior courts in probation matters.

Referred to Committee on Courts and Judicial Districts.

S. B. 156, a bill to be entitled an act to repeal an act passed by the General Assembly of 1959, originally designated as "S. B. 36", and ratified on March 6, 1959, and to rewrite subsection (2) of General Statutes 157-3, pertaining to the Housing Authorities Law as applicable in Cherokee, Clay, Graham, Macon and Swain Counties and cities and towns therein.

Referred to Committee on Judiciary No. 1 .

H. B. 171, a bill to be entitled an act to amend Chapter 1261 of the Session Laws of 1953 relating to the Charter of the Town of Selma in Johnston County.

Returned for concurrence in the Senate amendment.

On motion of Representative Coates the House concurs in the Senate amendment and the bill is ordered enrolled.

S. R. 165, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the approval of appointments to the North Carolina Board of Higher Education.

On motion of Representative Uzzell the rules are suspended and the resolution placed on 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. 195, a bill to be entitled an act to authorize the Board of County Commissioners of Brunswick County to call a special election for the

authorization of an Industrial Development Tax for Brunswick County and to create and fix the powers of an Industrial Development Commission for Brunswick County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Barwick, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Brock, Bryant, Buchanan, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Gaiter, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—97.

Those voting in the negative are: None.

H. B. 323, a bill to be entitled an act permitting Lincoln County to authorize bonds for school purposes in the maximum aggregate principal amount of two million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Brock, Bryant, Buchanan, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Gaiter, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—97.

Those voting in the negative are: None.

H. B. 284, a bill to be entitled an act to amend Chapter 196 of the Session Laws of 1957 annexing Little River Township of Hoke County to Moore County.

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

H. B. 296, a bill to be entitled an act to amend Chapter 861 of the Session Laws of 1955 so as to limit the planning and zoning powers of the City of High Point to the boundary line of Randolph County in a south direction.

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

H. B. 302, a bill to be entitled an act to amend Chapter 644 of the Session Laws of 1953 relating to the collection of beer and wine license taxes in Wake County.

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

H. B. 309, a bill to be entitled an act to amend Chapter 1227 of the Session Laws of 1953 authorizing the county commissioners to fix the salaries of county officials and employees so as to make the same applicable to Currituck County.

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

H. B. 311, a bill to be entitled an act to provide for the appointment of trustees for Albemarle Hospital in Pasquotank County.

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

H. B. 46, a bill to be entitled an act to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Barwick, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Brock, Bryant, Buchanan, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Gaiter, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—97.

Those voting in the negative are: None.

H. B. 205, a bill to be entitled an act to rewrite General Statutes 14-346 and to amend General Statutes 148-70 relating to the disposition of the products of prison labor.

Representative Whitehurst offers the following amendment.

Add—Section 3½ to read as follows—“Provided, however, that nothing in this act shall be deemed to compel county or municipal governing bodies to purchase under this act.”

Representative Buchanan moves, seconded by Representative Doughton, that the amendment offered by Representative Whitehurst be tabled, the motion prevails and the amendment offered by Representative Whitehurst is laid on the table.

Representative Buchanan calls the previous question, which call prevails.

The question now recurs to the passage of the bill on its third reading.

The bill passes its third reading and is ordered sent to the Senate.

Representative Whitehurst secures permission of the Chair to have the following placed in the House Journal.

March 19, 1959

Honorable W. F. Bailey  
Director of Prisons  
State Prison Department  
Raleigh, North Carolina

Dear Mr. Bailey:

Pursuant to your request for my opinion concerning the application of House Bill 205 to municipalities, you are hereby advised that the compulsory purchase section of House Bill 205 has no application to municipalities. You may observe that the present provisions of General Statutes 148-70 makes a clear distinction between departments, institutions and agencies of the State and counties, cities and towns. The bill itself makes the same distinction in lines 16 through 21.

It is a pleasure to render this service to you and if we can be of service in any other way, please call upon us.

Faithfully yours,  
John T. Morrissey  
General Counsel

H. B. 91, a bill to be entitled an act to amend Chapter 127 of the General Statutes relating to the National Guard and Militia of the State.

On motion of Representative Yarborough Committee amendment No. 1 is adopted.

On motion of Representative Yarborough Committee amendment No. 2 is adopted.

On motion of Representative Yarborough Committee amendment No. 3 is adopted.

On motion of Representative Yarborough Committee amendment No. 4 is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 223, a bill to be entitled an act to amend General Statutes 20-149 (b) so as to provide that the failure of an overtaking driver to sound his horn shall not constitute negligence or contributory negligence per se in any civil action.

On motion of Representative Womble the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 255, a bill to be entitled an act to authorize the Commissioner of Revenue to release the lien of State Tax Judgments upon real property under certain circumstances.

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

H. B. 263, a bill to be entitled an act amending Article 11, Chapter 115 of the General Statutes relating to loans from the State Literary Fund.

On motion of Representative Hardy consideration of the bill is postponed until Tuesday, March 24, 1959.

H. B. 287, a bill to be entitled an act to amend General Statutes 15-80 relating to waiver of extradition to provide that waiver of extradition by any person may be before a clerk of superior court or judge of any court of record in this State.

On motion of Representative Turner consideration of the bill is postponed until Wednesday, March 25, 1959.

S. B. 32, a bill to be entitled an act to amend General Statutes 148-4 relating to the control and custody of prisoners.

Passes its second and third readings and is ordered enrolled.

S. B. 44, a bill to be entitled an act to amend General Statutes 60-84 and General Statutes 60-87 relating to company police.

Representative Yarborough offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 45, a bill to be entitled an act to amend Chapter 62 of the General Statutes relating to public utilities.

On motion of Representative Long the Committee amendment is adopted.



Representative Humphrey offers an amendment.

On motion of Representative Bowman the bill and amendments are re-committed to the Committee on Judiciary No. 1.

S. R. 68, a joint resolution providing for the appointment of a committee to make a study of the question of whether this General Assembly shall adopt a plan to encourage the use of voting machines by the counties, as well as a plan to assist the counties in the purchase or rental of voting machines in our primaries and elections.

Passes its second and third readings and is ordered enrolled.

S. B. 79, a bill to be entitled an act to amend General Statutes 24-2 so as to make its provisions apply where a debtor or other person seeks equitable relief.

Passes its second and third readings and is ordered enrolled.

S. B. 83, a bill to be entitled an act to amend Section 391 of Chapter 14 of the General Statutes.

On motion of Representative Uzzell the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendments.

#### ENROLLED BILLS

Representative Drummond, 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. 9. An Act changing the name of "The West Rockingham Cities Administrative School Unit" to the "Madison-Mayodan City Administrative Unit"; providing for the nomination and election of members of the Madison-Mayodan City Board of Education; fixing the terms of office of members; and providing for filling vacancies in the membership of said Board of Education.

H. B. 112. An Act to amend General Statutes 62-121.47 relating to exemptions from the Bus Act of 1949.

H. B. 164. An Act appointing members of the Tax Equalization Board for Madison County, fixing their terms of office and meeting dates.

H. B. 225. An Act to amend General Statutes 105-287 relating to listing and assessment of taxes in Henderson County.

H. B. 235. An Act amending Chapter 1104, Session Laws of 1955, as amended by Chapter 1383, Session Laws of 1957, so as to remove Macon County from the provisions of said Act.

H. B. 251. An Act to divide the City of Hickory into six wards and to provide for new registration.

H. B. 286. An Act to amend Chapter 67 of the Public-Local Laws of 1937 relating to the election of commissioners for the City of Roanoke Rapids.

H. B. 293. An Act to provide for elections in the Towns of Leaksville and Spray on the consolidation of said towns and subject to said elections to provide a Charter of incorporation for the City of Leaksville-Spray in Rockingham County.

On motion of Representative Newman and pursuant to resolution heretofore adopted, the House adjourns in honor of the memory of the late Doctor J. Marshall Lee, a former member of this Body from Sampson County, and will meet tomorrow at 10 o'clock A. M.

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## FORTIETH DAY

HOUSE OF REPRESENTATIVES  
Saturday, March 21, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Raby, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Womble the House adjourns and will meet Monday night at 7:45 o'clock.

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## FORTY-FIRST DAY

HOUSE OF REPRESENTATIVES  
Monday Night, March 23, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Regan, Ricky Geanes of Wake County is made an honorary page of the House of Representatives.

Mr. Speaker Hewlett names Linda Gibson and Barbara Gibson honorary pagettes of the House and certificates are issued.

On motion of Representative Jones of Pitt, the courtesies of the floor are extended the Honorable Dr. Paul Jones of Pitt County, a former member of the North Carolina Senate.

On motion of Representative Womble, Joe Barrow of Wake County is made an honorary page of the House.

On motion of Representative Byrd the following boys and girls of Burke County are made honorary pages and pagettes, respectively, of the House of Representatives: Ted W. Wacaster, Wade H. Stack, Jr., Douglas Scott Cutting, Charles Cooper, Iris Beck, Sherry Gray Stine and Miriam Franklin Horne.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

March 23, 1959

*Mr. Speaker:*

Pursuant to Joint Resolution No. 47 entitled, "A Joint Resolution providing for a joint session of the Senate and House of Representatives, and inviting Honorable Preston J. Moore, National Commander of the American Legion, to address the joint session;" and Joint Resolution No. 165 entitled, "A Joint Resolution fixing the time and place for a joint session of the Senate and House of Representatives for the approval of appointments to the North Carolina Board of Higher Education," the Senate stands ready to repair to the Hall of the House there to sit in Joint Session with your Honorable Body.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

JOINT SESSION

Pursuant to Joint Resolutions Nos. 47 and 165 heretofore adopted, and 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 and are assigned seats, Lieutenant Governor Barnhardt at the right of Mr. Speaker Hewlett.

President Barnhardt calls the Joint Assembly to order.

His Excellency, Governor Hodges, comes into the Hall of the House accompanied by the Honorable Preston J. Moore, National Commander of the American Legion and his party, who are escorted by a Committee heretofore appointed. Senator Hancock, for the Committee, presents Governor Hodges to President Barnhardt; Governor Hodges then presents the Honorable Preston J. Moore to Lieutenant Governor Barnhardt, Mr. Speaker Hewlett and the members of the House and Senate.

Pursuant to S. R. 47 the Honorable Preston J. Moore addresses the Joint Assembly concerning the needs of the United States Armed Forces.

Pursuant to S. R. 165, Governor Hodges presents the following appoint-

ments to the North Carolina Board of Higher Education, for confirmation by the Joint Assembly:

March 18, 1959

Honorable Luther E. Barnhardt, President of the Senate, and  
Honorable Addison Hewlett, Jr., Speaker of the House  
North Carolina General Assembly  
Raleigh, North Carolina

Gentlemen:

I have the honor to transmit herewith the following two appointments to the North Carolina Board of Higher Education, which in accordance with Section 116-156 of the General Statutes must be forwarded to the General Assembly for confirmation in joint session:

<i>Name</i>	<i>Term Beginning</i>	<i>Term Expiring</i>
Dallas Herring Rose Hill, N. C.	July 1, 1957	June 30, 1965
Mrs. Thomas R. Easterling 319 Raleigh Street Rocky Mount, N. C.	July 1, 1957	June 30, 1965

Respectfully submitted,  
S/ LUTHER H. HODGES

LHH:tt

On motion of Senator Kester, seconded by Representative Doughton the nominees of the Governor as indicated in his message are confirmed, and the nominees are declared appointed.

On motion of Senator Morgan the Joint Assembly dissolves, the Senate repairs to its Chambers and the House resumes consideration of business.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 91, a bill to be entitled an act to amend Chapter 127 of the General Statutes relating to the National Guard and militia of the State.

H. B. 223, a bill to be entitled an act to amend General Statutes 20-149 (b) so as to provide that the failure of an overtaking driver to sound his horn shall not constitute negligence or contributory negligence per se in any civil action.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Valentine and Dill:

H. R. 340, a joint resolution honoring the life of and memory of Frank Shepherd Spruill, Jr. who served with distinction in the North Carolina House of Representatives.

On motion of Representative Valentine, seconded by Representative Woodard of Wilson, the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF FRANK SHEPHERD SPRUILL, JR. WHO SERVED WITH DISTINCTION IN THE NORTH CAROLINA HOUSE OF REPRESENTATIVES.

WHEREAS, The General Assembly of North Carolina, Session of 1959, desires to commemorate the services of Frank Shepherd Spruill, Jr. to his City, County and State and to express its deep sorrow at his passing; and

WHEREAS, Frank Shepherd Spruill, Jr. was born in Louisburg, Franklin County, North Carolina on July 22, 1895, the son of a distinguished farmer bearing an illustrious family name. He received his formal education at Horner Military School, Episcopal High School and the University of North Carolina. He served with distinction as a Captain during World War I. He commenced the practice of law in Rocky Mount in 1922 and for many years was one of the most able and respected attorneys in Eastern North Carolina; and

WHEREAS, as a member of the Rocky Mount Kiwanis Club, the Community Council, Benvenue Country Club and the Braswell Memorial Library he performed a multitude of valuable services for his community and County. As a member and former Vestryman and Junior Warden of the Church of the Good Shepherd in Rocky Mount he made a valuable contribution to the religious life of the community.

WHEREAS, Frank Shepherd Spruill, Jr., represented Nash County with zeal, great ability and distinction during the Session of 1925.

NOW, BE IT RESOLVED by the House of Representatives, the Senate concurring:

Section 1. The Members of the General Assembly of North Carolina, Session of 1959, unite in expressing for the State of North Carolina their deep sorrow sustained by the passing of Frank Shepherd Spruill, Jr., who endeared himself to the people of his City, County and State as an able, distinguished and respected citizen and public servant.

Section 2. As a token of great respect to and high esteem for the honored memory of Frank Shepherd Spruill, Jr. the General Assembly of North Carolina, Session of 1959, hereby extends its deep and sincere sympathy to his widow and family.

Section 3. This Resolution shall be incorporated in the permanent records of this General Assembly as a tribute to the memory of Frank Shepherd Spruill, Jr.

Section 4. This Resolution shall be in full force and effect from and after its ratification.

By Representatives Kemp, Turner, Hunt and Humphrey:

H. B. 341, a bill to be entitled an act to amend Chapter 1333 of the 1957 Session Laws, relating to assessments for water and sewer mains so as to apply the same to the City of High Point.

Referred to Committee on Local Government.

And,

H. B. 342, a bill to be entitled an act to amend Chapter 988 of the 1953 Session Laws, relating to street and utility assessments so as to make the same apply to the City of High Point.

Referred to Committee on Local Government.

And,

H. B. 343, a bill to be entitled an act to amend Chapter 496 of the 1955 Session Laws, as amended, relating to pension fund for the retirement and disability of members of the Police Department of the City of High Point.

On motion of Representative Kemp the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Davis of Rutherford:

H. B. 344, a bill to be entitled an act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes.

Referred to Committee on Finance.

By Representative Byrum:

H. B. 345, a bill to be entitled an act to amend General Statutes 160-29 relating to the regulation of elections in Chowan County.

Referred to Committee on Local Government.

And,

H. B. 346, a bill to be entitled an act to amend Chapter 186, Private Laws of 1909, relating to the Charter of the City of Edenton in Chowan County.

Referred to Committee on Local Government.

By Representative Murphy:

H. B. 347, a bill to be entitled an act amending certain sections of Article 9, Chapter 106 of General Statutes, relating to commercial feeding stuffs.

Referred to Committee on Agriculture.

By Representatives Henley and High:

H. B. 348, a bill to be entitled an act amending Chapter 349, Private Laws of 1891, as amended, so as to fix the dates for holding municipal elections in the Town of Hope Mills in Cumberland County and to fix the terms of office of the elected officials thereof.

Referred to Committee on Local Government.

By Representatives Blue, Sermons and Wallace:

H. B. 349, a bill to be entitled an act to amend General Statutes 106-567 relating to the refund of assessments collected from farmers for the purpose of promoting the use and sale of agricultural products.

Referred to Committee on Agriculture.

By Representative Hawfield:

H. B. 350, a bill to be entitled an act to provide for the election of the chairman and four members of the Board of County Commissioners of Union County.

Referred to Committee on Local Government.

By Representative McLaughlin, by request:

H. B. 351, a bill to be entitled an act to amend Chapter 53 of the General Statutes so as to provide for the appointment of a Deputy Commissioner of Banks.

Referred to Committee on Banks and Banking.

By Representative Askew:

H. B. 352, a bill to be entitled an act to amend General Statutes 2-24 authorizing the Board of County Commissioners of Gates County to fix the office hours and work days of the Clerk of the Superior Court.

Referred to Committee on Local Government.

By Representative Wallace:

H. B. 353, a bill to be entitled an act to authorize the Board of County Commissioners of Montgomery County to expend surplus funds for the purchase of lands and the construction of public and community buildings thereon.

Referred to Committee on Counties, Cities, and Towns.

By Representative Snapp:

H. B. 354, a bill to be entitled an act to amend General Statutes 89-5, 1958 Replacement Volume 20, relating to the Secretary of the State Board of Registration for Professional Engineers and Land Surveyors and defining his duties, liabilities and expenditure of funds of the Board.

Referred to Committee on State Government.

#### 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. 18, a bill to be entitled an act to clarify General Statutes 105-449 relative to the exemption of gasoline used in public school transportation.

Referred to Committee on Education.

S. B. 80, a bill to be entitled an act to amend Chapter 31 of the General Statutes, General Statutes 10-1, General Statutes 59-40(1), General Statutes 55A-2(7), General Statutes 55A-7(a) (9), General Statutes 1-96, and General Statutes 101-2.

Referred to Committee on Judiciary No. 2.

S. B. 96, a bill to be entitled an act amending General Statutes 106-65.24 and General Statutes 106-65.25, relating to structural pest control, by rewriting Subsection 1 of General Statutes 106-65.24 and Subsection (b) of General Statutes 106-65.25.

Referred to Committee on Judiciary No. 1.

S. B. 97, a bill to be entitled an act to clarify the exemption of certain property from ad valorem taxation.

Referred to Committee on Judiciary No. 2.

S. B. 105, a bill to be entitled an act to amend the Statutes relating to the filing and cross-indexing of lis pendens.

Referred to Committee on Judiciary No. 1.

S. B. 125, a bill to be entitled an act to amend Chapter 160, Article 14, Section 173 of the General Statutes of North Carolina so as to make the proviso therein contained inapplicable to Mecklenburg County and the municipalities therein.

Referred to Committee on Counties, Cities and Towns.

S. B. 148, a bill to be entitled an act to amend Chapter 459 of the Session Laws of 1949 so as to increase the membership of the Board of Commissioners of the Town of Eureka in Wayne County.

Referred to Committee on Counties, Cities and Towns.

S. B. 167, a joint resolution honoring the memory of Henry Alexander McKinnon.



On motion of Representative Regan the rules are suspended and the resolution placed on 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. 285, a bill to be entitled an act to repeal Chapter 1314 of the Session Laws of 1957 relating to the Law Enforcement Officers' Relief Fund in Bertie County, and to amend Chapter 897 of the Session Laws of 1953 so as to increase the fee to be taxed for the Law Enforcement Officers' Relief Fund from one dollar to one dollar and fifty cents.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Kerr, Kiser, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—97.

Those voting in the negative are: None.

H. B. 323, a bill to be entitled an act permitting Lincoln County to authorize bonds for school purposes in the maximum aggregate principal amount of two million dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris

of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Kerr, Kiser, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—97.

Those voting in the negative are: None.

On motion of Representative Regan, seconded by Representative Britt of Robeson, the House adjourns in memory of the late Honorable Henry A. McKinnon of Robeson County, and will meet tomorrow at 12:00 o'clock noon.

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## FORTY-SECOND DAY

HOUSE OF REPRESENTATIVES  
Tuesday, March 24, 1959

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

Prayer is offered by the Reverend J. Larry Mayo, Pastor of the First Baptist Church of Smithfield, North Carolina.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Womble, Virginia Haskins, Hannah Nicholson, Helen Buchanan, and Laura Whitley of Wake County are made honorary pagettes of the House.

### 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 Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 61, a bill to be entitled an act to amend General Statutes 1-597 relative to publication of legal notices in counties wherein no newspaper is published.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Valentine the substitute bill is adopted.

H. B. 106, a bill to be entitled an act to amend General Statutes 20-16 relating to the authority of the Department of Motor Vehicles to suspend the driver's license of drivers convicted of speeding in excess of fifty-five miles and not more than seventy-five miles per hour.

With an unfavorable report.

By Representative Johnson, for the Committee on Wildlife Resources.

H. B. 202, a bill to be entitled an act to prevent the taking of deer on the Chowan River with the aid of boats.

With a favorable report.

H. B. 324, a bill to be entitled an act to amend General Statutes 113-247 relating to fishing in a certain portion of the Roanoke River.

With a favorable report, as amended.

By Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 269, a bill to be entitled an act amending General Statutes 153-9 and creating the office of county fire marshal.

With a favorable report, as amended.

H. B. 270, a bill to be entitled an act to authorize counties to enter into continuing contracts.

With a favorable report.

H. B. 271, a bill to be entitled an act to authorize boards of county commissioners to fix the office hours and workdays in the various county offices.

With a favorable report, as amended.

H. B. 300, a bill to be entitled an act to amend Chapter 16 of the Private Laws of 1937 to provide that one dollar and fifty cents be taxed in the bill of costs in criminal cases for the Hertford County Peace Officers' Relief Association.

With a favorable report.

H. B. 308, a bill to be entitled an act adding Beaufort to the list of counties to which Article 35 A, Chapter 105 of the General Statutes, relating to the listing of automobiles for taxes is applicable.

With a favorable report.

H. B. 315, a bill to be entitled an act to provide for the exercise of powers by police officers one mile beyond the corporate limits of the Town of Creswell in Washington County.

With a favorable report.

H. B. 316, a bill to be entitled an act to postpone the quadrennial revaluation and reassessment of real property in Hertford County.

With a favorable report.

H. B. 319, a bill to be entitled an act to authorize the Town of Star to sell a water line at private sale to the Town of Biscoe in Montgomery County.

With a favorable report.

H. B. 325, a bill to be entitled an act to authorize the Board of County Commissioners of Scotland County to fix all official fees to be charged in cases tried in the County Criminal Court of Scotland County.

With a favorable report.

H. B. 326, a bill to be entitled an act to authorize the Board of County Commissioners of Scotland County to fix the fees which may be charged by various county officers.

With a favorable report.

H. B. 353, a bill to be entitled an act to authorize the Board of County Commissioners of Montgomery County to expend surplus funds for the purchase of lands and the construction of public and community buildings thereon.

With a favorable report.

S. B. 108, a bill to be entitled an act to extend the corporate limits of the Town of Scotland Neck in Halifax County.

With a favorable report.

S. B. 115, a bill to be entitled an act to amend Chapter 193 of the Private Laws of 1923, relating to the Charter of the Town of Enfield in Halifax County.

With a favorable report.

S. B. 125, a bill to be entitled an act to amend Chapter 160, Article 14, Section 173 of the General Statutes of North Carolina so as to make the proviso therein contained inapplicable to Mecklenburg County and the municipalities therein.

With a favorable report.

S. B. 148, a bill to be entitled an act to amend Chapter 459 of the Session Laws of 1949 so as to increase the membership of the Board of Commissioners of the Town of Eureka in Wayne County.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 238, a bill to be entitled an act to authorize the North Carolina Industrial Commission to hear and pass upon the claim of Effie M. Cook, administratrix of the estate of Dallas F. Cook, deceased, against the North Carolina State Prison Department according to the law and procedure established for determining tort claims against state departments and agencies.

Reported without prejudice.

On motion of Representative Turner the bill is recommitted to Committee on Appropriations.

H. B. 280, a bill to be entitled an act to amend Section 50-5 of the General Statutes so as to reduce the number of years of separation required for absolute divorce in the case of incurable insanity from five years to three years.

With an unfavorable report.

H. B. 289, a bill to be entitled an act to rewrite Subsection 4 of General Statutes 105-296 so as to clarify its provisions and include in the exemption from taxation all lands, buildings, and facilities reasonably necessary and useful in the functional operation of public libraries and educational institutions.

With a favorable report.

S. B. 23, a bill to be entitled an act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

With a favorable report, as amended.

S. B. 112, a bill to be entitled an act to amend Article 20, Chapter 15, of the General Statutes by adding a new section to authorize the Probation Commission to delegate to the Director of Probation the authority to appoint and terminate the services of probation officers and clerks.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Crawford of Swain:

H. B. 355, a bill to be entitled an act relating to the auditing of the books and records of Justices of the Peace and Mayor's Court of Bryson City in Swain County.

Referred to Committee on Courts and Judicial Districts.

By Representative Byrd:

H. B. 356, a bill to be entitled an act to amend Article 7A of Chapter 7 of the General Statutes relating to the issuance of warrants and receipts by Justices of the Peace in Burke County.

Referred to Committee on Judiciary No. 1.

By Representative Whitmire:

H. B. 357, a bill to be entitled an act relating to the appointment of a single registrar of vital statistics for Henderson County.

Referred to Committee on Judiciary No. 2.

By Representative Turner:

H. B. 358, a bill to be entitled an act to amend General Statutes 105-144.2 relative to the nonrecognition of gain from the sale of principal residence.

Referred to Committee on Finance.

By Representative Edmisten:

H. B. 359, a bill to be entitled an act to authorize the Board of County Commissioners of Watauga County to fix the salaries of the sheriff and deputy sheriff and to amend General Statutes 162-7 relating to fees to be charged by the Sheriff in Watauga County.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 360, a bill to be entitled an act rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the state-wide primary laws.

Referred to Committee on Elections and Election Laws.

By Representative Bynum:

H. B. 361, a bill to be entitled an act to amend General Statutes 152-5 in respect to coroners' fees in Richmond County.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 362, a bill to be entitled an act relating to the appointment and compensation of certain officials and employees of Richmond County.

Referred to Committee on Counties, Cities, and Towns.

By Representative O'Neal:

H. B. 363, a bill to be entitled an act to authorize the Board of County Commissioners of Hyde County to levy a special tax for the purchase of the remainder of the school site for Mattamuskeet High School in Hyde County.

Referred to Committee on Finance.

By Representative Kennedy:

H. B. 364, a bill to be entitled an act to repeal Chapter 6 of the Public-Local Laws of 1933 and to repeal Chapter 432 of the Public-Local Laws of 1941 relating to the powers of Justices of the Peace and Constables of Mecklenburg County in the exercise of their offices.

On motion of Representative Kennedy the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Zollicoffer:

H. B. 365, a bill to be entitled an act to amend Chapter 731, Session Laws of 1953, relating to the Charter of the City of Henderson in Vance County.

Referred to Committee on Local Government.

By Representative Long:

H. B. 366, a bill to be entitled an act to repeal Chapter 353 of the Public Laws of 1935 relating to the conduct of elections in the Town of Graham.

Referred to Committee on Elections and Election Laws.

By Representatives Wooten, Hunt, Woodard of Northampton, Taylor, Hicks, and Watkins:

H. B. 367, a bill to be entitled an act to amend General Statutes 153-9 (40) and General Statutes 160-22 so as to authorize the city, county, and joint planning boards to contract for and furnish technical assistance to one another.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 368, a bill to be entitled an act repealing General Statutes 160-227.1, so as to make the Municipal Subdivision Regulation Enabling Act apply throughout the State.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 369, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize counties to appoint a county building inspector.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 370, a bill to be entitled an act to amend General Statutes 153-9 (40) and General Statutes 160-22 so as to authorize city, county, and joint planning boards to contract with the State as well as with the Federal Government for technical planning assistance.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 371, a bill to be entitled an act authorizing municipalities with populations of 10,000 or more to regulate the subdivision of land in areas up to five miles beyond their corporate limits subject to the approval of the board of commissioners of the county in which they are located.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 372, a bill to be entitled an act authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 373, a bill to be entitled an act authorizing municipalities with populations of 2500 or more to zone for a distance of one mile beyond their corporate limits.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 374, a bill to be entitled an act authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Hostetler and Barwick:

H. B. 375, a bill to be entitled an act to provide additional personnel for the public schools of North Carolina as requested by the State Board of Education for the biennium 1959-61.

Referred to Committee on Education.

By Representative Ansell:

H. B. 376, a bill to be entitled an act to amend Chapter 1436 of the Session Laws of 1957 relating to migratory waterfowl in Currituck Sound and its tributaries.

Referred to Committee on Wildlife Resources.

#### CALENDAR

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

H. B. 159, a bill to be entitled an act to amend General Statutes 20-279.14 and General Statutes 20-279.15 to provide that judgments shall be deemed satisfied at the expiration of ten years.

Representative Childers offers an amendment which is adopted.

The bill fails to pass its third reading.

Representative Kiser moves that the vote by which the bill failed to pass its third reading be reconsidered, and that this motion be tabled; the motion prevails.

H. B. 263, a bill to be entitled an act amending Article 11, Chapter 115, of the General Statutes relating to loans from the State Literary Fund.



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

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 68. A Joint Resolution providing for the appointment of a committee to make a study of the question of whether this General Assembly shall adopt a plan to encourage the use of voting machines by the counties, as well as a plan to assist the counties in the purchase or rental of voting machines in our primaries and elections.

S. R. 165. A Joint Resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the approval of appointments to the North Carolina Board of Higher Education.

S. B. 32. An Act to amend General Statutes 148-4 relating to the control and custody of prisoners.

S. B. 79. An Act to amend General Statutes 24-2 so as to make its provisions apply where a debtor or other person seeks equitable relief.

H. B. 56. An Act authorizing the police officers of the Town of Seaboard in Northampton County to exercise their powers as such officers within a radius of three miles in all directions from the corporate city limits of the said town.

H. B. 171. An Act to amend Chapter 1261 of the Session Laws of 1953 relating to the Charter of the Town of Selma in Johnston County.

H. B. 172. An Act amending Chapter 124 of the 1955 Session Laws, as amended, providing for the regulation of the subdivision of land in and around the City of Charlotte by substituting an enlarged territory covered by said Act.

H. B. 173. An Act amending Chapter 123 of the 1955 Session Laws, as amended, to extend the planning, zoning, building regulation and subdivision regulation powers of the City of Charlotte and its governing body to a described territory beyond and surrounding the corporate limits of the City of Charlotte by substituting an enlarged territory covered by said Act.

H. B. 174. An Act creating a Civil Service Commission in the City of Hendersonville, North Carolina, for the members of the Hendersonville Police Department and the Hendersonville Fire Department, and fixing the duties, responsibilities, and qualifications thereof.

H. B. 175. An Act to appoint a member of the Board of Water Commissioners of the City of Hendersonville.

H. B. 179. An Act authorizing the City of Charlotte to operate an air transportation service providing air transportation of passengers and

property, including mail within and without the State of North Carolina in a territory within a radius of sixty-five miles of any municipal airport of the City of Charlotte.

H. B. 185. An Act to authorize the reassessment and revaluation of real property in Wilson County for ad valorem tax purposes and to authorize the Board of County Commissioners of Wilson County to employ experts and to enter into the necessary contracts for said service and to authorize the levying of a special tax therefor.

H. B. 214. An Act to amend the Charter of the City of Thomasville by re-defining the boundaries of the four wards of the City of Thomasville.

H. B. 217. An Act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

H. B. 228. An Act to amend Chapter 68 of the Private Laws of 1913 relating to the Charter of the City of Hickory in Catawba County.

H. B. 244. An Act authorizing the Town of Oriental to appropriate to the Pamlico County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Oriental School.

H. B. 245. An Act rewriting Section 4 of Chapter 937, Session Laws of 1949, so as to authorize the Sheriff of Pamlico County to appoint deputies and to authorize the Board of County Commissioners of said county to fix the compensation of such deputies.

On motion of Representative Kiser the House adjourns and will meet tomorrow at 12 o'clock noon.

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## FORTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Wednesday, March 25, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Leave of absence is granted Representative Woodard of Wilson for April 7 and 8, in order that he may attend the North Carolina Tuberculosis Association.

Leave of absence is granted Representative O'Neal for the week of March 30th, 1959.

Mr. Speaker Hewlett extends the courtesies of the floor to the Honorable R. M. Kermon, a former member of the House from New Hanover County.

On motion of Representative Belk, John Lionel Pressley Kennedy and Christopher Murgatroyd Kennedy, sons of Representative and Mrs. Kennedy of Mecklenburg County, are made honorary pages of the House of Representatives.

Representative Uzzell reports for the Committee appointed by the Speaker regarding the extending of courtesies of the floor, lobbies and galleries of the House.

The Committee suggested that cards be presented to visitors, bearing the Representative's name from that County, also the Speaker's name; that certificates be issued to school classes visiting the General Assembly.

On motion of Representative Whitehurst the suggestions are committed to the Committee on Rules.

#### 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 Representative Blue, for the Committee on Finance.

H. B. 156, a bill to be entitled an act to amend General Statutes 105-141 so as to exclude unemployment compensation from gross income for income tax purposes.

With a favorable report.

H. B. 189, a bill to be entitled an act to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote through organized effort the sale and use of flue-cured tobacco in export and domestic markets.

With a favorable report.

H. B. 344, a bill to be entitled an act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes.

With a favorable report, as amended.

On motion of Representative Blue the committee amendment is adopted.

H. B. 363, a bill to be entitled an act to authorize the Board of County Commissioners of Hyde County to levy a special tax for the purchase of the remainder of the school site for Mattamuskeet High School in Hyde County.

With a favorable report.

By Representative Harriss of Rowan, for the Committee on Appropriations.

H. B. 232, a bill to be entitled an act to reimburse J. W. Ellis for personal

expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the Wildlife Resources Commission.

With a favorable report.

H. B. 241, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of \$75,000 to the North Carolina Board of Correction and Training to renovate and alter surplus properties at the North Carolina Sanatorium at McCain to provide facilities for training approximately 150 students.

With a favorable report.

H. B. 249, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of two thousand dollars to Elizabeth City State Teachers College to aid in defraying the expenses of the inauguration of the new President of the College.

With a favorable report.

By Representative Hargett, for the Committee on Education.

H. B. 339, a bill to be entitled an act to appoint members of the County Board of Education of Swain County.

With a favorable report.

On motion of Representative Hargett the rules are suspended and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered sent to the Senate.

S. B. 18, a bill to be entitled an act to clarify General Statutes 105-449 relative to the exemption of gasoline used in public school transportation.

With a favorable report.

By Representative Kiser, for the Committee on Public Welfare.

H. B. 327, a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to legal settlement.

With a favorable report, as amended.

S. B. 89, a bill to be entitled an act to amend Chapter 108 of the General Statutes of North Carolina, relating to the manner of payment of public assistance.

With a favorable report.

S. B. 91, a bill to be entitled an act to amend Section 108-73.17 of the General Statutes of North Carolina relating to payments for hospitalization of recipients of public assistance.

With a favorable report.

By Representative Holcombe of Yancey, for the Committee on Elections and Election Laws.

H. B. 360, a bill to be entitled an act rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the state-wide primary laws.

With a favorable report.

H. B. 366, a bill to be entitled an act to repeal Chapter 353 of the Public Laws of 1935, relating to the conduct of elections in the Town of Graham.

With a favorable report.

By Representatives Buchanan and Etheridge, for the Committee on Conservation and Development.

H. B. 128, a bill to be entitled an act to amend General Statutes 113-38 relating to the distribution of funds from the sale of forest lands in Montgomery County.

With a favorable report.

H. B. 142, a bill to be entitled an act to amend Chapter 1100 of the Session Laws of 1951 relating to appropriation of funds necessary to pay the state's proportion of costs of the Atlantic States Marine Fisheries.

With a favorable report.

On motion of Representative Buchanan the bill is recommitted to Committee on Appropriations.

H. B. 212, a bill to be entitled an act to authorize the Board of Drainage Commissioners of Hyde County Drainage District Number 7 to pay the balance of costs incurred by petitioners in establishment of drainage district in Hyde County.

With a favorable report.

H. B. 231, a bill to be entitled an act to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges.

With a favorable report.

On motion of Representative Buchanan the bill is recommitted to Committee on Roads and Highway Safety.

S. B. 69, a bill to be entitled an act to amend Chapter 524 of the Session Laws of 1957 relating to obstruction in streams and rivers as the same relates to Edgecombe County.

With a favorable report.

By Representative Lloyd, for the Committee on Courts and Judicial Districts.

H. B. 355, a bill to be entitled an act relating to the auditing of the books and records of Justices of the Peace and Mayor's Court of Bryson City in Swain County.

With a favorable report.

S. B. 110, a bill to be entitled an act to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

With a favorable report, as amended.

By Representative Hostetler, for the Committee on Insurance.

H. B. 252, a bill to be entitled an act to amend paragraph (2) of General Statutes 97-2 so as to provide for the extension of Workmen's Compensation coverage to all officers and employees of municipal corporations and political subdivisions of the State.

With a favorable report.

H. B. 282, a bill to be entitled an act to provide for a Fidelity and Security section under the State Property Fire Insurance Fund.

With an unfavorable report.

S. B. 67, a bill to be entitled an act to amend General Statutes 54-1 relating to the application of the terms "building and loan association", "building association", and "savings and loan association".

With a favorable report.

S. B. 138, a bill to be entitled an act to amend Article 21 of Chapter 58 of the General Statutes relating to the State Property Fire Insurance Fund.

With a favorable report.

S. B. 140, a bill to be entitled an act authorizing and directing the State Treasurer to refund money paid to the Commissioner of Insurance and held by the State Treasurer under the Firemen's Pension Fund Act, being Chapter 1420 of the Session Laws of 1957, which Act has been declared unconstitutional by the Supreme Court of North Carolina.

With a favorable report.

By Representative McLaughlin, for the Committee on Banks and Banking.

Committee Substitute for H. B. 99, a bill to be entitled an Act to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity.

With an unfavorable report as to bill, favorable as to committee substitute bill, as amended.

On motion of Representative McLaughlin the substitute bill is adopted, as amended.

H. B. 154, a bill to be entitled an act to rewrite General Statutes 53-66 relating to savings accounts.

With a favorable report.

H. B. 351, a bill to be entitled an act to amend Chapter 53 of the General Statutes so as to provide for the appointment of a Deputy Commissioner of Banks.

With a favorable report.

S. B. 30, a bill to be entitled an act to amend General Statutes 53-77.1 relating to Saturday closing of banks.

With a favorable report.

S. B. 37, a bill to be entitled an act to conform the laws of North Carolina to the laws of the United States in regard to the assessability of bank shares.

With a favorable report.

S. B. 40, a bill to be entitled an act to amend General Statutes 54-19 relating to loans by building and loan associations so as to permit such associations to make loans secured by shares of any such association in an amount not to exceed the withdrawable value thereof.

With a favorable report.

S. B. 43, a bill to be entitled an act to amend the laws relating to the power of building and loan associations to borrow money.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Whitley and Yarborough:

H. B. 377, a bill to be entitled an act to amend General Statutes 127-102 relating to the distribution of allowances made to organizations of the National Guard.

Referred to Committee on Military Affairs.

By Representatives Whitley, Womble and Harris of Wake:

H. B. 378, a bill to be entitled an act to amend Chapter 889 of the Session Laws of 1953 relating to the application of the Civil Service Commission of the City of Raleigh to certain employees of the City.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Harris of Wake, Whitley and Womble:

H. B. 379, a bill to be entitled an act to amend Section 15 of the Charter of the City of Raleigh relating to the effective date of ordinances.

Referred to Committee on Counties, Cities, and Towns.

By Representative Harris of Wake:

H. B. 380, a bill to be entitled an act to amend Section 11 of the Charter of the City of Raleigh, relating to meetings of the City Council.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 381, a bill to be entitled an act relating to gifts of securities and money to minors.

Referred to Committee on Judiciary No. 1.

By Representative Cover:

H. B. 382, a bill to be entitled an act to amend Chapter 526 of the Public-Local Laws of 1935 relating to the dividing of Cherokee County in districts for the purpose of nomination and election of members of the Board of County Commissioners.

Referred to Committee on Local Government.

By Representative Umstead:

H. B. 383, a bill to be entitled an act to amend General Statutes 115-18 relating to county boards of education so as to fix the number of the members of the Orange County Board of Education and to appoint three members thereof.

On motion of Representative Umstead the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Zollicoffer:

H. B. 384, a bill to be entitled an act to amend Article 2 of Chapter 39 of the General Statutes relating to conveyances of real property by husband and wife.

Referred to Committee on Judiciary No. 2.

By Representatives Dill and Valentine:

H. B. 385, a bill to be entitled an act to amend the Charter of the City of Rocky Mount relative to the issuance of warrants in the City Recorder's Court.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 386, a bill to be entitled an act to amend the Charter of the City of Rocky Mount relative to the date for holding municipal elections.

Referred to Committee on Counties, Cities, and Towns.

By Representative Humphrey:

H. B. 387, a bill to be entitled an act to provide sick leave for teachers and principals in the public schools.

Referred to Committee on Appropriations.



By Representatives Snapp, Uzzell and Philpott:

H. B. 388, a bill to be entitled an act to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired Commissioners to emergency duty on the Commission.

Referred to Committee on State Government.

By Representative Byrum:

H. B. 389, a bill to be entitled an act to amend House Bill No. 217, ratified the 24th day of March, 1959, entitled "an act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office."

On motion of Representative Byrum the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Kennedy, Belk, Hicks and Snapp:

H. B. 390, a bill to be entitled an act to repeal Chapter 623 of the Session Laws of 1949 relating to the payment for special services in the water, light and tax offices in the Town of Huntersville in Mecklenburg County.

Referred to Committee on Local Government.

By Representative Doughton:

H. B. 391, a bill to be entitled an act appointing Gary Wyatt a member of the Alleghany County Board of Education for the unexpired term of Hort Miller, deceased.

On motion of Representative Doughton the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Courtney:

H. B. 392, a bill to be entitled an act to authorize the expenditure of surplus operating funds of Caldwell County for the purpose of constructing, equipping and purchasing necessary buildings.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Sermons, Barwick, Whitehurst, Cohoon, Everett, Delamar, Spruill, Burgess, Ansell, Bowman, Byrum, Braswell, Wooten, Jones of Pitt, O'Neal and Bell:

H. B. 393, a bill to be entitled an act whereby the growers of irish potatoes may regulate the grade and size of irish potatoes entering interstate commerce.

Referred to Committee on Agriculture.

By Representatives Wooten and Jones of Pitt:

H. B. 394, a bill to be entitled an act to amend General Statutes 1-116 relating to filing notices of pending civil actions.

Referred to Committee on Judiciary No. 1.

#### CALENDAR

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

H. B. 300, a bill to be entitled an act to amend Chapter 16 of the Private Laws of 1937 to provide that one dollar and fifty cents be taxed in the bill of costs in criminal cases for the Hertford County Peace Officers Relief Association.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphy of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Phelps, Philpott, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—112.

Those voting in the negative are: None.

S. B. 115, a bill to be entitled an act to amend Chapter 193 of the Private Laws of 1923, relating to the Charter of the Town of Enfield, in Halifax County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum,

Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphy of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Phelps, Philpott, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—112.

Those voting in the negative are: None.

S. B. 108, a bill to be entitled an act to extend the corporate limits of the Town of Scotland Neck in Halifax County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphy of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Phelps, Philpott, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—112.

Those voting in the negative are: None.

H. B. 308, a bill to be entitled an act adding Beaufort to the list of counties to which Article 35 A, Chapter 105 of the General Statutes, relating to the listing of automobiles for taxes is applicable.

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 to provide for the exercise of powers by police officers one mile beyond the corporate limits of the Town of Creswell in Washington 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 to postpone the quadrennial re-valuation and reassessment of real property in Hertford County.

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 authorize the Town of Star to sell a water line at private sale to the Town of Biscoe in Montgomery County.

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

H. B. 325, a bill to be entitled an act to authorize the Board of County Commissioners of Scotland County to fix all official fees to be charged in cases tried in the County Criminal Court of Scotland 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 authorize the Board of County Commissioners of Scotland County to fix the fees which may be charged by various county officers.

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

H. B. 353, a bill to be entitled an act to authorize the Board of County Commissioners of Montgomery County to expend surplus funds for the purchase of lands and the construction of public and community buildings thereon.

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

S. B. 125, a bill to be entitled an act to amend Chapter 160, Article 14, Section 173 of the General Statutes of North Carolina so as to make the proviso therein contained inapplicable to Mecklenburg County and the municipalities therein.

Passes its second and third readings and is ordered enrolled.

S. B. 148, a bill to be entitled an act to amend Chapter 459 of the Session Laws of 1949 so as to increase the membership of the Board of Commissioners of the Town of Eureka in Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 61, a bill to be entitled an act to amend General Statutes 1-597 relative to publication of legal notices in counties wherein no newspaper is published.

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

H. B. 202, a bill to be entitled an act to prevent the taking of deer on the Chowan River with the aid of boats.

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

H. B. 269, a bill to be entitled an act amending General Statutes 153-9 and creating the office of county fire marshall.

On motion of Representative Dill the committee amendment is adopted.

On motion of Representative Dill consideration of the bill is postponed until March 26, 1959.

H. B. 270, a bill to be entitled an act to authorize counties to enter into continuing contracts.

On motion of Representative Dill consideration of the bill is postponed until Thursday, March 26, 1959.

H. B. 271, a bill to be entitled an act to authorize boards of county commissioners to fix the office hours and workdays in the various county offices.

On motion of Representative Dill the committee amendment is adopted.

On motion of Representative Dill consideration of the bill is postponed until Thursday, March 26, 1959.

H. B. 287, a bill to be entitled an act to amend General Statute 15-80 relating to waiver of extradition to provide that waiver of extradition by any person may be before a clerk of superior court or judge of any court of record in this State.

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

H. B. 289, a bill to be entitled an act to rewrite Subsection 4 of General Statutes 105-296 so as to clarify its provisions and include in the exemption from taxation all lands, buildings and facilities reasonably necessary and useful in the functional operation of public libraries and educational institutions.

On motion of Representative Leatherman consideration of the bill is postponed until Tuesday, March 31, 1959.

H. B. 324, a bill to be entitled an act to amend General Statutes 113-247 relating to fishing in a certain portion of the Roanoke River.

On motion of Representative Woodard of Northampton the Committee Amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 23, a bill to be entitled an act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

On motion of Representative Leatherman Committee Amendment No. 1 is adopted.

On motion of Representative Leatherman Committee Amendment No. 2 is adopted.

On motion of Representative Leatherman Committee Amendment No. 3 is adopted.

The bill passes its second reading, as amended.

Representative Uzzell objects to the third reading of the bill and the bill remains on the Calendar for its third reading, as amended.

S. B. 112, a bill to be entitled an act to amend Article 20, Chapter 15 of the General Statutes by adding a new section to authorize the Probation Commission to delegate to the Director of Probation the authority to appoint and terminate the services of probation officers and clerks.

Representative Arledge moves that consideration of the bill be postponed until May 6, 1959, the motion prevails.

#### ENROLLED BILLS

Representative Whitehurst, 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. 167. A Joint Resolution honoring the memory of Henry Alexander McKinnon.

H. R. 330. A Joint Resolution honoring the life, memory and achievements of Doctor J. Marshall Lee, a former member of the General Assembly from Sampson County, upon his recent death.

H. R. 340. A Joint Resolution honoring the life and memory of Frank Shepherd Spruill, Jr. who served with distinction in the North Carolina House of Representatives.

S. B. 44. An Act to amend General Statutes 60-84 and General Statutes 60-87 relating to company police.

H. B. 8. An Act relating to qualification of electors to vote in the City of Lexington, Davidson County.

H. B. 107. An Act to amend General Statutes 148-33.1, relating to the sentencing, quartering and control of prisoners with work-day release privileges.

H. B. 144. An Act to amend General Statutes 15-203 relating to the duties of the Director of Probation, so as to authorize the Director of Probation to request extradition through the office of the Governor.

H. B. 168. An Act to amend Section 3 of Chapter 1062 of the 1953 Session Laws as heretofore amended by Chapter 565 of the Session Laws of 1955 relating to the corporate limits of the City of Elizabeth City.

H. B. 216. An Act to amend the Charter of the City of Thomasville by defining the corporate limits of the City to include the areas annexed prior to December 31, 1958.

H. B. 230. An Act to postpone revaluation of real property for ad valorem taxes in Washington County until the year 1963.

H. B. 233. An Act repealing Chapter 10, Public-Local Laws of 1941, abolishing tax penalties, insofar as the same applies to Macon County.

H. B. 281. An Act relating to municipal elections in the Town of Raeford in Hoke County.

H. B. 343. An Act to amend Chapter 496 of the 1955 Session Laws, as amended, relating to pension fund for the retirement and disability of members of the police department of the City of High Point.

H. B. 364. An Act to repeal Chapter 6 of the Public-Local Laws of 1933 and to repeal Chapter 432 of the Public-Local Laws of 1941 relating to the powers of Justices of the Peace and Constables of Mecklenburg County in the exercise of their offices.

On motion of Representative Kiser the House adjourns and will meet tomorrow at 12 o'clock noon.

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## FORTY-FOURTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, March 26, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Arledge, the vote by which S. B. 112 entitled, "A bill to be entitled an act to amend Article 20, Chapter 15 of the General Statutes by adding a new section to authorize the Probation Commission to delegate to the Director of Probation the authority to appoint and terminate the services of probation officers and clerks", was postponed for consideration until May 6, 1959, is reconsidered.

On motion of Representative Arledge the bill is placed on the Calendar for Tuesday, March 31, 1959.

### 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 Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 110, a bill to be entitled an act amending General Statutes 51-10 relating to the issuance of marriage licenses to persons suffering from tuberculosis.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Valentine the substitute bill is adopted.

On motion of Representative Valentine the bill is placed on the Calendar for Tuesday, March 31, 1959.

H. B. 320, a bill to be entitled an act to confer limited civil jurisdiction upon the criminal terms of court of the Superior Court of Robeson County.

With a favorable report.

H. B. 357, a bill to be entitled an act relating to the appointment of a single registrar of vital statistics for Henderson County.

With a favorable report.

S. B. 147, a bill to be entitled an act relating to the issuance of warrants and receipts by justices of the peace in Wayne County.

With a favorable report.

By Representative Murphy, for the Committee on Agriculture.

H. B. 143, a bill to be entitled an act to amend General Statutes 106-99 relating to the inspection tax on commercial feeding stuffs.

With a favorable report.

H. B. 393, a bill to be entitled an act whereby the growers of Irish potatoes may regulate the grade and size of Irish potatoes entering interstate commerce.

With a favorable report, as amended.

By Representative Harris of Rowan, for the Committee on Appropriations.

H. B. 257, a bill to be entitled an act to create the Historic Bath Commission for the purpose of the acquisition, repair and maintenance of historic sites in the Town of Bath in Beaufort County.

With a favorable report.

H. B. 264, a bill to be entitled an act to amend General Statutes 112-19 relating to the eligibility of certain widows of Confederate soldiers to be placed on the Class "B" pension roll.

With a favorable report.

S. B. 5, a bill to be entitled an act to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against poliomyelitis (Infantile paralysis).



With a favorable report.

S. B. 95, a bill to be entitled an act to amend General Statutes 112-20 so as to provide that widows of Confederate soldiers may receive a pension from the State while receiving a pension from any other state or from the United States.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 261, a bill to be entitled an act to authorize the county commissioners of Person County to establish and operate parking meters on county-owned property at the Person County courthouse in Roxboro.

With a favorable report, as amended.

H. B. 279, a bill to be entitled an act to authorize and direct the re-assessment and revaluation of all taxable property in the Town of Blowing Rock, and to authorize the governing board of the said Town to employ experts and levy a tax to cover the cost of such revaluation.

With a favorable report.

On motion of Representative Kemp the bill is recommitted to Committee on Finance.

H. B. 341, a bill to be entitled an act to amend Chapter 1333 of the 1957 Session Laws, relating to assessments for water and sewer mains so as to apply the same to the City of High Point.

With a favorable report.

H. B. 342, a bill to be entitled an act to amend Chapter 988 of the 1953 Session Laws, relating to street and utility assessments so as to make the same apply to the City of High Point.

With a favorable report.

H. B. 345, a bill to be entitled an act to amend General Statutes 160-29 relating to the regulation of elections in Chowan County.

With a favorable report.

On motion of Representative Kemp the rules are suspended and the bill is placed on today's Calendar.

H. B. 346, a bill to be entitled an act to amend Chapter 186, Private Laws of 1909, relating to the Charter of the City of Edenton in Chowan County.

With a favorable report.

On motion of Representative Kemp the rules are suspended and the bill is placed on today's Calendar.

H. B. 348, a bill to be entitled an act amending Chapter 349, Private Laws of 1891, as amended, so as to fix the dates for holding municipal elections in the Town of Hope Mills in Cumberland County and to fix the terms of office of the elected officials thereof.

With a favorable report.

H. B. 352, a bill to be entitled an act to amend General Statutes 2-24 authorizing the Board of County Commissioners of Gates County to fix the office hours and work days of the Clerk of the Superior Court.

With a favorable report.

H. B. 365, a bill to be entitled an act to amend Chapter 731, Session Laws of 1953, relating to the Charter of the City of Henderson in Vance County.

With a favorable report.

H. B. 390, a bill to be entitled an act to repeal Chapter 623 of the Session Laws of 1949, relating to the payment for special services in the water, light and tax offices in the Town of Huntersville in Mecklenburg 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 Representative Barwick:

H. B. 395, a bill to be entitled an act to create a Peace Officers' Relief Fund for the County of Pasquotank.

Referred to Committee on Counties, Cities, and Towns.

By Representative Braswell:

H. B. 396, a bill to be entitled an act to provide, in the event of enemy attack upon the State of North Carolina, for the continuity of the orderly functions of the governments of local political subdivisions of the State; by providing for emergency interim succession to executive offices and by authorizing political subdivisions to enact resolutions and ordinances relating to succession for all officials having emergency government functions.

Referred to Committee on Judiciary No. 2.

By Representatives Hostetler and Williamson:

H. B. 397, a bill to be entitled an act to amend General Statutes 48-21 to allow discretionary waiver by a court of adoption to the entry of the interlocutory decree and probationary period when the child is by blood a great grandchild of petitioner.

Referred to Committee on Public Welfare.

By Representative Palmer:

H. B. 398, a bill to be entitled an act to amend General Statutes 160-227 providing for the regulation of the subdivision of land in and around the City of Shelby in Cleveland County.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Britt of Bladen, Courtney, Lloyd, Sermons, Braswell, Bell, Delamar, Jackson, Lackey, Palmer, Bowman, Hardy, Valentine and Jones of Pitt:

H. B. 399, a bill to be entitled an act to amend General Statutes 20-185 relating to expense allowances for certain employees of the State.

Referred to Committee on Appropriations.

By Representative Long:

H. B. 400, a bill to be entitled an act authorizing the Board of County Commissioners of Alamance County to extend the time for quadrennial revaluation and reassessment of real property for taxation.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 401, a bill to be entitled an act amending General Statutes 105-327 relating to the meeting of the County Board of Equalization and Review of Alamance County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Wooten:

H. B. 402, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to acknowledgment of instruments executed by attorneys in fact.

Referred to Committee on Judiciary No. 1.

By Representatives Whitehurst and Jones of Pitt:

H. B. 403, a bill to be entitled an act to amend General Statutes 113-91 relating to expense allowances of certain employees of the Wildlife Resources Commission.

Referred to Committee on Wildlife Resources.

By Representative Whitehurst:

H. B. 404, a bill to be entitled an act to amend General Statutes 113-247 relating to Sunday fishing.

Referred to Committee on Wildlife Resources.

By Representatives Harris of Wake, Whitley and Womble:

H. B. 405, a bill to be entitled an act providing for the extension of the corporate limits of the City of Raleigh, North Carolina.

Referred to Committee on Local Government.

#### MESSAGE FROM THE SENATE

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

S. B. 84, a bill to be entitled an act to amend General Statutes 108-30.1 and General Statutes 108-30.2 relating to actions to foreclose old age assistance liens.

Referred to Committee on Public Welfare.

S. B. 132, a bill to be entitled an act to fix the compensation, travel and subsistence allowance of the members of the Board of County Commissioners of Columbus County.

Referred to Committee on Local Government.

S. B. 136, a bill to be entitled an act to amend General Statutes 1-145 so as to verification by one of several parties pleading together.

Referred to Committee on Judiciary No. 2.

S. B. 144, a bill to be entitled an act to provide that shares of building and loan associations and Federal savings and loan associations may be accepted by any agency, department, or official of the State of North Carolina that requires that securities be deposited with such agency, department, or official.

Referred to Committee on Banks and Banking.

S. B. 145, a bill to be entitled an act amending General Statutes 15-153 so as to permit a bill of particulars in order to protect the defendant from a second prosecution.

Referred to Committee on Judiciary No. 2.

S. B. 146, a bill to be entitled an act to authorize the Board of County Commissioners of Wayne County to fix fees charged by county officers and to authorize the Board of County Commissioners of said County to fix the number of salaried county employees and the compensation of county officials and employees.

Referred to Committee on Local Government.

S. B. 152, a bill to be entitled an act to validate past adoption proceedings.

Referred to Committee on Public Welfare.

S. B. 129, a bill to be entitled an act amending Section 1 of Chapter 795, Session Laws of 1955, relating to the compensation of the Sheriff of Haywood County.

On motion of Representative Yates the rules are suspended and the bill placed on 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. 300, a bill to be entitled an act to amend Chapter 16 of the Private Laws of 1937 to provide that one dollar and fifty cents be taxed in the bill of costs in criminal cases for the Hertford County Peace Officers Relief Association.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—111.

Those voting in the negative are: None.

S. B. 108, a bill to be entitled an act to extend the corporate limits of the Town of Scotland Neck in Halifax County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—111.

Those voting in the negative are: None.

S. B. 115, a bill to be entitled an act to amend Chapter 193 of the Private Laws of 1923, relating to the Charter of the Town of Enfield, in Halifax County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 344, a bill to be entitled an act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes.

On motion of Representative Dill the vote by which the amendment was adopted is reconsidered.

On motion of Representative Dill the amendment is withdrawn.

Representative Dill offers an amendment which is adopted; the amendment being material, the adoption of same constitutes the first reading of the bill and the bill remains on the Calendar for its second reading roll call, as amended.

H. B. 363, a bill to be entitled an act to authorize the Board of County Commissioners of Hyde County to levy a special tax for the purchase of the remainder of the school site for Mattamuskeet High School in Hyde County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble,

Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 128, a bill to be entitled an act to amend General Statutes 113-38 relating to the distribution of funds from the sale of forest lands in Montgomery County.

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

H. B. 212, a bill to be entitled an act to authorize the Board of Drainage Commissioners of Hyde County Drainage District Number 7 to pay the balance of costs incurred by petitioners in establishment of drainage district in Hyde County.

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

H. B. 345, a bill to be entitled an act to amend General Statutes 160-29 relating to the regulation of elections in Chowan County.

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

H. B. 346, a bill to be entitled an act to amend Chapter 186, Private Laws of 1909, relating to the Charter of the City of Edenton in Chowan County.

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

H. B. 355, a bill to be entitled an act relating to the auditing of the books and records of justices of the peace and mayor's court of Bryson City in Swain County.

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 repeal Chapter 353 of the Public Laws of 1935, relating to the conduct of elections in the Town of Graham.

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

H. B. 360, a bill to be entitled an act rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the State-wide primary laws.

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

S. B. 69, a bill to be entitled an act to amend Chapter 524 of the Session Laws of 1957 relating to obstructions in streams and rivers as the same relates to Edgecombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 189, a bill to be entitled an act to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote through organized effort the sale and use of flue-cured tobacco in export and domestic markets.

Representative Murphy sends forward an amendment, which is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 154, a bill to be entitled an act to rewrite General Statutes 53-66 relating to savings accounts.

Representative Uzzell offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 156, a bill to be entitled an act to amend General Statutes 105-141 so as to exclude unemployment compensation from gross income for income tax purposes.

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 to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident



while carrying out his duties as an employee of the Wildlife Resources Commission.

Representative Crawford of Buncombe offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 241, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of \$75,000 to the North Carolina Board of Correction and Training to renovate and alter surplus properties at the North Carolina Sanatorium at McCain to provide facilities for training approximately 150 students.

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

H. B. 249, a bill to be entitled an act to appropriate from the Contingency and Emergency Fund the sum of two thousand dollars to Elizabeth City State Teachers College to aid in defraying the expenses of the inauguration of the new president of the College.

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 paragraph (2) of General Statutes 97-2 so as to provide for the extension of Workmen's Compensation coverage to all officers and employees of municipal corporations and political subdivisions of the State.

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

H. B. 269, a bill to be entitled an act amending General Statutes 153-9 and creating the office of county fire marshal.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 270, a bill to be entitled an act to authorize counties to enter into continuing contracts.

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 authorize boards of county commissioners to fix the office hours and workdays in the various county offices.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 327, a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to legal settlement.

On motion of Representative Kiser the committee amendment is adopted.

Passes its second reading, as amended.

Representative Kennedy objects to the third reading and the bill remains on the Calendar for consideration Tuesday, March 31, 1959.

H. B. 351, a bill to be entitled an act to amend Chapter 53 of the General Statutes so as to provide for the appointment of a Deputy Commissioner of Banks.

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

S. B. 18, a bill to be entitled an act to clarify General Statutes 105-449 relative to the exemption of gasoline used in public school transportation.

Passes its second and third readings and is ordered enrolled.

S. B. 30, a bill to be entitled an act to amend General Statutes 53-77.1 relating to Saturday closing of banks.

Passes its second and third readings and is ordered enrolled.

S. B. 37, a bill to be entitled an act to conform the laws of North Carolina to the laws of the United States in regard to the assessability of bank shares.

Passes its second and third readings and is ordered enrolled.

S. B. 43, a bill to be entitled an act to amend the laws relating to the power of building and loan associations to borrow money.

Passes its second and third readings and is ordered enrolled.

S. B. 23, a bill to be entitled an act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

On motion of Representative Turner the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 99, a bill to be entitled an act to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity.

On motion of Representative Childers consideration of the bill is postponed until Friday, March 27, 1959.

S. B. 40, a bill to be entitled an act to amend General Statutes 54-19 relating to loans by building and loan associations so as to permit such associations to make loans secured by shares of any such association in an amount not to exceed the withdrawable value thereof.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 105. A Joint Resolution authorizing and requesting the Governor of North Carolina to issue a proclamation designating October 31 of each year as Youth Honor Day.

S. B. 125. An Act to amend Chapter 160, Article 14, Section 173 of the General Statutes of North Carolina so as to make the proviso therein contained inapplicable to Mecklenburg County and the municipalities therein.

S. B. 148. An Act to amend Chapter 459 of the Session Laws of 1949 so as to increase the membership of the Board of Commissioners of the Town of Eureka in Wayne County.

H. B. 25. An Act abolishing the Governor's Committee on Interstate Co-operation and revising the membership of the North Carolina Commission on Interstate Co-operation.

H. B. 71. An Act to amend Chapter 234 of the Session Laws of 1939 relating to the fees of jurors in Swain County.

H. B. 117. An Act to amend General Statutes 106-372 so as to eliminate the maximum dog vaccination fee which may be fixed by a board of county commissioners.

H. B. 131. An Act amending General Statutes 162-7 so as to fix certain fees to be charged by the Sheriff of Jackson County.

H. B. 132. An Act amending Chapter 202, Public-Local Laws of 1929, relating to the terms of office and the compensation of members of the Jury Commission for Jackson County.

H. B. 133. An Act fixing the compensation of the members of the County Board of Public Welfare of Jackson County.

H. B. 134. An Act fixing the compensation of the Chairman of the Board of County Commissioners, the Sheriff, the Clerk of the Superior Court and the Register of Deeds of Jackson County.

H. B. 135. An Act to authorize compensation for the Mayor and members of the governing body of Oak City in Martin County.

H. B. 153. An Act relating to elections in the City of Jacksonville in Onslow County.

H. B. 183. An Act amending Chapter 103, Session Laws of 1945, fixing the fees for jurors and grand jurors in Washington County.

H. B. 186. An Act relating to the compensation of jurors in Rowan County.

H. B. 229. An Act rewriting Sections one and two of Chapter 575, Session Laws of 1957, fixing the compensation of the Sheriff of Washington County and his deputies, and providing that the Board of County Commissioners of said County shall determine the number of deputies to be appointed by the Sheriff.

H. B. 234. An Act amending Chapter 34, Session Laws of 1951, relating to the fees of jurors in Macon County.

H. B. 239. An Act to amend General Statutes 153-13 relating to the Compensation of the members of the Board of County Commissioners of Alamance County.

H. B. 291. An Act prescribing the fees to be collected by the Clerk of the Superior Court of Bertie County.

H. B. 298. An Act to repeal Chapter 362 of the Session Laws of 1947, as amended, relating to jail fees in Polk County.

H. B. 389. An Act to amend H. B. 217, ratified the 24th day of March, 1959, entitled "An Act to appoint certain members of the boards of education of the respective counties of North Carolina and to fix their terms of office.

H. B. 391. An Act appointing Gary Wyatt a member of the Alleghany County Board of Education for the unexpired term of Hort Miller, deceased.

On motion of Representative Kiser the House adjourns and will meet tomorrow at 10:00 o'clock A. M.

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## FORTY-FIFTH DAY

HOUSE OF REPRESENTATIVES  
Friday, March 27, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Gregory, Carson Gregory, Jr., Joe Gregory, Frances Gregory, and Billy Moore, all of Harnett County, are made honorary pages and pagette, respectively, of the House.

On motion of Representative Philpott, H. B. 215, entitled "a bill to be entitled an act providing that the boundaries of the City of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the City of Thomasville," is recalled from the Senate for further consideration by the House.

This day, March 27, 1959, being Good Friday, and the time set by the House for Good Friday worship service, Mr. Speaker Hewlett announces a recess of the House in order that the members and legislative employees may join in the service.

The committee heretofore appointed by the Speaker offer the following service:

SONG	"In the Garden"
PRAYER	Representative Sidney Britt
SCRIPTURE	The Reverend Alphonso Jordan
SPECIAL MUSIC	Trio from Johnston County: Emily Faulk Nancy Lassiter Sue Creech
MESSAGE	The Reverend Mr. Jordan
SONG	"Jesus, Keep me Near the Cross"
BENEDICTION	Representative Radford Powell
Song Leader	Representative James M. Raby
Accompanist	Miss Emily Faulk
Arrangements Committee	Representative Blake Thomas of Johnston, Chairman Representative J. M. Raby of Macon The Reverend Alphonso Jordan Representative Sidney Britt of Bladen

Pursuant to its recess and worship service, the House resumes consideration of its business, Mr. Speaker Hewlett presiding.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 154, a bill to be entitled an act to rewrite General Statutes 53-66 relating to savings accounts.

H. B. 232, a bill to be entitled an act to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the Wildlife Resources Commission.

H. B. 269, a bill to be entitled an act amending General Statutes 153-9 and creating the office of County Fire Marshal.

H. B. 271, a bill to be entitled an act to authorize boards of county commissioners to fix the office hours and workdays in the various county offices.

H. B. 324, a bill to be entitled an act to amend General Statutes 113-247 relating to fishing in a certain portion of the Roanoke River.

## 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 Representative Turner, for the Committee on Judiciary No. 1.

H. B. 60, a bill to be entitled an act to enact the Interstate Compact on Mental Health.

With a favorable report.

H. B. 177, a bill to be entitled an act amending General Statutes 50-10 so as to provide that uncontested divorce actions in the Superior Court may be tried by the court without the intervention of a jury.

With an unfavorable report.

H. B. 338, a bill to be entitled an act to provide for a required accounting by State Highway Patrolmen for subsistence allowances so as to bring such accounting within the purview of Section 1.162-17(b) of the regulations of the Internal Revenue Service.

With a favorable report.

H. B. 356, a bill to be entitled an act to amend Article 7A of Chapter 7 of the General Statutes relating to the issuance of warrants and receipts by Justices of the Peace in Burke County.

With a favorable report.

By Representative Askew, for the Committee on Senatorial Districts.

H. B. 139, a bill to be entitled an act to apportion the members of the House of Representatives among the several counties of the state.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Woodard of Wilson:

H. B. 406, a bill to be entitled an act to establish the North Carolina Confederate Centennial Commission.

Referred to Committee on Judiciary No. 1.

And,

H. B. 407, a bill to be entitled an act to amend General Statutes 20-217 to eliminate the requirement for a motor vehicle to stop for a school bus loading or unloading children when such bus is stopped in the opposite roadway of a divided highway.

Referred to Committee on Roads and Highway Safety.

By Representative Yates:

H. R. 408, a joint resolution honoring Haywood County in the observance of its One Hundred Fiftieth Anniversary.

On motion of Representative Yates the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Whitley, Womble, and Harris of Wake:

H. B. 409, a bill to be entitled an act to provide for staggered four-year terms for commissioners and for four-year terms for mayor in the Town of Wake Forest in Wake County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Cover:

H. B. 410, a bill to be entitled an act rewriting Section 3 of Chapter 187, Private Laws of 1933, so as to require primary elections in the Town of Andrews.

On motion of Representative Cover the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative McLaughlin:

H. B. 411, a bill to be entitled an act to repeal Article 36 of Chapter 143 of the General Statutes, as the same appears in Replacement Volume 3B, 1958, relating to the Department of Administration.

Referred to Committee on State Government.

By Representative Byrd:

H. B. 412, a bill to be entitled an act to amend General Statutes 105-422 relating to the barring of tax liens in Burke County.

Referred to Committee on Local Government.

And,

H. B. 413, a bill to be entitled an act to fix the fees of Justices of the Peace in Burke County.

Referred to Committee on Local Government.

By Representative Herbert:

H. B. 414, a bill to be entitled an act amending H. B. 38 of the 1959 Session, ratified on March 17, 1959, and to be codified as Chapter 80, Session Laws of 1959, so as to provide that the Commissioners of the Town of Hayesville rather than the County Board of Elections shall conduct municipal primaries and elections in said town.

On motion of Representative Herbert the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Britt of Bladen:

H. B. 415, a bill to be entitled an act amending General Statutes 18-45 (b) so as to take away from county and city boards of alcoholic control the authority to purchase alcoholic beverages from distillers or dealers advertising their products in local newspapers, magazines, or periodicals.

Referred to Committee on Judiciary No. 1.

By Representative Arledge:

H. B. 416, a bill to be entitled an act to amend Article 8B of Sub-Chapter 1 of Chapter 105 of the General Statutes relative to the gross premiums tax upon life insurance companies.

Referred to Committee on Insurance.

By Representative Kemp, Turner, Hunt, and Humphrey:

H. B. 417, a bill to be entitled an act extending the corporate limits of the City of High Point and amending the charter of said city with reference to the corporate limits of said city.

Referred to Committee on Local Government.

#### 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 to change the requirements for showing a deed absolute to be intended as security.

Referred to Committee on Judiciary No. 2.

S. B. 123, a bill to be entitled an act to amend General Statutes 20-28 to make the relief provisions therein apply retrospectively.

Referred to Committee on Judiciary No. 2.

S. B. 151, a bill to be entitled an act amending General Statutes 113-104 so as to require persons while hunting wild birds and animals to surrender guns for inspection upon request of a duly authorized officer.

Referred to Committee on Wildlife Resources.



## 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 authorize the Board of County Commissioners of Hyde County to levy a special tax for the purchase of the remainder of the school site for Mattamuskeet High School in Hyde County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Burrow, Bynum, Byrum, Courtney, Cover, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Drummond, Gobble, Greenwood, Hardy, Hargett, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Yarborough, Yates, and Zollicoffer—85.

Those voting in the negative are: None.

H. B. 341, a bill to be entitled an act to amend Chapter 1333 of the 1957 Session Laws, relating to assessments for water and sewer mains so as to apply the same to the City of High Point.

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

Those voting in the affirmative are: Representatives Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Burrow, Bynum, Byrum, Courtney, Cover, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Drummond, Gobble, Greenwood, Hardy, Hargett, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Yarborough, Yates, and Zollicoffer—85.

Those voting in the negative are: None.

H. B. 342, a bill to be entitled an act to amend Chapter 988 of the 1953 Session Laws relating to street and utility assessments so as to make the same apply to the City of High Point.

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

Those voting in the affirmative are: Representatives Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Burrow, Bynum, Byrum, Courtney, Cover, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Drummond, Gobble, Greenwood, Hardy, Hargett, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Yarborough, Yates, and Zollicoffer—85.

Those voting in the negative are: None.

H. B. 344, a bill to be entitled an act to authorize counties of the state to call elections on the question of levying taxes for industrial development purposes.

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

Those voting in the affirmative are: Representatives Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Burrow, Bynum, Byrum, Courtney, Cover, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Drummond, Gobble, Greenwood, Hardy, Hargett, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Yarborough, Yates, and Zollicoffer—85.

Those voting in the negative are: None.

H. B. 261, a bill to be entitled an act to authorize the County Commissioners of Person County to establish and operate parking meters on county-owned property at the Person County Courthouse in Roxboro.

On motion of Representative Satterfield the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 320, a bill to be entitled an act to confer limited civil jurisdiction upon the criminal terms of court of the Superior Court of Robeson County.

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 amending Chapter 349, Private Laws of 1891, as amended, so as to fix the dates for holding municipal elections in the Town of Hope Mills in Cumberland County and to fix the terms of office of the elected officials thereof.

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

H. B. 352, a bill to be entitled an act to amend General Statutes 2-24 authorizing the Board of County Commissioners of Gates County to fix the office hours and work-days of the Clerk of the Superior Court.

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

H. B. 357, a bill to be entitled an act relating to the appointment of a single registrar of vital statistics for Henderson County.

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

H. B. 365, a bill to be entitled an act to amend Chapter 731, Session Laws of 1953, relating to the Charter of the City of Henderson in Vance County.

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

H. B. 390, a bill to be entitled an act to repeal Chapter 623 of the Session Laws of 1949 relating to the payment for special services in the water, light, and tax offices in the Town of Huntersville in Mecklenburg County.

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

S. B. 147, a bill to be entitled an act relating to the issuance of warrants and receipts by Justices of the Peace in Wayne County.

Passes its second and third readings and is ordered enrolled.

H. B. 189, a bill to be entitled an act to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote through organized effort the sale and use of flue-cured tobacco in export and domestic markets.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Burrow, Bynum, Byrum, Courtney, Cover, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Drummond, Gobble, Greenwood, Hardy, Hargett, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey,

Hunt, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Yarborough, Yates, and Zollicoffer—85.

Those voting in the negative are: None.

H. B. 99, a bill to be entitled an act to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 143, a bill to be entitled an act to amend General Statutes 106-99 relating to the inspection tax on commercial feeding stuffs.

On motion of Representative McLaughlin consideration of the bill is postponed until Tuesday, March 31, 1959.

H. B. 257, a bill to be entitled an act to create the Historic Bath Commission for the purpose of the acquisition, repair, and maintenance of historic sites in the Town of Bath in Beaufort County.

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

H. B. 264, a bill to be entitled an act to amend General Statutes 112-19 relating to the eligibility of certain widows of Confederate soldiers to be placed on the Class B pension roll.

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

H. B. 393, a bill to be entitled an act whereby the growers of Irish potatoes may regulate the grade and size of Irish potatoes entering interstate commerce.

On motion of Representative Sermons consideration of the bill is postponed until Tuesday, March 31, 1959.

S. B. 5, a bill to be entitled an act to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against poliomyelitis (infantile paralysis).

The bill passes its second reading.

Representative Kiser calls for a roll call vote on the third reading of the bill; the call sustains.

The roll is called and the bill passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Askew, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Burrow, Bynum,

Byrd, Byrum, Coates, Courtney, Cover, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Gobble, Gregory, Hardy, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Horton, Hostetler, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Lloyd, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Womble, Woodard of Northampton, Wooten, Yarborough, and Zollicoffer—73.

Those voting in the negative are: Representatives Holcombe of Madison, Kiser, and Wilson—3.

S. B. 67, a bill to be entitled an act to amend General Statutes 54-1 relating to the application of the terms "building and loan association", "building association", and "savings and loan association".

Passes its second and third readings and is ordered enrolled.

S. B. 89, a bill to be entitled an act to amend Chapter 108 of the General Statutes of North Carolina relating to the manner of payment of public assistance.

Passes its second and third readings and is ordered enrolled.

S. B. 91, a bill to be entitled an act to amend Section 108-73.17 of the General Statutes of North Carolina relating to payments for hospitalization of recipients of public assistance.

Passes its second and third readings and is ordered enrolled.

S. B. 95, a bill to be entitled an act to amend General Statutes 112-20 so as to provide that widows of Confederate soldiers may receive a pension from the state while receiving a pension from any other state or from the United States.

Passes its second and third readings and is ordered enrolled.

S. B. 110, a bill to be entitled an act to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

On motion of Representative Lloyd consideration of the bill is postponed until Tuesday, March 31, 1959.

S. B. 138, a bill to be entitled an act to amend Article 21 of Chapter 58 of the General Statutes relating to the State Property Fire Insurance Fund.

Passes its second and third readings and is ordered enrolled.

S. B. 140, a bill to be entitled an act authorizing and directing the State Treasurer to refund money paid to the Commissioner of Insurance and held by the State Treasurer under the Firemen's Pension Fund Act, being Chapter 1420 of the Session Laws of 1957, which Act has been declared unconstitutional by the Supreme Court of North Carolina.

Passes its second and third readings and is ordered enrolled.

## ENROLLED BILLS

Representative Holcombe of Madison, 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. 18. An Act to clarify General Statutes 105-449 relative to the exemption of gasoline used in public school transportation.

S. B. 30. An Act to amend General Statutes 53-77.1 relating to Saturday closing of banks.

S. B. 37. An Act to conform the laws of North Carolina to the laws of the United States in regard to the assessability of bank shares.

S. B. 40. An Act to amend General Statutes 54-19 relating to loans by building and loan associations so as to permit such associations to make loans secured by shares of any such association in an amount not to exceed the withdrawable value thereof.

S. B. 43. An Act to amend the laws relating to the power of building and loan associations to borrow money.

S. B. 69. An act to amend Chapter 524 of the Session Laws of 1957 relating to obstructions in streams and rivers as the same relates to Edgecombe County.

S. B. 108. An Act to extend the corporate limits of the Town of Scotland Neck in Halifax County.

S. B. 115. An Act to amend Chapter 193 of the Private Laws of 1923 relating to the Charter of the Town of Enfield in Halifax County.

S. B. 129. An Act amending Section 1 of Chapter 795, Session Laws of 1955, relating to the compensation of the Sheriff of Haywood County.

H. B. 120. An Act to provide fishing privileges to residents of adjoining states in inland waters constituting the boundary between this state and adjoining states.

H. B. 124. An Act authorizing Appalachian State Teachers College to use a part of its 1957 capital outlay appropriation for the construction and equipment of a home economics building and a home management house.

H. B. 127. An Act to authorize the installation and use of sirens and red lights on all vehicles owned and operated by the state for law enforcement purposes.

H. B. 184. An Act rewriting Section 1 of Chapter 574, Session Laws of 1957, which amends General Statutes 105-345 relating to penalties and deductions for nonpayment of taxes, so far as the same apply to Washington County.

H. B. 199. An Act to validate the application of the City of New Bern for a certain gasoline tax refund which application was inadvertently filed too late.

H. B. 203. An Act to prohibit hunting in Gates County with firearms other than shotguns and rifles of .22 caliber or less.

H. B. 205. An Act to rewrite General Statutes 14-346 and to amend General Statutes 148-70 relating to the disposition of the products of prison labor.

H. B. 211. An Act to authorize the Board of County Commissioners of Hyde County to make certain payments in connection with certain dredging operations and a public dock and for other purposes.

H. B. 224. An Act to amend General Statutes 14-249 relating to the limit that may be expended for the purchase of motor vehicles by the State of North Carolina.

H. B. 267. An Act to amend Chapter 488, Public-Local Laws of 1939, to repeal Chapter 724, Session Laws of 1957, to place upon the full time Chairman of the Board of Commissioners of Haywood County, in the capacity of County Manager, the duties of Tax Supervisor of said county and to fix his salary.

H. B. 345. An Act to amend General Statutes 160-29 relating to the regulation of elections in Chowan County.

H. B. 346. An Act to amend Chapter 186, Private Laws of 1909, relating to the Charter of the City of Edenton in Chowan County.

H. B. 383. An Act to amend General Statutes 115-18 relating to county boards of education so as to fix the number of members of the Orange County Board of Education and to appoint three members thereof.

On motion of Representative Womble the House adjourns and will meet tomorrow at 9 o'clock A. M.

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## FORTY-SIXTH DAY

HOUSE OF REPRESENTATIVES

Saturday, March 28, 1959

The House meets pursuant to adjournment and is called to order by Representative Womble, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

The Lord's Prayer is repeated in unison.

Representative Whitley, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Cover the House adjourns and will meet Monday night at 8 o'clock.

**FORTY-SEVENTH DAY**

HOUSE OF REPRESENTATIVES

Monday Night, March 30, 1959

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

Prayer is offered by Dr. Mark Depp, Pastor of Centenary Methodist Church of Winston-Salem, North Carolina.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Jackson, Joseph Taylor of Hertford County is made an honorary page of the House.

A leave of absence is granted Representative Davis of Lenoir County for tonight, March 30, 1959.

On motion of the Mecklenburg delegation the courtesies of the floor are extended the Honorable Charlie Gillette, a former member of the House from Mecklenburg County

**COMMITTEE APPOINTMENT**

Pursuant to S. R. 68 entitled, "a joint resolution providing for the appointment of a committee to make a study of the question of whether this General Assembly shall adopt a plan to encourage the use of voting machines by the counties, as well as a plan to assist the counties in the purchase or rental of voting machines in our primaries and elections," Mr. Speaker appoints as a committee on the part of the House, Representatives Buchanan, High and Strayhorn, and the Senate is so notified.

**ENGROSSED BILLS**

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 99, a bill to be entitled an act to prevent the disenfranchisement of certain stock held by trust institutions in a fiduciary capacity.

H. B. 189, a bill to be entitled an act to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote through organized effort the sale and use of flue-cured tobacco in export and domestic markets.

H. B. 261, a bill to be entitled an act to authorize the County Commissioners of Person County to establish and operate parking meters on county-owned property at the Person County Courthouse in Roxboro.



## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Hunter:

H. B. 418, a bill to be entitled an act authorizing the Town of Old Fort to sell at private sale certain land not needed for municipal purposes.

Referred to Committee on Counties, Cities, and Towns.

By Representative Etheridge:

H. B. 419, a bill to be entitled an act to validate the probate of certain wills.

Referred to Committee on Judiciary No. 1.

By Representatives Kennedy, Belk, Snapp and Hicks:

H. B. 420, a bill to be entitled an act to provide for jury trials in Justice of Peace Courts in Mecklenburg County.

Referred to Committee on Judiciary No. 2.

By Representative Jones of Pitt:

H. B. 421, a bill to be entitled an act to amend Chapter 1109 of the Session Laws of 1957 relating to the issuance of warrants by Justices of the Peace so as to make the same inapplicable to Pitt County.

Referred to Committee on Judiciary No. 1.

By Representatives Belk, Snapp, Kemp and Whitehurst:

H. B. 422, a bill to be entitled an act to amend Chapter 1375 of the Session Laws of 1955 relating to the licensing of distress sales so as to make the same applicable to all the counties of the State.

Referred to Committee on Judiciary No. 1.

## MESSAGE FROM THE SENATE

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

S. B. 73, a bill to be entitled an act to amend Chapter 39, entitled "Conveyances", of the General Statutes so as to determine the risk of destruction or condemnation as between vendor and purchaser of real property.

Referred to Committee on Judiciary No. 2.

S. B. 107, a bill to be entitled an act to make certain sacred and/or moral communication confidential.

Referred to Committee on Propositions and Grievances.

## CALENDAR

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

H. B. 341, a bill to be entitled an act to amend Chapter 1333 of the 1957 Session Laws, relating to assessments for water and sewer mains so as to apply the same to the City of High Point.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Patterson, Phelps, Powell, Quinn, Regan, Reid, Rodenbough, Satterfield, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough and Yates—94.

Those voting in the negative are: None.

H. B. 342, a bill to be entitled an act to amend Chapter 988 of the 1953 Session Laws, relating to street and utility assessments so as to make the same apply to the City of High Point.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Patterson, Phelps, Powell, Quinn, Regan, Reid, Rodenbough, Satterfield, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough and Yates—94.

Those voting in the negative are: None.

H. B. 344, a bill to be entitled an act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Patterson, Phelps, Powell, Quinn, Regan, Reid, Rodenbough, Satterfield, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough and Yates—94.

Those voting in the negative are: None.

H. B. 60, a bill to be entitled an act to enact the Interstate Compact on Mental Health.

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 apportion the members of the House of Representatives among the several counties of the State.

On motion of Representative Powell consideration of the bill is postponed until Wednesday, April 1, 1959.

H. B. 338, a bill to be entitled an act to provide for a required accounting by State Highway Patrolmen for subsistence allowances so as to bring such accounting within the purview of Section 1.162-17(b) of the regulations of the Internal Revenue Service.

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

H. B. 356, a bill to be entitled an act to amend Article 7A of Chapter 7 of the General Statutes relating to the issuance of warrants and receipts by Justices of the Peace in Burke County.

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

On motion of Representative Lackey the House adjourns and will meet tomorrow at 12 o'clock noon.

**FORTY-EIGHTH DAY**

HOUSE OF REPRESENTATIVES

Tuesday, March 31, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Lloyd for today and tomorrow, Tuesday and Wednesday, March 31 and April 1st.

On motion of Representative High, Malissa High and Otis Ward of Durham County are made honorary page and page, respectively, of the House of Representatives.

On motion of Representative Womble, David Hodges, III, of New York City is made an honorary page of the House.

On motion of Representative Barwick, Saron Lee Crawford of Pasquotank County, granddaughter of Representative and Mrs. C. R. Crawford of Buncombe County, is made an honorary page of the House of Representatives.

On motion of Representative Wicker, Bobby Wicker and Ronnie Williams of Lee County, are made honorary pages of the House.

## ENGROSSED BILLS

Mr. Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 344, a bill to be entitled an act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes.

## 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 Representative Hunt, for the Committee on Counties, Cities, and Towns.

H. B. 378, a bill to be entitled an act to amend Chapter 889 of the Session Laws of 1953 relating to the application of the Civil Service Commission of the City of Raleigh to certain employees of the City.

With a favorable report.

H. B. 379, a bill to be entitled an act to amend Section 15 of the Charter of the City of Raleigh relating to the effective date of ordinances.

With a favorable report.

H. B. 380, a bill to be entitled an act to amend Section 11 of the Charter of the City of Raleigh, relating to meetings of the City Council.

With a favorable report.

H. B. 395, a bill to be entitled an act to create a Peace Officers' Relief Fund for the County of Pasquotank.

With a favorable report.

H. B. 398, a bill to be entitled an act to amend General Statutes 160-227.1 providing for the regulation of the subdivision of land in and around the City of Shelby in Cleveland County.

With a favorable report.

H. B. 400, a bill to be entitled an act authorizing the Board of County Commissioners of Alamance County to extend the time for quadrennial revaluation and reassessment of real property for taxation.

With a favorable report.

H. B. 401, a bill to be entitled an act amending General Statutes 105-327 relating to the meeting of the County Board of Equalization and Review of Alamance County.

With a favorable report.

H. B. 409, a bill to be entitled an act to provide for staggered four-year terms for commissioners and for four-year terms for mayor in the Town of Wake Forest in Wake County.

With a favorable report.

H. B. 418, a bill to be entitled an act authorizing the Town of Old Fort to sell at private sale certain land not needed for municipal purposes.

With a favorable report.

By Representative Johnson, for the Committee on Wildlife Resources.

H. B. 376, a bill to be entitled an act to amend Chapter 1436 of the Session Laws of 1957 relating to migratory waterfowl in Currituck Sound and its tributaries.

With a favorable report.

H. B. 404, a bill to be entitled an act to amend General Statutes 113-247 relating to Sunday fishing.

With a favorable report.

S. B. 151, a bill to be entitled an act amending General Statutes 113-104

so as to require persons while hunting wild birds and animals to surrender guns for inspection upon request of a duly authorized officer.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 301, a bill to be entitled an act to amend General Statutes 158-2 relating to the approval of voters for money appropriations by local governments.

With a favorable report.

H. B. 350, a bill to be entitled an act to provide for the election of the Chairman and four members of the Board of County Commissioners of Union County.

With a favorable report.

H. B. 382, a bill to be entitled an act to amend Chapter 526 of the Public-Local Laws of 1935 relating to the dividing of Cherokee County in districts for the purpose of nomination and election of members of the Board of County Commissioners.

With a favorable report.

H. B. 405, a bill to be entitled an act providing for the extension of the corporate limits of the City of Raleigh, North Carolina.

With a favorable report.

S. B. 146, a bill to be entitled an act to authorize the Board of County Commissioners of Wayne County to fix fees charged by county officers and to authorize the Board of County Commissioners of said County to fix the number of salaried county employees and the compensation of county officials and employees.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 406, a bill to be entitled an act to establish the North Carolina Confederate Centennial Commission.

With a favorable report.

H. B. 421, a bill to be entitled an act to amend Chapter 1109 of the Session Laws of 1957 relating to the issuance of warrants by Justices of the Peace so as to make the same inapplicable to Pitt 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 Representative Williamson:

H. R. 423, a joint resolution commemorating the One Hundred and Fiftieth Anniversary of the establishment of Columbus County.

On motion of Representative Williamson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Davis of Lenoir:

H. R. 424, a joint resolution accepting the invitation from the people of Lenoir County to the General Assembly to dinner on the evening of Wednesday, April 8, 1959.

On motion of Representative Davis of Lenoir the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

**A JOINT RESOLUTION ACCEPTING THE INVITATION, FROM THE PEOPLE OF LENOIR COUNTY TO THE GENERAL ASSEMBLY, TO DINNER ON THE EVENING OF WEDNESDAY, APRIL 8, 1959.**

WHEREAS, the people of Lenoir County, by and through their Board of County Commissioners, namely Messrs. Ike C. Whitfield, Chairman, John Davenport, Whitford Hill, Harry Sutton, and Ralph G. Daughety, have invited His Excellency, the Honorable Luther H. Hodges, Governor of North Carolina, the Council of State, the Supreme Court of North Carolina, members of the General Assembly of North Carolina, and their wives and members of their personal parties, to be guests of Lenoir County for dinner on the evening of Wednesday, April 8, 1959, at seven thirty o'clock, P. M., at the Fairfield Recreational Building, Kinston, North Carolina, while en route from the sitting of the General Assembly of North Carolina at New Bern, North Carolina, on April 8, 1959: NOW, THEREFORE,

Be it resolved by the House of Representatives, the Senate concurring:

Section 1. The General Assembly of North Carolina accepts the kind invitation of the people of Lenoir County to dinner on the evening of Wednesday, April 8, 1959, at seven thirty o'clock P. M., at the Fairfield Recreational Building, Kinston, North Carolina.

Section 2. This Resolution shall be spread upon the minutes of the House of Representatives and a copy thereof shall be transmitted to the Chairman of the Lenoir County Board of County Commissioners.

Section 3. This Resolution shall become effective upon its adoption.

By Representative Kerr:

H. B. 425, a bill to be entitled an act amending Chapter 115 of the General Statutes so as to authorize local boards of education to operate the public schools for four quarters each calendar year.

Referred to Committee on Education.

By Representative Philpott:

H. B. 426, a bill to be entitled an act to authorize the Board of Commissioners of Davidson County to fix the fees to be charged by the Register of Deeds of Davidson County.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Philpott and Gobble:

H. B. 427, a bill to be entitled an act to appropriate funds for the restoration, care and maintenance of, and to acquire additional land for use in connection with, the Daniel Boone homeplace in Davidson County.

Referred to Committee on Appropriations.

By Representative Etheridge:

H. B. 428, a bill to be entitled an act relating to meetings of the Dare County Board of Education.

Referred to Committee on Counties, Cities, and Towns.

By Representative Yarborough:

H. B. 429, a bill to be entitled an act to authorize the Franklin County Board of Education to dispose of certain school property at private sale.

Referred to Committee on Judiciary No. 1.

By Representative Dolley:

H. B. 430, a bill to be entitled an act to amend Chapter 946 of the Session Laws of 1955, as amended, relating to a Supplementary Pension Fund for policemen in the City of Gastonia.

Referred to Committee on Local Government.

By Representative Jones of Pitt:

H. B. 431, a bill to be entitled an act amending the Charter of the Town of Grifton so as to fix the beginning dates of the terms of office of the mayor and commissioners.

Referred to Committee on Counties, Cities, and Towns.

By Representative Satterfield:

H. B. 432, a bill to be entitled an act to appropriate from the General Fund the sum of eleven thousand two hundred forty dollars to the Department of Archives and History for the purpose of conducting research to determine the birthplace of Dolly Madison and for other purposes.

Referred to Committee on Appropriations.



## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Tuesday, March 31, 1959

*Mr. Speaker:*

It is ordered that a message be sent to your Honorable Body with the information that pursuant to S. R. 68, entitled, "A Joint Resolution providing for the appointment of a committee to make a study of the question of whether this General Assembly shall adopt a plan to encourage the use of voting machines by the Counties, as well as a plan to assist the Counties in the purchase or rental of voting machines in our primaries and elections", the President has appointed as a committee on the part of the Senate to act with a like committee on the part of the House, Senators: Williams and Copeland.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

March 28, 1959

*Mr. Speaker:*

Pursuant to your request we are returning herewith H. B. 215, entitled "A bill to be entitled an act providing that the boundaries of the City of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the City of Thomasville" for further consideration by your Honorable Body.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message and on motion of Representative Philpott the vote by which the bill passed its third reading is reconsidered.

On motion of Representative Philpott the vote by which the bill passed its second reading is reconsidered.

On motion of Representative Philpott the bill is placed on today's 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. 160, a bill to be entitled an act to amend the first paragraph of General Statutes 1-42 so as to provide an additional method of proving title.

Referred to Committee on Judiciary No. 2.

S. B. 170, a bill to be entitled an act to amend Chapter 1160 of the Session

Laws of 1953 relating to the filing of papers in the office of the clerk of the Superior Court so as to make the same applicable to Duplin County.

Referred to Committee on Judiciary No. 2.

S. B. 171, a bill to be entitled an act to amend General Statutes 14-335 so as to change the punishment of public drunkenness in Duplin County.

Referred to Committee on Judiciary No. 2.

S. B. 172, a bill to be entitled an act to amend General Statutes 147-45 relating to distribution of copies of Session Laws.

Referred to Committee on Judiciary No. 1.

S. B. 173, a bill to be entitled an act to amend General Statutes 161-6 relating to the appointment and duties of assistant registers of deeds.

Referred to Committee on Counties, Cities, and Towns.

S. B. 174, a bill to be entitled an act to amend General Statutes 51-6 relating to the solemnization of marriages.

Referred to Committee on Judiciary No. 1.

S. B. 168, a bill to be entitled an act to amend Chapter 237 of the Session Laws of 1951 relating to the election of members of the Board of Aldermen of the Town of Southport.

Referred to Committee on Counties, Cities, and Towns.

S. B. 181, a bill to be entitled an act to repeal Chapter 120 of the Public-Local Laws of 1929 relating to the time of holding meetings of the Board of Commissioners of New Hanover County.

Referred to Committee on Local Government.

S. B. 182, a bill to be entitled an act to fix the punishment for public drunkenness in New Hanover County.

Referred to Committee on Judiciary No. 1.

S. B. 184, a bill to be entitled an act authorizing the Town of Bessemer City to employ a City Manager.

Referred to Committee on Counties, Cities, and Towns.

S. R. 194, a joint resolution honoring the memory of the late D. L. Raymer, Senior, former Senator from Iredell County.

On motion of Representative McLaughlin the rules are suspended and the resolution placed on 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. 215, a bill to be entitled an act providing that the boundaries of the City of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the City of Thomasville.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coats, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 327, a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to legal settlement.

Passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 110, a bill to be entitled an act amending General Statutes 51-10 relating to the issuance of marriage licenses to persons suffering from tuberculosis.

On motion of Representative Venters consideration of the bill is postponed until Friday, April 3, 1959.

H. B. 143, a bill to be entitled an act to amend General Statutes 106-99 relating to the inspection tax on commercial feeding stuffs.

On motion of Representative McLaughlin the bill is recommitted to the Committee on Agriculture.

H. B. 289, a bill to be entitled an act to rewrite Subsection 4 of General Statutes 105-296 so as to clarify its provisions and include in the exemption from taxation all lands, buildings and facilities reasonably necessary

and useful in the functional operation of public libraries and educational institutions.

Representative Crawford of Buncombe offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 393, a bill to be entitled an act whereby the growers of Irish potatoes may regulate the grade and size of Irish potatoes entering interstate commerce.

On motion of Representative Sermons consideration of the bill is postponed until Wednesday, April 1, 1959.

S. B. 110, a bill to be entitled an act to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

On motion of Representative Yarborough consideration of the bill is postponed until Thursday, April 2, 1959.

S. B. 112, a bill to be entitled an act to amend Article 20, Chapter 15, of the General Statutes by adding a new section to authorize the Probation Commission to delegate to the Director of Probation the authority to appoint and terminate the services of probation officers and clerks.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 408. A Joint Resolution honoring Haywood County in the observance of its One Hundred Fiftieth Anniversary.

S. B. 5. An Act to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against poliomyelitis (Infantile Paralysis).

S. B. 67. An Act to amend General Statutes 54-1 relating to the application of the terms "Building and Loan Association", "Building Association", and "Savings and Loan Association".

S. B. 89. An Act to amend Chapter 108 of the General Statutes of North Carolina, relating to the manner of payment of public assistance.

S. B. 91. An Act to amend Section 108-73.17 of the General Statutes of North Carolina relating to payments for hospitalization of recipients of public assistance.

S. B. 95. An Act to amend General Statutes 112-20 so as to provide that widows of Confederate soldiers may receive a pension from the State while receiving a pension from any other state or from the United States.

S. B. 138. An Act to amend Article 21 of Chapter 58 of the General Statutes relating to the State Property Fire Insurance Fund.

S. B. 140. An Act authorizing and directing the State Treasurer to refund money paid to the Commissioner of Insurance and held by the State Treasurer under the Firemen's Pension Fund Act, being Chapter 1420 of the Session Laws of 1957, which Act has been declared unconstitutional by the Supreme Court of North Carolina.

S. B. 147. An Act relating to the issuance of warrants and receipts by Justices of the Peace in Wayne County.

H. B. 109. An Act to amend Chapter 1334 of the Session Laws of 1955 providing for the regulation of the subdivision of land in and around municipalities so as to make said Act applicable to Beaufort County.

H. B. 219. An Act relating to the schools of the Greensboro City Administrative Unit and to the governing body thereof as set out in Chapter 385, Session Laws 1949, and the amendments thereto.

H. B. 254. An Act to repeal Chapter 272 of the Private Laws of 1915 relating to the incorporation of Selma Cotton Mills Village in Johnston County.

H. B. 284. An Act to amend Chapter 196 of the Session Laws of 1957 annexing Little River Township of Hoke County to Moore County.

H. B. 288. An Act to increase the number of town commissioners of the Town of Bath from three to four.

H. B. 296. An Act to amend Chapter 861 of the Session Laws of 1955 so as to limit the planning and zoning powers of the City of High Point to the boundary line of Randolph County in a South direction.

H. B. 297. An Act to amend Chapter 458 of the Session Laws of 1957 relating to the appointment of Trustees of the Tryon City Administrative School Unit, in Polk County.

H. B. 366. An Act to repeal Chapter 353 of the Public Laws of 1935, relating to the conduct of elections in the Town of Graham.

H. B. 410. An Act rewriting Section 3 of Chapter 187, Private Laws of 1933, so as to require primary elections in the Town of Andrews.

H. B. 414. An Act amending H. B. 38 of the 1959 Session, ratified on March 17, 1959, and to be codified as Chapter 80, Session Laws of 1959 so as to provide that the Commissioners of the Town of Hayesville rather than the County Board of Elections shall conduct municipal primaries and elections in said town.

On motion of Representative McLaughlin the House adjourns in honor of the memory of the late D. L. Raymer, former North Carolina Senator of Iredell County, and will meet tomorrow at 12:00 o'clock noon.

## FORTY-NINTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, April 1, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Stone, Ross O. Allen of Forsyth County is made an honorary page of the House.

Mr. Speaker Hewlett appoints Jennie C. Zollicoffer and Allison C. Zollicoffer, daughter and son of Representative and Mrs. Zollicoffer of Vance County, honorary page and page, respectively, of the House.

On motion of Representative Gobble, Tommy and Susan Walker of Lexington, Kentucky, are made honorary page and page, respectively, of the House of Representatives.

On motion of Representative Kiser S. B. 84, entitled "a bill to be entitled an act to amend General Statutes 108-30.1 and General Statutes 108-30.2 relating to actions to foreclose old age assistance liens", is withdrawn from the Committee on Public Welfare and recommitted to the Committee on Judiciary No. 2.

On motion of Representative Kiser S. B. 152, entitled "a bill to be entitled an act to validate past adoption proceedings", is withdrawn from the Committee on Public Welfare and recommitted to the Committee on Judiciary No. 2.

## ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 289, a bill to be entitled an act to rewrite Subsection 4 of General Statutes 105-296 so as to clarify its provisions and include in the exemption from taxation all lands, buildings, and facilities reasonably necessary and useful in the functional operation of public libraries and educational institutions.

H. B. 327, a bill to be entitled an act to amend Chapter 153 of the General Statutes of North Carolina relating to legal settlement.

## 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 Representative Hostetler, for the Committee on Insurance.

H. B. 193, a bill to be entitled an act to amend General Statutes 58-79 relating to investment by domestic stock and mutual life insurance companies in North Carolina.

With a favorable report.

H. B. 194, a bill to be entitled an act to amend General Statutes 58-210 to allow group life insurance policies on at least ten employees.

With a favorable report.

By Representative Womble, for the Committee on Roads and Highway Safety.

H. B. 231, a bill to be entitled an act to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges.

With a favorable report.

H. B. 317, a bill to be entitled an act to amend Chapter 20 of the General Statutes to provide permanent registration and license plates for vehicles owned by the Girl and Boy Scout Organizations of America.

With an unfavorable report.

By Representative Watkins, for the Committee on Public Utilities.

H. B. 92, a bill to be entitled an act to amend General Statutes 62-71 relating to the filing of increased utility rates under bond.

With an unfavorable report.

H. B. 305, a bill to be entitled an act to validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

With a favorable report.

By Representative Hargett, for the Committee on Education.

H. B. 375, a bill to be entitled an act to provide additional personnel for the public schools of North Carolina as requested by the State Board of Education for the biennium 1959-61.

Reported without prejudice.

On motion of Representative Hargett the bill is recommitted to Committee on Appropriations.

By Representative Snapp, for the Committee on State Government.

H. B. 388, a bill to be entitled an act to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired commissioners to emergency duty on the commission.

With a favorable report.

On motion of Representative Snapp the bill is recommitted to Committee on Appropriations.

By Representative Rodenbough, for the Committee on Teachers' and State Employees' Retirement.

S. B. 10, a bill to be entitled an act to amend Chapter 126 of the General Statutes, entitled "Merit System Council", to extend its application to the State Civil Defense Agency.

With a favorable report.

On motion of Representative Rodenbough the bill is recommitted to Committee on Appropriations.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Whitley, Womble, Davis of Rutherford, and Turner:

H. B. 433, a bill to be entitled an act to amend Chapter 135 of the General Statutes so as to permit Social Security coverage of state employees who are members of the Law Enforcement Officers' Benefit and Retirement Fund and for other purposes.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representatives Gobble, Drummond, and Stone:

H. B. 434, a bill to be entitled an act to amend Chapter 666 of the Session Laws of 1951 relating to the compensation of the Mayor of the City of Winston-Salem.

Referred to Committee on Counties, Cities, and Towns.

By Representative Wallace:

H. B. 435, a bill to be entitled an act to amend General Statutes 153-9 relating to fees of county officers in Montgomery County, and General Statutes 153-48.3 relating to salaries of county officers in Montgomery County.

Referred to Committee on Salaries and Fees.

By Representatives Britt of Robeson and Regan.

H. B. 436, a bill to be entitled an act appointing certain members of the Fairmont City Board of Education.

Referred to Committee on Education.

By Representatives Arledge and McLaughlin:

H. B. 437, a bill to be entitled an act to amend Chapter 105 of the General Statutes by inserting a new Article therein imposing a tax on cigars, cigarettes and smoking tobacco.



Referred to Committee on Finance.

By Representative Whitmire:

H. B. 438, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Henderson County.

Referred to Committee on Courts and Judicial Districts.

By Representative Belk:

H. B. 439, a bill to be entitled an act to exempt certain dealers in blank cartridge pistols and blank cartridges from privilege license taxes.

Referred to Committee on Finance.

By Representative Byrum:

H. B. 440, a bill to be entitled an act to provide for the election of the County Board of Education in Chowan County.

Referred to Committee on Education.

And,

H. B. 441, a bill to be entitled an act designating successor trustees of the Edenton Academy created by Chapter 39, Public Laws of 1800 and amended by Chapter 4, Public Laws of 1844, and authorizing such trustees to execute a conveyance of certain school property bounded by Queen and Church Streets in the Town of Edenton to the Edenton City Board of Education.

Referred to Committee on Education.

By Representatives Snapp, Belk, Hicks, and Kennedy:

H. B. 442, a bill to be entitled an act to amend Chapter 366 of the Public-Local and Private Laws of 1939 relating to elections in the City of Charlotte.

Referred to Committee on Elections and Election Laws.

By Representative Snapp:

H. B. 443, a bill to be entitled an act to amend General Statutes 1-589 and General Statutes 8-59 so as to provide for the service of subpoenas and summons for jurors by telegram or certified mail.

Referred to Committee on Judiciary No. 1.

By Representatives Uzzell and Harriss of Rowan:

H. B. 444, a bill to be entitled an act to authorize and empower the governing body of the City of Salisbury to construct and install, or contract for the construction and installation of curbs and gutters on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved; and prescribing the procedure therefor.

Referred to Committee on Finance.

By Representative Long:

H. B. 445, a bill to be entitled an act to amend Chapter 394, Session Laws of 1955, relating to the selection of school committeemen for the Graham public schools in Alamance County.

On motion of Representative Long the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Valentine:

H. B. 446, a bill to be entitled an act to prohibit drunken driving anywhere in the state and to clarify the 30-day automatic drivers' licenses suspension provision.

Referred to Committee on Roads and Highway Safety.

And,

H. B. 447, a bill to be entitled an act to amend various Sections of Chapter 20 of the General Statutes entitled Motor Vehicles.

Referred to Committee on Roads and Highway Safety.

#### MESSAGE FROM THE SENATE

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

S. R. 190, a joint resolution accepting the invitation, from the people of Lenoir County to the General Assembly, to dinner on the evening of Wednesday, April 8, 1959.

Referred to Committee on Local Government.

#### CALENDAR

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

H. B. 215, a bill to be entitled an act providing that the boundaries of the City of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the City of Thomasville.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burlson, Burrow, Byrd, Byrum, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drum-

mond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, and Yates—108.

Those voting in the negative are: None.

H. B. 405, a bill to be entitled an act providing for the extension of the corporate limits of the City of Raleigh, North Carolina.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Co-hoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, and Yates—108.

Those voting in the negative are: None.

H. B. 376, a bill to be entitled an act to amend Chapter 1436 of the Session Laws of 1957 relating to migratory waterfowl in Currituck Sound and its tributaries.

On motion of Representative Ansell consideration of the bill is postponed until Friday, April 3, 1959.

H. B. 350, a bill to be entitled an act to provide for the election of the chairman and four members of the Board of County Commissioners of Union County.

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

H. B. 378, a bill to be entitled an act to amend Chapter 889 of the Session Laws of 1953 relating to the application of the Civil Service Commission of the City of Raleigh to certain employees of the City.

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

H. B. 379, a bill to be entitled an act to amend Section 15 of the Charter of the City of Raleigh relating to the effective date of ordinances.

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 amend Section 11 of the Charter of the City of Raleigh relating to meetings of the City Council.

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

H. B. 382, a bill to be entitled an act to amend Chapter 526 of the Public-Local Laws of 1935 relating to the dividing of Cherokee County in districts for the purpose of nomination and election of members of the Board of County Commissioners.

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

H. B. 395, a bill to be entitled an act to create a Peace Officers' Relief Fund for the County of Pasquotank.

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

H. B. 398, a bill to be entitled an act to amend General Statutes 160-227.1 providing for the regulation of the subdivision of land in and around the City of Shelby in Cleveland County.

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

H. B. 400, a bill to be entitled an act authorizing the Board of County Commissioners of Alamance County to extend the time for quadrennial revaluation and reassessment of real property for taxation.

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

H. B. 401, a bill to be entitled an act amending General Statutes 105-327 relating to the meeting of the County Board of Equalization and Review of Alamance County.

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

H. B. 409, a bill to be entitled an act to provide for staggered four-year terms for commissioners and for four-year terms for mayor in the Town of Wake Forest in Wake County.

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

H. B. 418, a bill to be entitled an act authorizing the Town of Old Fort to sell at private sale certain land not needed for municipal purposes.

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

H. B. 421, a bill to be entitled an act to amend Chapter 1109 of the Session Laws of 1957 relating to the issuance of warrants by Justices of the Peace so as to make the same inapplicable to Pitt County.

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

S. B. 146, a bill to be entitled an act to authorize the Board of County Commissioners of Wayne County to fix fees charged by county officers and to authorize the Board of County Commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees.

Passes its second and third readings and is ordered enrolled.

H. B. 139, a bill to be entitled an act to apportion the members of the House of Representatives among the several counties of the state.

On motion of Representative Harriss of Rowan consideration of the bill is postponed until Thursday, April 2, 1959.

H. B. 301, a bill to be entitled an act to amend General Statutes 158-2 relating to the approval of voters for money appropriations by local governments.

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

H. B. 393, a bill to be entitled an act whereby the growers of Irish potatoes may regulate the grade and size of Irish potatoes entering interstate commerce.

On motion of Representative Sermons consideration of the bill is postponed until Thursday, April 2, 1959.

H. B. 404, a bill to be entitled an act to amend General Statutes 113-247 relating to Sunday fishing.

Representative Dolley offers an amendment which is adopted.

The bill passes its second reading, as amended.

Representative Kennedy objects to the third reading of the bill and the bill remains on the Calendar for its third reading, as amended.

H. B. 406, a bill to be entitled an act to establish the North Carolina Confederate Centennial Commission.

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

S. B. 151, a bill to be entitled an act amending General Statutes 113-104 so as to require persons while hunting wild birds and animals to surrender guns for inspection upon request of a duly authorized officer.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 194. A Joint Resolution honoring the memory of the late D. L. Raymer, Sr., former Senator from Iredell County.

S. B. 83. An Act to amend Section 391 of Chapter 14 of the General Statutes.

S. B. 112. An Act to amend Article 20, Chapter 15, of the General Statutes by adding a new Section to authorize the Probation Commission to delegate to the Director of Probation the authority to appoint and terminate the services of probation officers and clerks.

H. B. 195. An Act to authorize the Board of County Commissioners of Brunswick County to call a special election for the authorization of an industrial development tax for Brunswick County and to create and fix the powers of an Industrial Development Commission for Brunswick County.

H. B. 241. An Act to appropriate from the Contingency and Emergency Fund the sum of \$75,000 to the North Carolina Board of Correction and Training to renovate and alter surplus properties at the North Carolina Sanatorium at McCain to provide facilities for training approximately 150 students.

H. B. 272. An Act repealing Chapter 203, Public-Local Laws of 1933, relating to the amount of the official bond of the Clerk of the Superior Court of Yancey County, so as to place said county under the general laws.

H. B. 277. An Act authorizing the City Council of the City of Hickory to lease property to the Hickory Chamber of Commerce.

H. B. 295. An Act to allow the governing body of the Town of Morganton to establish by ordinance a retirement or pension fund for employees.

H. B. 299. An Act to extend the police power of the Town of Tryon in Polk County.

H. B. 311. An Act to provide for the appointment of trustees for Albe-marle Hospital in Pasquotank County.

H. B. 319. An Act to authorize the Town of Star to sell a water line at private sale to the Town of Biscoe in Montgomery County.

H. B. 323. An Act permitting Lincoln County to authorize bonds for school purposes in the maximum aggregate principal amount of Two Mil-

lion Dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

On motion of Representative Drummond the House adjourns and will meet tomorrow at 12 o'clock noon.

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## FIFTIETH DAY

HOUSE OF REPRESENTATIVES

Thursday, April 2, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

The Chair extends the courtesies of the floor to the Honorable Ed. O'Herron of Mecklenburg County and the Honorable Dave Clark of Lincoln County, former members of the House of Representatives.

On motion of Representative Woodard of Wilson the courtesies of the floor are extended to the Honorable Larry I. Moore, former Speaker of the House of Representatives from Wilson County.

On motion of Representative Holcombe of Madison the courtesies of the floor are extended to the Honorable E. A. Leake, a former member of the House from Madison County.

The Chair extends the courtesies of the floor to the Honorable J. Hawley Poole, a former member of the House from Moore County.

A leave of absence is granted Representative Lackey for Friday, April 3, 1959.

A leave of absence is granted Representative Byrum for today and tomorrow, April 2 and 3.

A leave of absence is granted Representative Lloyd for Thursday and Friday, April 2 and 3.

On motion of Representative Valentine H. B. 396 entitled, "a bill to be entitled an act to provide, in the event of enemy attack upon the State of North Carolina, for the continuity of the orderly functions of the governments of local political subdivisions of the State; by providing for emergency interim succession to executive offices and by authorizing political subdivisions to enact resolutions and ordinances relating to succession for all officials having emergency government functions" is taken from the Committee on Judiciary No. 2 and recommitted to the Committee on Local Government.

## 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 Representative Wilson, for the Committee on Manufacturers and Labor.

H. B. 121, a bill to be entitled an act to establish minimum wages in North Carolina.

With a favorable report, as amended.

By Representative Kemp, for the Committee on Local Government.

H. B. 190, a bill to be entitled an act rewriting Section 22 of Chapter 39, Private Laws of 1907 and Section 1 of Chapter 271, Public-Local Laws of 1937, relating to the compensation of the Mayor and members of the Board of Aldermen of the City of Newton.

With a favorable report, as amended.

H. B. 412, a bill to be entitled an act to amend General Statutes 105-422 relating to the barring of tax liens in Burke County.

With a favorable report.

H. B. 413, a bill to be entitled an act to fix the fees of justices of the peace in Burke County.

With a favorable report.

H. B. 430, a bill to be entitled an act to amend Chapter 946 of the Session Laws of 1955, as amended, relating to a Supplementary Pension Fund for policemen in the City of Gastonia.

With a favorable report.

S. B. 132, a bill to be entitled an act to fix the compensation, travel and subsistence allowance of the members of the Board of County Commissioners of Columbus County.

With a favorable report.

S. B. 181, a bill to be entitled an act to repeal Chapter 120 of the Public-Local Laws of 1929 relating to the time of holding meetings of the Board of Commissioners of New Hanover County.

With a favorable report.

By Representative Blue, for the Committee on Finance.

H. B. 276, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the levy of a special tax on Beaufort County with respect to the Veterans Service Officer, the County Accountant, the Farm Demonstration Agent, and the Home Demonstration Agent and validating acts thereunder.



With a favorable report.

H. B. 279, a bill to be entitled an act to authorize and direct the reassessment and revaluation of all taxable property in the Town of Blowing Rock, and to authorize the governing board of the said town to employ experts and levy a tax to cover the cost of such revaluation.

With a favorable report.

By Representative Murphy, for the Committee on Agriculture.

H. B. 349, a bill to be entitled an act to amend General Statutes 106-567 relating to the refund of assessments collected from farmers for the purpose of promoting the use and sale of agricultural products.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 429, a bill to be entitled an act to authorize the Franklin County Board of Education to dispose of certain school property at private sale.

With a favorable report.

On motion of Representative Yarborough the bill is placed on today's Calendar.

S. B. 88, a bill to be entitled an act to amend Chapter 166 of the General Statutes relating to civil defense.

With a favorable report, as amended.

S. B. 172, a bill to be entitled an act to amend General Statutes 147-45 relating to distribution of copies of Session Laws.

With a favorable report.

S. B. 174, a bill to be entitled an act to amend General Statutes 51-6 relating to the solemnization of marriages.

With an unfavorable report.

On motion of Representative Turner the bill is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 1.

S. B. 182, a bill to be entitled an act to fix the punishment for public drunkenness in New Hanover County.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

Committee Substitute for H. B. 420, a bill to be entitled an act to provide for jury trials in justice of peace courts in Mecklenburg County.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Valentine the substitute bill is adopted.

On motion of Representative Valentine the bill is placed on today's Calendar.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Buchanan:

H. B. 448, a bill to be entitled an act to promote the establishment and development of educational facilities and programs for selected inmates of the State Prison System.

Referred to Committee on Penal Institutions.

By Representative Dolley:

H. B. 449, a bill to be entitled an act to amend General Statutes 35-18 relating to mortgage or sale of estates held by the entireties where the wife or husband, or both, may become mentally incompetent.

Referred to Committee on Judiciary No. 2.

By Representatives Jones of Pitt, Wooten, Bell, Davis of Lenoir, Whitehurst, Sermons, Hardy, Braswell, Delamar, Phelps, Cohoon, Everett, Spruill, Johnson, Britt of Bladen and Holmes:

H. B. 450, a bill to be entitled an act to appropriate the sum of forty thousand dollars for the first year of the biennium 1959-1961, and fifty-seven thousand dollars for the second year of said biennium to East Carolina College for the purpose of establishing and operating a School of Nursing at said institution.

Referred to Committee on Appropriations.

By Representatives Henley and Whitehurst:

H. B. 451, a bill to be entitled an act to amend General Statutes 62-71 so as to require the payment of interest on amounts ordered refunded where utilities have put rates in effect under bond.

Referred to Committee on Public Utilities.

By Representative Valentine:

H. B. 452, a bill to be entitled an act to facilitate inter-governmental purchases.

Referred to Committee on Judiciary No. 2.

And,

H. B. 453, a bill to be entitled an act to amend General Statutes 160-59, relating to the disposal of property by cities and towns and to permit the disposal of property at private sale to other governmental units.

Referred to Committee on Judiciary No. 2.

And,

H. B. 454, a bill to be entitled an act to permit counties, cities, towns, and other subdivisions of the state to buy directly from state contract suppliers at state contract prices.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 455, a bill to be entitled an act to amend General Statutes 143-131 to provide more uniform standards in the awarding of public contracts by counties, cities, towns, and other subdivisions of the state.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 456, a bill to be entitled an act to amend General Statutes 160-2(3) relating to municipal cemeteries.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Henley and High:

H. B. 457, a bill to be entitled an act amending Chapter 11, Session Laws of 1953, relating to the powers and duties of county boards of alcoholic control so as to include Cumberland County within the provisions of said Act.

Referred to Committee on Propositions and Grievances.

By Representatives Belk, Snapp, Kemp and Whitehurst:

H. B. 458, a bill to be entitled an act to provide for the licensing of distress sales to prevent fraudulent and sham sales.

Referred to Committee on Judiciary No. 1.

By Representatives Snapp, Belk, Hicks and Kennedy:

H. B. 459, a bill to be entitled an act to validate the administration of oaths of office to certain members of the governing body of the Town of Huntersville in Mecklenburg County.

Referred to Committee on Local Government.

By Representative Woodard of Northampton:

H. B. 460, a bill to be entitled an act repealing Chapter 355, Public-Local Laws of 1925, relating to the registration of voters in Gaston Township, Northampton County.

Referred to Committee on Counties, Cities and Towns.

#### MESSAGE FROM THE SENATE

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

H. B. 111, a bill to be entitled an act to amend General Statutes 62-121.29 relating to tariffs of common carriers.

Returned for concurrence in Senate amendment.

On motion of Representative Watkins the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 147, a bill to be entitled an act to amend General Statutes 47-115 relating to the execution of powers of attorney.

Returned for concurrence in Senate amendment.

On motion of Representative Uzzell 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. 405, a bill to be entitled an act providing for the extension of the corporate limits of the City of Raleigh, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 420, a bill to be entitled an act to provide for jury trials in justice of peace courts in Mecklenburg County.

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 authorize the Franklin County Board of Education to dispose of certain school property at private sale.

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 amend General Statutes 113-247 relating to Sunday fishing.

Representative Whitehurst moves that the vote by which the bill passed its second reading be reconsidered, the motion prevails.

Representative Whitehurst moves that the vote by which the amendment was adopted be reconsidered, the motion prevails.

On motion of Representative Whitehurst the amendment is tabled.

Representative Snapp offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 139, a bill to be entitled an act to apportion the members of the House of Representatives among the several counties of the State.

Representative Kiser moves that the bill be recommitted to the Committee on Constitutional Amendments.

Representative Bowman offers an amendment.

Representative Turner moves that the amendment offered by Representative Bowman is out of order, the Chair so rules.

The question now recurs to the motion offered by Representative Kiser.

Representative Kemp moves that the motion offered by Representative Kiser be tabled, the motion prevails and the motion offered by Representative Kiser is tabled.

Representative Satterfield calls for the "Ayes" and "Noes" on the passage of the bill; the call sustains.

The roll of the House is called and the bill fails to pass its second reading by the following vote.

Those voting in the affirmative are: Representatives Belk, Blue, Brock, Burrow, Bynum, Byrd, Childers, Coates, Courtney, Crawford of Buncombe, Dill, Dolley, Drummond, Gobble, Greenwood, Harris of Wake, Hawfield, Hicks, High, Hill of Catawba, Hill of Durham, Horton, Hostetler, Humphrey, Hunt, Isaac, Jordan, Kemp, Kennedy, Leatherman, Long, Palmer, Philpott, Powell, Reid, Rodenbough, Satterfield, Snapp, Stone, Story, Strayhorn, Taylor, Turner, Uzzell, Valentine, Watkins, Whitley, Wilson, Womble and Zollicoffer—50.

Those voting in the negative are: Representative Ansell, Askew, Barwick, Bell, Black, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Cohoon, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Edmisten, Etheridge, Everett, Gaither, Gregory, Hardy, Hargett, Herbert, Holcombe of Madison, Holcombe of Yancey, Holmes, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kerr, Kiser, Lackey, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Quinn, Raby, Regan, Sermons, Spruill, Thomas, Venters, Wallace, Whitehurst, Whitmire, Wick-

er, Williamson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough and Yates—61.

Representative Harriss of Rowan votes "Present".

The following pairs are announced:

Representative Byrum votes "No", Representative Hardy votes "Aye".

Representative Doughton votes "No", Representative Umstead votes "Aye".

Representative Kerr moves that the vote by which the bill failed to pass its second reading be reconsidered, and that this motion lie on the table; the motion prevails.

#### STATEMENT BY MEMBER

Reason for "No" vote on Reapportionment Bill; We were grossly derelict of our constitutional duty in 1951, and are prohibited by the Constitution from correcting that error at this time.

Roger C. Kiser

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 423. A Joint Resolution commemorating the One Hundred and Fiftieth Anniversary of the establishment of Columbus County.

H. R. 424. A Joint Resolution accepting the invitation, from the people of Lenoir County to the General Assembly, to dinner on the evening of Wednesday, April 8, 1959 .

S. B. 146. An Act to authorize the Board of County Commissioners of Wayne County to fix fees charged by county officers and to authorize the Board of County Commissioners of said county to fix the number of salaried county employees and the compensation of county officials and employees.

S. B. 151. An Act amending General Statutes 113-104 so as to require persons while hunting wild birds and animals to surrender guns for inspection upon request of a duly authorized officer.

H. B. 98. An Act to amend Chapter 22 of the Private Laws of 1935 relating to the Utilities Commission of the City of Lexington.

On motion of Representative Kiser the House adjourns and will meet tomorrow at 10 o'clock A. M.

**FIFTY-FIRST DAY**

HOUSE OF REPRESENTATIVES

Friday, April 3, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Burleson for the week beginning April 6, 1959.

A leave of absence is granted Representative Woodard of Northampton for Monday night, April 6, 1959.

On motion of Representative Hunter, Gerald Neal and Albert Neal, Jr., of McDowell County are made honorary pages of the House of Representatives.

On motion of Representative Byrd, the following boys and girls of Burke County are made honorary pages and pagettes, respectively, of the House: Douglas Leon Butler, Samuel Cline, Johnny Crew, Pamela Annis, Sylvia Chandler, Thomas Cole, Rodney Deal, Richard M. Feimster, Jerry W. Penley, Rebecca Michaels and Gary Wilkenson.

## ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports the following bill has been carefully examined, found to be properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 404, a bill to be entitled an act to amend General Statutes 113-247 relating to Sunday fishing.

## 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 Representative Harriss of Rowan, for the Committee on Appropriations.

S. B. 10, a bill to be entitled an act to amend Chapter 126 of the General Statutes, entitled "Merit System Council," to extend its application to the State Civil Defense Agency.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Stone, Gobble and Drummond:

H. B. 461, a bill to be entitled an act to amend the Charter of the Town of Kernersville with respect to the compensation of the members of the governing body thereof.

Referred to Committee on Local Government.

By Representative Powell:

H. B. 462, a bill to be entitled an act to provide for four-year staggered terms for councilmen, subject to approval by the voters, of the City of Reidsville in Rockingham County.

Referred to Committee on Local Government.

By Representative Snapp:

H. B. 463, a bill to be entitled an act to reenact Article 22 of Chapter 143 of the General Statutes relating to the creation, authority and powers of the North Carolina State Ports Authority.

Referred to Committee on State Government.

By Representative Venters:

H. B. 464, a bill to be entitled an act making clarifying amendments to Article 16 of Chapter 130 of the General Statutes, relating to regulation of the manufacture of bedding.

Referred to Committee on Health.

By Representatives Davis of Lenoir, Drummond, Gobble and Rodenbough:

H. B. 465, a bill to be entitled an act to amend Article 14A of Chapter 90 of the General Statutes relating to bequest of bodies or parts thereof.

Referred to Committee on Judiciary No. 2.

By Representatives Henley and High:

H. B. 466, a bill to be entitled an act to appropriate from the General Fund sufficient monies to provide expansion and improvement in standards of operation of the public schools of North Carolina as requested in the "B" Budget of the State Board of Education for the Biennium 1959-61.

Referred to Committee on Appropriations.

By Representatives Kennedy, Belk, Snapp and Hicks:

H. B. 467, a bill to be entitled an act to provide for the reorganization of the Mecklenburg County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal Section 55 of Chapter 366, Public-Local Laws of 1939, as amended.



Referred to Committee on Education.

MESSAGE FROM THE SENATE

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

S. B. 175, a bill to be entitled an act to authorize the reconveyance of a tract of State-owned property at Holden's Beach in Brunswick County.

Referred to Committee on Roads and Highway Safety.

S. B. 183, a bill to be entitled an act validating and confirming the appointment or election of members of sanitary district boards and all actions and proceedings taken in relation to the annexation of additional territory by sanitary districts.

Referred to Committee on Health.

CALENDAR

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

H. B. 276, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the levy of a special tax in Beaufort County with respect to the Veterans Service Officer, the County Accountant, the Farm Demonstration Agent, and the Home Demonstration Agent and validating acts thereunder.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Blue, Bowman, Braswell, Brock, Bryant, Burgess, Burrow, Bynum, Byrd, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Taylor, Thomas, Turner, Umstead, Valentine, Venters, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates and Zollicoffer—92.

Those voting in the negative are: None.

H. B. 279, a bill to be entitled an act to authorize and direct the reassessment and revaluation of all taxable property in the Town of Blowing Rock, and to authorize the governing board of the said Town to employ experts and levy a tax to cover the cost of such revaluation.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Blue, Bowman, Braswell, Brock, Bryant, Burgess, Burrow, Bynum, Byrd, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Taylor, Thomas, Turner, Umstead, Valentine, Venters, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarrow, Yates and Zollicoffer—92.

Those voting in the negative are: None.

H. B. 376, a bill to be entitled an act to amend Chapter 1436 of the Session Laws of 1957 relating to migratory waterfowl in Currituck Sound and its tributaries.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Blue, Bowman, Braswell, Brock, Bryant, Burgess, Burrow, Bynum, Byrd, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Taylor, Thomas, Turner, Umstead, Valentine, Venters, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarrow, Yates and Zollicoffer—92.

Those voting in the negative are: None.

H. B. 190, a bill to be entitled an act rewriting Section 22 of Chapter 39, Private Laws of 1907 and Section 1 of Chapter 271, Public-Local Laws of 1937, relating to the compensation of the mayor and members of the board of aldermen of the City of Newton.

On motion of Representative Kemp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 412, a bill to be entitled an act to amend General Statutes 105-422 relating to the barring of tax liens in Burke County.

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 fix the fees of justices of the peace in Burke County.

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

H. B. 430, a bill to be entitled an act to amend Chapter 946 of the Session Laws of 1955, as amended, relating to a supplementary pension fund for policemen in the City of Gastonia.

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 fix the compensation, travel and subsistence allowance of the members of the Board of County Commissioners of Columbus County.

Passes its second and third readings and is ordered enrolled.

S. B. 181, a bill to be entitled an act to repeal Chapter 120 of the Public-Local Laws of 1929 relating to the time of holding meetings of the Board of Commissioners of New Hanover County.

Passes its second and third readings and is ordered enrolled.

S. B. 182, a bill to be entitled an act to fix the punishment for public drunkenness in New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 110, a bill to be entitled an act amending General Statutes 51-10 relating to the issuance of marriage licenses to persons suffering from tuberculosis.

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

H. B. 121, a bill to be entitled an act to establish minimum wages in North Carolina.

On motion of Representative Wilson consideration of the bill is postponed until Thursday, April 9, 1959.

H. B. 193, a bill to be entitled an act to amend General Statutes 58-79 relating to investment by domestic stock and mutual life insurance companies in North Carolina.

Representative Hostetler offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 194, a bill to be entitled an act to amend General Statutes 58-210 to allow group life insurance policies on at least ten employees.

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 to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges.

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 validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

On motion of Representative Woodard of Wilson consideration of the bill is postponed until Thursday, April 9, 1959.

H. B. 349, a bill to be entitled an act to amend General Statutes 106-567 relating to the refund of assessments collected from farmers for the purpose of promoting the use and sale of agricultural products.

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

H. B. 393, a bill to be entitled an act whereby the growers of Irish potatoes may regulate the grade and size of Irish potatoes entering interstate commerce.

On motion of Representative Sermons committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 88, a bill to be entitled an act to amend Chapter 166 of the General Statutes relating to civil defense.

On motion of Representative Turner consideration of the bill is postponed until Tuesday, April 7, 1959.

S. B. 110, a bill to be entitled an act to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

On motion of Representative Yarborough the bill is recommitted to the Committee on Judiciary No. 1.

S. B. 172, a bill to be entitled an act to amend General Statutes 147-45 relating to distribution of copies of Session Laws.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 111. An Act to amend General Statutes 62-121.29 relating to tariffs of common carriers.

H. B. 147. An Act to amend General Statutes 47-115 relating to the execution of powers of attorney.

H. B. 204. An Act to amend General Statutes 20-125 so as to authorize sirens and flashing red lights to be equipped and used upon vehicles operated by sheriffs, deputy sheriffs and other peace officers in Brunswick County.

H. B. 344. An Act to authorize counties of the State to call elections on the question of levying taxes for industrial development purposes.

H. B. 429. An Act to authorize the Franklin County Board of Education to dispose of certain school property at private sale.

On motion of Representative Jackson the House adjourns and will meet tomorrow at 10:00 o'clock A. M.

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## FIFTY-SECOND DAY

HOUSE OF REPRESENTATIVES  
Saturday, April 4, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Raby, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Holcombe of Madison, the House adjourns and will meet Monday night at 7:45 P. M.

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## FIFTY-THIRD DAY

HOUSE OF REPRESENTATIVES  
Monday Night, April 6, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Jackson, Betsy Barwick and Brent Barwick, daughter and son of Representative and Mrs. Barwick of Pasquotank County, are made honorary pagette and page of the House.

On motion of Representative Hill of Durham, Frank Freeze of Durham County is made an honorary page of the House.

A leave of absence is granted Representative Hill of Catawba for tonight and Tuesday, April 6 and 7.

A leave of absence is granted Representative Leatherman for tonight, Tuesday, and Wednesday, April 6, 7, and 8.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 190, a bill to be entitled an act rewriting Section 22 of Chapter 39, Private Laws of 1907, and Section 1 of Chapter 271, Public-Local Laws of 1937, relating to the compensation of the Mayor and members of the Board of Aldermen of the City of Newton.

H. B. 193, a bill to be entitled an act to amend General Statutes 58-79 relating to investment by domestic stock and mutual life insurance companies in North Carolina.

H. B. 393, a bill to be entitled an act whereby the growers of Irish potatoes may regulate the grade and size of Irish potatoes entering interstate commerce.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

The following resolution was offered by Representative Whitehurst and adopted by the House.

A HOUSE RESOLUTION INVITING HIS EXCELLENCY, THE GOVERNOR, AND MEMBERS OF THE TRYON PALACE COMMISSION TO VISIT THE HOUSE OF REPRESENTATIVES AT ITS MEETING IN NEW BERN, IN TRYON'S PALACE, ON THE 8TH OF APRIL, 1959.  
Be it resolved by the House of Representatives:

Section 1. That His Excellency, the Governor, and the members of the Tryon Palace Commission are invited to visit the House of Representatives at its meeting in Tryon's Palace on April 8, 1959.

Sec. 2. A committee of two from the House shall be appointed by the Speaker to extend this invitation.

Sec. 3. This resolution shall be in full force and effect upon its adoption.

Pursuant to the above resolution Mr. Speaker Hewlett appoints as a committee on the part of the House, Representatives Venters and Britt of Robeson.

By Representative Zollicoffer:

H. B. 468, a bill to be entitled an act to amend Chapter 14 of the General Statutes relating to the possession of explosives.

Referred to Committee on Judiciary No. 2.

By Representative Kerr:

H. B. 469, a bill to be entitled an act amending Chapter 306, Session Laws of 1951, relating to the barring of tax liens applicable to Warren County.

Referred to Committee on Judiciary No. 1.

By Representative Raby:

H. B. 470, a bill to be entitled an act amending Chapter 642, Session Laws of 1957, relating to the salary of the Sheriff, the Register of Deeds, the Clerk of the Superior Court, and the Accountant of Macon County.

Referred to Committee on Salaries and Fees.

By Representative Hill of Durham:

H. B. 471, a bill to be entitled an act to authorize the Attorney General to appoint an additional Assistant Attorney General.

Referred to Committee on Judiciary No. 1.

And,

H. B. 472, a bill to be entitled an act amending Section 5, Chapter 899, Session Laws of 1949, relating to professional bondsmen in Durham County.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Kemp, Turner, Hunt, and Humphrey:

H. B. 473, a bill to be entitled an act to allow a discount for prepayment of ad valorem taxes in the Town of Gibsonville.

Referred to Committee on Local Government.

And,

H. B. 474, a bill to be entitled an act to amend Chapter 388 of the Public-Local Laws of 1939, relating to the time and place for the advertisement and sale of land for taxes in the Town of Gibsonville.

Referred to Committee on Local Government.

By Representative Sermons:

H. B. 475, a bill to be entitled an act to incorporate the Town of Chocowinity in Beaufort County.

Referred to 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. 53, a bill to be entitled an act to amend General Statutes 97-27 to provide for examination for injured employees to be paid for by employers or the Industrial Commission.

Referred to Committee on Judiciary No. 2.

S. B. 56, a bill to be entitled an act concerning the assignment of an Assistant Attorney General to the Utilities Commission.

Referred to Committee on Judiciary No. 2.

S. B. 71, a bill to be entitled an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefit; to include as a part of the Unemployment Trust Fund of this State certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said chapter.

Referred to Committee on Employment Security.

S. B. 77, a bill to be entitled an act to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor.

Referred to Committee on Judiciary No. 2.

S. B. 176, a bill to be entitled an act to change the corporate limits of the Town of Wallace so as to exclude certain territory.

Referred to Committee on Local Government.

S. B. 178, a bill to be entitled an act to empower policemen of the Town of Beulaville in Duplin County to make arrests within one and one-half miles outside the town limits.

Referred to Committee on Judiciary No. 2.

S. B. 179, a bill to be entitled an act to create a bird sanctuary within the territorial limits of Magnolia in Duplin County.

Referred to Committee on Local Government.

S. B. 180, a bill to be entitled an act to create a bird sanctuary within the territorial limits of Beulaville in Duplin County.

Referred to Committee on Local Government.

S. B. 187, a bill to be entitled an act to authorize the Board of Commissioners of Edgecombe County to adjust general and special funds ledger balances as of July 1, 1958.

Referred to Committee on Local Government.



S. B. 188, a bill to be entitled an act to authorize the Board of Commissioners of Edgecombe County to release certain taxes.

Referred to Committee on Counties, Cities, and Towns.

S. B. 189, a bill to be entitled an act providing for the election of the County Accountant and Tax Supervisor of Mitchell County, fixing his salary and the salary of his assistant, and providing for filling vacancies in said office.

Referred to Committee on Local Government.

S. B. 196, a bill to be entitled an act to amend Chapter 895 of the Session Laws of 1947 relating to the operation of carnivals in Franklin County.

Referred to Committee on Local Government.

H. B. 258, a bill to be entitled an act amending Chapter 193, Private Laws of 1923, relating to the appointment, duties, and salary of Town Clerk and Assistant Town Clerk for the Town of Enfield.

Returned for concurrence.

Placed on Calendar for consideration on Tuesday, April 7, 1959.

#### CALENDAR

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

H. B. 276, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the levy of a special tax in Beaufort County with respect to the Veterans Service Officer, the County Accountant, the Farm Demonstration Agent, and the Home Demonstration Agent, and validating acts thereunder.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Valentine, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Wilson, Yates, and Zollicoffer—95.

Those voting in the negative are: None.

H. B. 279, a bill to be entitled an act to authorize and direct the reassessment and revaluation of all taxable property in the Town of Blowing Rock, and to authorize the governing board of the said town to employ experts and levy a tax to cover the cost of such revaluation.

Passes its third reading by the following vote and its ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Valentine, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Wilson, Yates, and Zollicoffer—95.

Those voting in the negative are: None.

H. B. 376, a bill to be entitled an act to amend Chapter 1436 of the Session Laws of 1957 relating to migratory waterfowl in Currituck Sound and its tributaries.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Valentine, Wallace, Watkins, Whitehurst, Wicker, Williamson, Wilson, Womble, Woodard of Wilson, Yates, and Zollicoffer—95.

Those voting in the negative are: None.

S. B. 10, a bill to be entitled an act to amend Chapter 126 of the General Statutes, entitled "Merit System Council", to extend its application to the State Civil Defense Agency.

On motion of Representative Kerr consideration of the bill is postponed until Tuesday, April 7, 1959.

On motion of Representative Umstead the House adjourns in honor of Representative Spruill who today celebrated his 70th birthday and will meet tomorrow at 12 o'clock noon.

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## FIFTY-FOURTH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, April 7, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Valentine, Pattie and Jean Holcombe, daughters of Representative and Mrs. Holcombe of Yancey County, are made honorary pagettes of the House.

On motion of Representative Bowman H. B. 292 entitled, "a bill to be entitled an act to amend Chapter 18 of the General Statutes relating to the tax on spiritous liquor and fortified wines", is taken from the Committee on Propositions and Grievances and recommitted to the Committee on Finance.

### 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 Representative Gaither, for the Committee on Penal Institutions.

H. B. 448, a bill to be entitled an act to promote the establishment and development of educational facilities and programs for selected inmates of the State Prison System.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities and Towns.

H. B. 359, a bill to be entitled an act to authorize the Board of County Commissioners of Watauga County to fix the salaries of the sheriff and deputy sheriffs and to amend General Statutes 162-7 relating to fees to be charged by the Sheriff in Watauga County.

With a favorable report.

H. B. 385, a bill to be entitled an act to amend the Charter of the City of Rocky Mount relative to the issuance of warrants in the City Recorder's Court.

With a favorable report.

H. B. 386, a bill to be entitled an act to amend the Charter of the City of Rocky Mount relative to the date for holding municipal elections.

With a favorable report.

H. B. 392, a bill to be entitled an act to authorize the expenditure of surplus operating funds of Caldwell County for the purpose of constructing, equipping and purchasing necessary county buildings.

With a favorable report.

H. B. 426, a bill to be entitled an act to authorize the Board of Commissioners of Davidson County to fix the fees to be charged by the Register of Deeds of Davidson County.

With a favorable report.

H. B. 428, a bill to be entitled an act relating to meetings of the Dare County Board of Education.

With a favorable report.

H. B. 431, a bill to be entitled an act amending the Charter of the Town of Grifton so as to fix the beginning dates of the terms of office of the mayor and commissioners.

With a favorable report.

H. B. 434, a bill to be entitled an act to amend Chapter 666 of the Session Laws of 1951, relating to the compensation of the Mayor of the City of Winston-Salem.

With a favorable report.

H. B. 475, a bill to be entitled an act to incorporate the Town of Chocowinity in Beaufort County.

With a favorable report, as amended.

S. B. 173, a bill to be entitled an act to amend General Statutes 161-6 relating to the appointment and duties of assistant registers of deeds.

With a favorable report.

S. B. 188, a bill to be entitled an act to authorize the Board of Commissioners of Edgecombe County to release certain taxes.

With a favorable report.

By Representative Hill of Durham, for the Committee on Higher Education.

H. B. 322, a bill to be entitled an act to amend Article 16 of Chapter 116 of the General Statutes entitled "State Board of Higher Education".

With a favorable report.

By Representative Johnson, for the Committee on Wildlife Resources.

H. B. 328, a bill to be entitled an act to amend General Statutes 113-111 so as to provide that there will be no closed season on foxes in Moore County.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 459, a bill to be entitled an act to validate the administration of oaths of office to certain members of the governing body of the Town of Huntersville in Mecklenburg County.

With a favorable report.

H. B. 461, a bill to be entitled an act to amend the Charter of the Town of Kernersville with respect to the compensation of the members of the governing body thereof.

With a favorable report.

H. B. 462, a bill to be entitled an act to provide for four-year staggered terms for councilmen, subject to approval by the voters, of the City of Reidsville in Rockingham County.

With a favorable report.

S. B. 189, a bill to be entitled an act providing for the election of the county accountant and tax supervisor of Mitchell County, fixing his salary and the salary of his assistant, and providing for filling vacancies in said office.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 384, a bill to be entitled an act to amend Article 2 of Chapter 39 of the General Statutes relating to conveyances of real property by husband and wife.

With a favorable report, as amended.

S. B. 136, a bill to be entitled an act to amend General Statutes 1-145 relating to verification by one of several parties pleading together.

With a favorable report.

S. B. 160, a bill to be entitled an act to amend the first paragraph of General Statutes 1-42 so as to provide an additional method of proving title.

With a favorable report, as amended.

S. B. 170, a bill to be entitled an act to amend Chapter 1160 of the Session Laws of 1953 relating to the filing of papers in the office of the Clerk of the Superior Court so as to make the same applicable to Duplin County.

With a favorable report.

S. B. 171, a bill to be entitled an act to amend General Statutes 14-335 so as to change the punishment of public drunkenness in Duplin County.

With a favorable report.

S. B. 178, a bill to be entitled an act to empower policemen of the Town of Beulaville in Duplin County to make arrests within one and one-half miles outside the town limits.

With a favorable report.

By Representative Long, for the Committee on Judiciary No. 1.

H. B. 469, a bill to be entitled an act amending Chapter 306, Session Laws of 1951, relating to the barring of tax liens applicable to Warren County.

With a favorable report.

H. B. 471, a bill to be entitled an act to authorize the Attorney General to appoint an additional Assistant Attorney General.

With a favorable report.

On motion of Representative Long the bill is recommitted to Committee on Appropriations.

S. B. 109, a bill to be entitled an act to rewrite General Statutes 114-11.1 so as to clarify the requirement as to statistical data furnished the Chief Justice by the clerks of Superior Court.

With a favorable report, as amended.

By Representative Bowman, for the Committee on Propositions and Grievances.

H. B. 213, a bill to be entitled an act prohibiting the sale of beer or wine within one mile of Mountain View Baptist Church or Mountain View Public School at Hays, North Carolina in Wilkes County.

With a favorable report.

H. B. 303, a bill to be entitled an act to amend Chapter 674 of the Session Laws of 1955 relating to the sale of explosive caps designed to be fired in toy cap pistols.

With a favorable report.

H. B. 457, a bill to be entitled an act amending Chapter 11, Session Laws of 1953, relating to the powers and duties of county boards of alcoholic control so as to include Cumberland County within the provisions of said Act.

With a favorable report.

S. B. 107, a bill to be entitled an act to make certain sacred and/or moral communications confidential.

Reported without prejudice.

On motion of Representative Bowman the bill is recommitted to Committee on Judiciary No. 2.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Womble:

H. B. 476, a bill to be entitled an act to amend Article 5, Section 52 and Article 5, Section 58(F) of Chapter 87 of the General Statutes of North Carolina relating to the State Board of Refrigeration Examiners.

Referred to Committee on Judiciary No. 2.

And,

H. B. 477, a bill to be entitled an act to amend Chapter 150, Section 9 of the General Statutes of North Carolina so as to include within said Section the State Board of Refrigeration Examiners.

Referred to Committee on Judiciary No. 2.

By Representative Hargett:

H. B. 478, a bill to be entitled an act amending General Statutes 115-74 so as to provide that when district lines are changed as between and among districts that have voted the same rate of supplemental tax, the same shall not have the effect of abolishing such tax.

Referred to Committee on Education.

And,

H. B. 479, a bill to be entitled an act amending Article 8, Chapter 143 of the General Statutes relating to public building contracts.

Referred to Committee on Education.

And,

H. B. 480, a bill to be entitled an act amending various sections of Chapter 115 of the General Statutes relating to the public schools of North Carolina.

Referred to Committee on Education.

By Representative Murphy:

H. B. 481, a bill to be entitled an act appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

Referred to Committee on Appropriations:

By Representative Blue:

H. B. 482, a bill to be entitled an act providing for the election of

members of the Moore County Board of Education and fixing their terms of office.

Referred to Committee on Education.

By Representative Jones of Pitt:

H. B. 483, a bill to be entitled an act to authorize the Town of Farmville to warrant title to certain lands at public sale.

Referred to Committee on Counties, Cities and Towns.

By Representatives Uzzell and Harriss of Rowan:

H. B. 484, a bill to be entitled an act amending Chapter 222, Public-Local Laws of 1939 so as to provide for second primaries in the Town of Spencer.

On motion of Representative Uzzell the rules are suspended and the bill is placed on today's Calendar.

By Representative Rodenbough:

H. B. 485, a bill to be entitled an act to amend General Statutes 135-5 relating to benefits under the Teachers' and Employees' Retirement System.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representative Crawford of Buncombe:

H. B. 486, a bill to be entitled an act repealing Section 2 of Chapter 275, Public-Local Laws of 1931, as rewritten, and Section 3 of Chapter 4, Public-Local Laws of 1935, so as to place the Constable of Asheville Township on a fee basis after the first Monday in December, 1960.

Referred to Committee on Judiciary No. 1.

By Representative Umstead:

H. B. 487, a bill to be entitled an act to amend General Statutes 47-17.1 relating to the filing of papers by the clerks of the Superior Courts of certain counties to include Orange County.

Referred to Committee on Counties, Cities and Towns.

By Representative Wooten:

H. B. 488, a bill to be entitled an act authorizing municipalities with populations of 10,000 or more to zone areas up to five miles beyond their corporate limits with the approval of the board of commissioners of the county in which they are located.

Referred to Committee on Counties, Cities and Towns.

By Representative O'Neal:

H. B. 489, a bill to be entitled an act authorizing and directing the Board of Commissioners of Hyde County to deposit in or transfer to the General Fund of the County all collections of delinquent taxes for the years prior to 1955.



Referred to Committee on Local Government.

And,

H. B. 490, a bill to be entitled an act authorizing the Sheriff of Hyde County to appoint one full-time deputy for Ocracoke Township.

Referred to Committee on Local Government.

By Representative Valentine:

H. B. 491, a bill to be entitled an act to amend General Statutes 160-176 relating to changes in zoning ordinances by municipalities.

Referred to Committee on Judiciary No. 2.

By Representatives Snapp and Philpott:

H. B. 492, a bill to be entitled an act to authorize counties to levy a special tax to defray expenses of mapping lands and discovering unlisted land.

Referred to Committee on Finance.

By Representative Holmes:

H. B. 493, a bill to be entitled an act to amend General Statutes 51-18.1, relating to the correction of errors appearing in the returns or certificates of the officiating officers in recording marriage licenses.

Referred to Committee on Judiciary No. 2.

By Representative Turner:

H. B. 494, a bill to be entitled an act to amend General Statutes 160-281.1 relating to validation of conveyances by cities, towns and school boards.

Referred to Committee on Judiciary No. 1.

By Representative Story:

H. R. 495, a joint resolution honoring the life and memory of William Bingham Somers, who rendered his County of Wilkes, State of North Carolina, and the Nation, service with honor, devotion and distinction.

On motion of Representative Story the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF WILLIAM BINGHAM SOMERS, WHO RENDERED HIS COUNTY OF WILKES, STATE OF NORTH CAROLINA, AND THE NATION, SERVICE WITH HONOR, DEVOTION AND DISTINCTION.

WHEREAS, the General Assembly of North Carolina, Session of 1959, desires to commemorate the services of William Bingham Somers to his

County, State and Nation and express its sorrow for the loss sustained on account of his death April 4, 1959; and

WHEREAS, William Bingham Somers was born in Wilkesboro, North Carolina, December 12, 1896, and attained his education there, graduating from High School in 1916 and soon thereafter volunteering his services in the United States Army to do his part in winning World War I on the battlefields of France. There he rendered valiant service, being in many engagements and was gassed a number of times while serving with the Pennsylvania 28th Division as a Corporal; and

WHEREAS, on his return to civilian life he was elected as high Sheriff of Wilkes County and served from 1928 to 1936; and

Whereas, he served as State Senator from the 24th Senatorial District in the North Carolina General Assembly in the Session of 1945; and

WHEREAS, he has served as United States Marshall for the Middle District of North Carolina from 1952 until the time of his death with distinction and ability; and

WHEREAS, he has served for many years as an officer of his church and has been most active in his services to those in need and a contributor to the civic life of the community: NOW, THEREFORE,  
Be it resolved by the House of Representatives, the Senate concurring:

Section 1. The members of the General Assembly of North Carolina, Session of 1959, unite in expressing for the State and for the Nation their sorrow for the loss sustained by the death of Honorable William Bingham Somers, who distinguished himself as a leader in his County, State and Nation.

Sec. 2. As a token of respect and esteem for the memory of William Bingham Somers, the General Assembly, Session of 1959, hereby extends its deep and sincere sympathy to the members of the family, and expresses to them its grateful thanks for the many benefits derived by our State on account of the services rendered it by William Bingham Somers.

Sec. 3. This resolution shall be incorporated in the permanent records of this General Assembly as a tribute and expression of respect to the memory of William Bingham Somers and a copy be furnished to the members of his immediate family.

Sec. 4. This resolution shall become effective upon its adoption.

By Representatives Umstead, Byrd, Black, Askew, Quinn, Yates, Humphrey, Cover, Holcombe of Yancey, Palmer, Doughton, Spruill, Greenwood, Crawford of Buncombe, Jones of Pitt, Rodenbough, Hunt, Davis of Rutherford, Davis of Lenoir, Arledge, Patterson, Burrow, Courtney, Raby, Hunter, Jones of Ashe, Buchanan, Gaither, Murphy, Yarborough, Womble, Isaac, Belk, Satterfield, Whitley, Harris of Wake, Reid, Johnson, Blue, Everett, Long, Sermons, Jackson, Valentine, Thomas, Gregory, Hargett, Dill, Zollicoffer, Uzzell, Woodard of Northampton, Wilson, Coates, Phelps, Crawford of Swain, Taylor, Britt of Bladen, Hardy, Bowman, Hill of Durham, Brock, Herbert, Byrum, Holcombe of Madison, Horton, Drummond, Mur-

phrey, McLaughlin, Bryant, O'Neal, Henley, High, Gobble, Lackey, Stone, Bell, Williamson, Delamar, Newman, Braswell, Philpott, Hicks, Snapp, Regan and Britt of Robeson:

H. B. 496, a bill to be entitled an act to amend Chapter 122 of the General Statutes so as to provide for the Western Carolina Training School for mentally retarded children.

Referred to Committee on Mental Institutions.

#### CALENDAR

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

H. B. 258, a bill to be entitled an act amending Chapter 193, Private Laws of 1923, relating to the appointment, duties and salary of Town Clerk and Assistant Town Clerk for the Town of Enfield.

Returned for concurrence.

On motion of Representative Humphrey the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 484, a bill to be entitled an act amending Chapter 222, Public-Local Laws of 1939 so as to provide for second primaries in the Town of Spencer.

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 to amend Chapter 126 of the General Statutes entitled, "Merit System Council", to extend its application to the State Civil Defense Agency.

On motion of Representative Harriss of Rowan consideration of the bill is postponed until Tuesday, April 14, 1959.

S. B. 88, a bill to be entitled an act to amend Chapter 166 of the General Statutes relating to civil defense.

On motion of Representative Bowman consideration of the bill is postponed until Tuesday, April 14, 1959.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 132. An Act to fix the compensation, travel and subsistence allowance of the members of the Board of County Commissioners of Columbus County.

S. B. 172. An Act to amend General Statutes 147-45 relating to distribution of copies of Session Laws.

S. B. 181. An Act to repeal Chapter 120 of the Public-Local Laws of

1929, as amended, relating to the time of holding meetings of the Board of Commissioners of New Hanover County.

S. B. 182. An Act to fix the punishment for public drunkenness in New Hanover County.

H. B. 91. An Act to amend Chapter 127 of the General Statutes relating to the National Guard and Militia of the State.

H. B. 103. An Act to fix the compensation of certain officials of Alexander County.

H. B. 136. An Act to amend Chapter 913 of the Session Laws of 1957 insofar as it relates to Justices of the Peace in Martin County.

H. B. 150. An Act to provide for the appointment of a Vice-Recorder for the Recorder's Court of Bladen County.

H. B. 187. An Act to amend General Statutes 112-1 relating to the incorporation and powers of association of the Confederate Woman's Home.

H. B. 242. An Act to amend General Statutes 7-186 relating to Recorders' Courts, as the same applies to such Court in the Town of Mount Holly, Gaston County.

H. B. 243. An Act to provide for the transfer of criminal cases from the Bessemer City Recorder's Court to the Superior Court of Gaston County when trial by jury is demanded.

H. B. 256. An Act amending Chapter 678, Session Laws of 1951, relating to the fees to be charged by the Sheriff of Swain County for making arrests in criminal cases.

H. B. 261. An Act to authorize the County Commissioners of Person County to establish and operate parking meters on county-owned property at the Person County Courthouse in Roxboro.

H. B. 263. An Act amending Article 11, Chapter 115 of the General Statutes relating to loans from the State Literary Fund.

H. B. 273. An Act amending General Statutes 7-113 as to the number of Justices of the Peace to be elected in Yancey County and providing for removal of such Justices of the Peace for cause.

H. B. 302. An Act to amend Chapter 644 of the Session Laws of 1953 relating to the collection of beer and wine license taxes in Wake County.

H. B. 308. An Act adding Beaufort to the list of counties to which Article 35A, Chapter 105 of the General Statutes, relating to the listing of automobiles for taxes is applicable.

H. B. 309. An Act to amend Chapter 1227 of the Session Laws of 1953 authorizing the County Commissioners to fix the salaries of county officials and employees so as to make the same applicable to Currituck County.

H. B. 315. An Act to provide for the exercise of powers by police

officers one mile beyond the corporate limits of the Town of Creswell in Washington County.

H. B. 316. An Act to postpone the quadrennial revaluation and reassessment of real property in Hertford County.

H. B. 320. An Act to confer limited civil jurisdiction upon the criminal terms of court of the Superior Court of Robeson County.

H. B. 339. An Act to appoint members of the County Board of Education of Swain County.

H. B. 355. An Act relating to the auditing of the books and records of Justices of the Peace, and Mayor's Court of Bryson City, in Swain County.

H. B. 356. An Act to amend Article 7A of Chapter 7 of the General Statutes relating to the issuance of warrants and receipts by Justices of the Peace in Burke County.

H. B. 360. An Act rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the State-wide Primary Laws.

H. B. 445. An Act to amend Chapter 394, Session Laws of 1955, relating to the selection of School Committeemen for the Graham Public Schools in Alamance County.

H. B. 247. An Act to prevent false advertising as to going-out-of-business sales in Cumberland County.

H. B. 285. An Act to repeal Chapter 1314 of the Session Laws of 1957 relating to the Law Enforcement Officers' Relief Fund in Bertie County, and to amend Chapter 897 of the Session Laws of 1953 so as to increase the fee to be taxed for the Law Enforcement Officers' Relief Fund from one dollar to one dollar and fifty cents.

H. B. 341. An Act to amend Chapter 1333 of the 1957 Session Laws, relating to assessments for water and sewer mains so as to apply the same to the City of High Point.

H. B. 342. An Act to amend Chapter 988 of the 1953 Session Laws, relating to street and utility assessments so as to make the same apply to the City of High Point.

H. B. 363. An Act to authorize the Board of County Commissioners of Hyde County to levy a special tax for the purchase of the remainder of the school site for Mattamuskeet High School in Hyde County.

On motion of Representative Whitehurst the House adjourns and pursuant to H. R. 2 entitled, "a joint resolution to accept the invitation of the Tryon Palace Commission to attend the dedication and the official opening of Tryon Palace and to move the sittings of the General Assembly of 1959 to New Bern, Craven County, North Carolina, for one day", will meet tomorrow at 11 o'clock A. M., in New Bern, N. C.

## FIFTY-FIFTH DAY

NEW BERN, NORTH CAROLINA  
 HOUSE OF REPRESENTATIVES  
 Wednesday, April 8, 1959

The House meets pursuant to H. R. No. 2, in the City of New Bern, County of Craven, historic seat of early meetings of the General Assembly of North Carolina, and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Delamar, Mary Stallings and Sam Whitehurst, Jr. of Craven County, acting pages for the day, are made honorary pagette and page, respectively, of the House of Representatives.

### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Rodenbough, Davis of Lenoir and Umstead:

H. R. 497, a joint resolution providing for the election of John Motley Morehead as an honorary lifetime member of the Board of Trustees of the University of North Carolina.

On motion of Representative Rodenbough, seconded by Representative Umstead, the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

A JOINT RESOLUTION PROVIDING FOR THE ELECTION OF JOHN MOTLEY MOREHEAD AS AN HONORARY LIFE-TIME MEMBER OF THE BOARD OF TRUSTEES OF THE UNIVERSITY OF NORTH CAROLINA.

WHEREAS, John Motley Morehead of Rye, New York, is a "Tar Heel born and a Tar Heel bred", and, seemingly a Tar Heel immortal (he is 88 years young); and

WHEREAS, John Motley Morehead is loved for his character and his personality and for his great love of his native North Carolina and his Alma Mater, the University of North Carolina at Chapel Hill; and

WHEREAS, John Motley Morehead has dreamed great dreams for North Carolina and the University and spends much of his time and his God-given good fortune, making his dreams come true; and

WHEREAS, the Morehead Bell Tower in Chapel Hill points Heavenward—a symbol of the Faith and Hope of the people's University; and

WHEREAS, the Morehead Planetarium is bringing the meaning of the stars of God's Heaven down to the people of North Carolina; and

WHEREAS, the Morehead Scholarships are lifting the youth of North Carolina up towards the stars for the future power and glory of North Carolina; and

WHEREAS, John Motley Morehead is one of the public-spirited citizens who provided the buildings and equipment of television station WUNC-TV, taking the University into the lives, the minds and the hearts of the people of the State every day and every night; and

WHEREAS, John Motley Morehead is one of the donors making possible the promising Research Triangle; and

WHEREAS, the people of the State of North Carolina will be grateful to John Motley Morehead for all generations to come: NOW, THEREFORE, Be it resolved by the House of Representatives, the Senate concurring:

Section 1. That John Motley Morehead be, and he is, hereby elected a life-time, honorary member of the Board of Trustees of the University of North Carolina.

Section 2. This resolution shall become effective upon its adoption.

By Representative Whitehurst:

H. B. 498, a bill to be entitled an act to authorize a special commission to celebrate the Two Hundred Fiftieth Anniversary of the Town of New Bern, and to make an appropriation therefor.

Referred to Committee on Appropriations.

By Representatives Venters, Whitehurst, Hunt, Turner, Humphrey and Kemp:

H. R. 499, a joint resolution expressing appreciation to the Tryon Palace Commission for its work in the restoration of Tryon's Palace and to adjourn in memory of the late Mrs. Maude Moore Latham and her husband, the late Mr. James Edwin Latham, who made the restoration possible through financial contributions.

On motion of Representative Venters the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

A JOINT RESOLUTION EXPRESSING APPRECIATION TO THE TRYON PALACE COMMISSION FOR ITS WORK IN THE RESTORATION OF TRYON'S PALACE AND TO ADJOURN IN MEMORY OF THE LATE MRS. MAUDE MOORE LATHAM AND HER HUS-

BAND, THE LATE MR. JAMES EDWIN LATHAM, WHO MADE THE RESTORATION POSSIBLE THROUGH FINANCIAL CONTRIBUTIONS.

WHEREAS, Tryon Palace, North Carolina's first fixed Colonial Capitol and first State Capitol, has been authentically and extensively restored and is a great credit to the State as an architectural show-place, historic site, educational museum and patriotic shrine; and

WHEREAS, it was made possible by financial contributions given to the State of North Carolina by the late Mrs. Maude Moore Latham, with the aid and encouragement of her husband, the late Mr. James Edwin Latham; and

WHEREAS, the total gift of approximately \$4,000,000 comprises one of the largest donations ever made to the State of North Carolina; and

WHEREAS, members of the Tryon Palace Commission, a State agency, have served long and diligently in the interest of the restoration of Tryon's Palace without compensation: NOW, THEREFORE,

Be it resolved by the House of Representatives, the Senate concurring, in session in the restored Tryon Palace at New Bern, North Carolina, on April 8, 1959:

Section 1. That appreciation be expressed to the members of the Tryon Palace Commission for their outstanding services to the State in the restoration of Tryon's Palace.

Section 2. That sincere gratitude be extended especially to Mrs. John A. Kellenberger, daughter of the late Mr. James Edwin Latham and the late Mrs. Maude Moore Latham, through whose superb leadership as Chairman of the Tryon Palace Commission the restoration has been magnificently brought to fulfillment.

Section 3. Appreciation is also expressed to Mr. John A. Kellenberger, Treasurer of the Tryon Palace Commission, under whose able guidance the original Latham bequest has been more than doubled in value.

Section 4. That the House of Representatives adjourn this session in honored memory of the late Mr. James Edwin Latham and the late Mrs. Maude Moore Latham.

Section 5. This Resolution shall be effective upon its adoption.

Pursuant to House Resolution heretofore adopted, Governor Luther H. Hodges and the members of the Tryon Palace Commission enter the House of Representatives at its meeting in Tryon Palace, escorted by Representatives Venters and Britt of Robeson, the Committee appointed by Mr. Speaker Hewlett, to escort the Governor and Commission into the House.

Mr. Speaker Hewlett welcomes the Governor and the Commission to the House and expresses the appreciation of the House to the Commission for the invitation to visit Tryon Palace at its formal opening.



On motion of Representative Whitehurst, seconded by Representative Delamar and pursuant to H. R. 499, heretofore adopted, the House adjourns in honor of the memory of the late Mrs. Maude Moore Latham and her husband, Mr. James Edwin Latham, and will meet in the Capitol Building, Raleigh, North Carolina tomorrow at 12:00 o'clock noon.

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## FIFTY-SIXTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, April 9, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Buchanan, Jean Porter of Henderson County is made an honorary pagette of the House.

On motion of Representative Cohoon, the boys and girls of the Eighth Grade of the Columbia High School are made honorary pages and pagettes, respectively, of the House of Representatives.

On motion of Representative Jackson the courtesies of the floor are extended the Honorable Joe Vann of Hertford County, a former member of the House of Representatives.

On motion of Representative Valentine, S. B. 56, entitled "a bill to be entitled an act concerning the assignment of an Assistant Attorney General to the Utilities Commission", is withdrawn from the Committee on Judiciary No. 2 and recommitted to the Committee on State Government.

### 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 Representative Harriss of Rowan, for the Committee on Appropriations.

H. B. 246, a bill to be entitled an act to reimburse Robert James of Davie County for injuries received by him in aiding an officer in the arrest of one Jack Peacock.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 367, a bill to be entitled an act to amend General Statutes 153-9 (40) and General Statutes 160-22 so as to authorize the City, County, and Joint Planning Boards to contract for and furnish technical assistance to one another.

With a favorable report.

H. B. 370, a bill to be entitled an act to amend General Statutes 153-9 (40) and General Statutes 160-22 so as to authorize City, County, and Joint Planning Boards to contract with the State as well as with the federal government for technical planning assistance.

With a favorable report.

H. B. 472, a bill to be entitled an act amending Section 5, Chapter 899, Session Laws of 1949, relating to professional bondsmen in Durham County.

With a favorable report.

H. B. 483, a bill to be entitled an act to authorize the Town of Farmville to warrant title to certain lands at public sale.

With a favorable report.

H. B. 487, a bill to be entitled an act to amend General Statutes 47-17.1 relating to the filing of papers by the Clerks of the Superior Courts of certain counties to include Orange County.

With a favorable report.

S. B. 168, a bill to be entitled an act to amend Chapter 237 of the Session Laws of 1951 relating to the election of members of the Board of Aldermen of the Town of Southport.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

S. B. 85, a bill to be entitled an act to change the requirements for showing a deed absolute to be intended as security.

With an unfavorable report.

S. B. 107, a bill to be entitled an act to make certain sacred and/or moral communications confidential.

With an unfavorable report.

S. B. 145, a bill to be entitled an act amending General Statutes 15-153 so as to permit a bill of particulars in order to protect the defendant from a second prosecution.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 396, a bill to be entitled an act to provide, in the event of enemy attack upon the State of North Carolina, for the continuity of the orderly

functions of the governments of local political subdivisions of the State; by providing for emergency interim succession to executive offices and by authorizing political subdivisions to enact resolutions and ordinances relating to succession for all officials having emergency government functions.

With a favorable report.

H. B. 473, a bill to be entitled an act to allow a discount for prepayment of ad valorem taxes in the Town of Gibsonville.

With a favorable report.

H. B. 474, a bill to be entitled an act to amend Chapter 388 of the Public-Local Laws of 1939 relating to the time and place for the advertisement and sale of land for taxes in the Town of Gibsonville.

With a favorable report.

H. B. 489, a bill to be entitled an act authorizing and directing the Board of Commissioners of Hyde County to deposit in or transfer to the General Fund of the county all collections of delinquent taxes for the years prior to 1955.

With a favorable report.

H. B. 490, a bill to be entitled an act authorizing the Sheriff of Hyde County to appoint one full time deputy for Ocracoke Township.

With a favorable report.

House Committee Substitute for S. B. 38, a bill to be entitled an act to provide for the continuity of local government in emergency.

With an unfavorable report as to bill, favorable as to House Committee substitute bill.

On motion of Representative Kemp the substitute bill is adopted.

On motion of Representative Kemp the bill is placed on the Calendar for consideration Thursday, April 16, 1959.

S. B. 176, a bill to be entitled an act to change the corporate limits of the Town of Wallace so as to exclude certain territory.

With a favorable report.

S. B. 179, a bill to be entitled an act to create a bird sanctuary within the territorial limits of Magnolia in Duplin County.

With a favorable report.

S. B. 180, a bill to be entitled an act to create a bird sanctuary within the territorial limits of Beulaville in Duplin County.

With a favorable report.

S. B. 187, a bill to be entitled an act to authorize the Board of Commissioners of Edgecombe County to adjust general and special funds ledger balances as of July 1, 1958.

With a favorable report.

S. B. 196, a bill to be entitled an act to amend Chapter 895 of the Session Laws of 1947 relating to the operation of carnivals in Franklin County.

With a favorable report.

By Representative Blue, for the Committee on Finance.

H. B. 444, a bill to be entitled an act to authorize and empower the governing body of the City of Salisbury to construct and install, or contract for the construction and installation of, curbs and gutters on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved; and prescribing the procedure therefor.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Holcombe of Madison:

H. B. 500, a bill to be entitled an act fixing the compensation of the Sheriff, the Clerk of Superior Court, the Tax Collector, the Register of Deeds, and the Accountant of Madison County and their deputies and assistants.

Referred to Committee on Salaries and Fees.

By Representative Buchanan:

H. B. 501, a bill to be entitled an act amending General Statutes 97-99 so as to permit notice of cancellation of policies of Workmen's Compensation insurance to be given by certified mail as well as by registered mail.

Referred to Committee on Insurance.

By Representatives Turner, Snapp, and Kemp:

H. B. 502, a bill to be entitled an act to amend Section 4, Article V, of the Constitution of North Carolina to provide for the application of surplus tax revenues to the payment of the State debt, or the establishment of a reserve for permanent improvements.

Referred to Committee on Constitutional Amendments.

By Representative Woodard of Wilson:

H. B. 503, a bill to be entitled an act providing for a referendum election in the Wilson City Administrative School Unit upon the question whether the Wilson City Board of Education shall be elected by the qualified voters of said Administrative Unit or whether they shall be appointed by the governing body of the City of Wilson, as at present.

Referred to Committee on Counties, Cities, and Towns.

By Representative Byrd:

H. B. 504, a bill to be entitled an act to amend Chapter 14 of the General Statutes relating to the use of indecent or profane language in a public place.

Referred to Committee on Judiciary No. 1.

By Representative Hawfield:

H. B. 505, a bill to be entitled an act to amend General Statutes 105-345, as amended by Chapter 822 of the Session Laws of 1951, relating to the discount allowable for prepayment of taxes in Union County.

Referred to Committee on Local Government.

By Representatives Taylor, Hunt, Wooten, Hicks, Watkins, and Woodard of Northampton:

H. B. 506, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5000 or more persons.

Referred to Committee on Local Government.

And,

H. B. 507, a bill to be entitled an act to rewrite General Statutes 160-452 relating to the annexation of land by municipalities on petition by all owners of real property.

Referred to Committee on Local Government.

And,

H. B. 508, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5000 persons.

Referred to Committee on Local Government.

By Representative Crawford of Buncombe:

H. B. 509, a bill to be entitled an act requiring the Justices of the Peace of Asheville Township to direct processes issued by them to the Constable of Asheville Township.

Referred to Committee on Judiciary No. 1.

By Representative Long:

H. B. 510, a bill to be entitled an act to abolish the requirement for private seals on conveyances of real property.

Referred to Committee on Judiciary No. 1.

By Representatives Hostetler and Belk:

H. B. 511, a bill to be entitled an act permitting foreign insurance companies having regional home offices in North Carolina to obtain certain tax benefits.

Referred to Committee on Finance.

By Representative Hostetler:

H. B. 512, a bill to be entitled an act to amend General Statutes 47-51 of the General Statutes relating to seal omitted from official deeds.

Referred to 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. 404, a bill to be entitled an act to amend General Statutes 113-247 relating to Sunday fishing.

Returned for concurrence in the Senate amendment.

On motion of Representative Whitehurst the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 409, a bill to be entitled an act to provide for staggered four-year terms for commissioners and for four-year terms for Mayor in the Town of Wake Forest in Wake County.

Returned for concurrence in Senate amendment.

On motion of Representative Womble the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 130, a bill to be entitled an act to authorize the Board of Commissioners of Columbus County to appoint a deputy recorder of the Columbus County Recorder's Court and to fix his salary.

Referred to Committee on Local Government.

S. B. 153, a bill to be entitled an act to provide for the defense of State Highway Patrolmen by the State when such officers are sued or prosecuted in connection with the performance of their official duties.

Referred to Committee on Judiciary No. 2.

S. B. 185, a bill to be entitled an act to establish the North Carolina Confederate Centennial Commission.

Referred to Committee on Judiciary No. 1.

S. B. 195, a bill to be entitled an act to provide for the investment of funds by Pitt County.

Referred to Committee on Local Government.

S. B. 197, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Martin County.

Referred to Committee on Judiciary No. 2.

S. R. 211, a joint resolution honoring the memory of the Right Reverend Edwin A. Penick, Bishop of the Episcopal Diocese of North Carolina.

On motion of Representative Harris of Wake the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. R. 212, a joint resolution expressing appreciation to the Tryon Palace Commission for its work in the restoration of Tryon's Palace and to adjourn in memory of the late Mrs. Maude Moore Latham and her husband, the late Mr. James Edwin Latham, who made the restoration possible through financial contributions.

Referred to Committee on Judiciary No. 2.

#### CALENDAR

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

H. B. 475, a bill to be entitled an act to incorporate the Town of Chocowinity in Beaufort County.

On motion of Representative Dill the committee amendments are adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—113.

Those voting in the negative are: None.

H. B. 213, a bill to be entitled an act prohibiting the sale of beer or

wine within one mile of Mountain View Baptist Church or Mountain View Public School at Hays, North Carolina, in Wilkes County.

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

H. B. 303, a bill to be entitled an act to amend Chapter 674 of the Session Laws of 1955 relating to the sale of explosive caps designed to be fired in toy cap pistols.

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

H. B. 328, a bill to be entitled an act to amend General Statutes 113-111 so as to provide that there will be no closed season on foxes in Moore County.

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

H. B. 359, a bill to be entitled an act to authorize the Board of County Commissioners of Watauga County to fix the salaries of the Sheriff and Deputy Sheriffs and to amend General Statutes 162-7 relating to fees to be charged by the Sheriff in Watauga County.

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 amend the Charter of the City of Rocky Mount relative to the issuance of warrants in the City Recorder's Court.

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

H. B. 386, a bill to be entitled an act to amend the Charter of the City of Rocky Mount relative to the date for holding municipal elections.

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

H. B. 392, a bill to be entitled an act to authorize the expenditure of surplus operating funds of Caldwell County for the purpose of constructing, equipping, and purchasing necessary county buildings.

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

H. B. 426, a bill to be entitled an act to authorize the Board of Commissioners of Davidson County to fix the fees to be charged by the Register of Deeds of Davidson County.

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

H. B. 428, a bill to be entitled an act relating to meetings of the Dare County Board of Education.



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

H. B. 431, a bill to be entitled an act amending the Charter of the Town of Grifton so as to fix the beginning dates of the terms of office of the Mayor and Commissioners.

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

H. B. 434, a bill to be entitled an act to amend Chapter 666 of the Session Laws of 1951 relating to the compensation of the Mayor of the City of Winston-Salem.

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

H. B. 457, a bill to be entitled an act amending Chapter 11, Session Laws of 1953, relating to the powers and duties of County Boards of Alcoholic Control so as to include Cumberland County within the provisions of said Act.

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 validate the administration of oaths of office to certain members of the governing body of the Town of Huntersville in Mecklenburg County.

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

H. B. 461, a bill to be entitled an act to amend the Charter of the Town of Kernersville with respect to the compensation of the members of the governing body thereof.

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

H. B. 462, a bill to be entitled an act to provide for four-year staggered terms for councilmen, subject to approval by the voters, of the City of Reidsville in Rockingham County.

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

H. B. 469, a bill to be entitled an act amending Chapter 306, Session Laws of 1951, relating to the barring of tax liens applicable to Warren County.

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 amend Chapter 1160 of the Session Laws of 1953 relating to the filing of papers in the office of the Clerk of the Superior Court so as to make the same applicable to Duplin County.

Passes its second and third readings and is ordered enrolled.

S. B. 171, a bill to be entitled an act to amend General Statutes 14-335 so as to change the punishment of public drunkenness in Duplin County.

Passes its second and third readings and is ordered enrolled.

S. B. 178, a bill to be entitled an act to empower policemen of the Town of Beulaville in Duplin County to make arrests within one and one-half miles outside the town limits.

Passes its second and third readings and is ordered enrolled.

S. B. 188, a bill to be entitled an act to authorize the Board of Commissioners of Edgecombe County to release certain taxes.

Passes its second and third readings and is ordered enrolled.

S. B. 189, a bill to be entitled an act providing for the election of the County Accountant and Tax Supervisor of Mitchell County, fixing his salary and the salary of his assistant and providing for filling vacancies in said office.

On motion of Representative Kemp the bill is recommitted to the Committee on Local Government.

H. B. 121, a bill to be entitled an act to establish minimum wages in North Carolina.

Representative Wilson moves that Committee Amendment No. 2 be adopted.

Representative Murphy moves that the motion made by Representative Wilson lie on the table, and on this motion Representative Spruill calls for the "Ayes" and "Noes"; the call sustains.

The roll of the House is called and the motion offered by Representative Wilson to adopt Committee Amendment No. 2 is tabled by the following vote:

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burrow, Bynum, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Delamar, Dill, Dolley, Drummond, Edmisten, Etheridge, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill of Catawba, Hill of Durham, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—88.

Those voting in the negative are: Representatives Arledge, Buchanan, Burleson, Cohoon, Davis of Rutherford, Doughton, Everett, Gobble, Hicks,

Holcombe of Madison, Holcombe of Yancey, Holmes, Jones of Pitt, Kemp, Kerr, Long, Reid, Sermons, Venters, Wallace, Wilson, Yarborough, and Yates—23.

Representative Crawford of Swain votes "present".

The following pair is announced: Representative Humphrey votes "Aye", Representative Wooten votes "No".

Representative Burrow moves that Committee Amendment No. 1 be adopted; the motion prevails and Committee Amendment No. 1 is adopted.

Representative McLaughlin offers an amendment which is adopted.

Representative Sermons offers an amendment which fails of adoption.

Representative Sermons offers a second amendment which fails of adoption.

Representative Whitmire offers an amendment which is adopted.

Representative Jordan offers an amendment which fails of adoption.

Representative Womble offers an amendment which fails of adoption.

Representative Bell offers an amendment and moves its adoption, which motion is seconded by Representative O'Neal; the motion prevails and the amendment offered by Representative Bell is adopted.

Representative Spruill moves that the bill, as amended, be recommitted to the Committee on Appropriations.

Representative Turner moves that the motion offered by Representative Spruill be tabled.

Representative Spruill withdraws his motion.

Representative Venters offers an amendment which is adopted.

Representative Burrows calls the previous question, the question being the passage of the bill on its second reading, as amended.

Representative Burrows calls for the "Ayes" and "Noes" on the passage of the bill; the call for the previous question fails.

Representative Woodard offers an amendment which fails of adoption.

Representative Spruill moves that the bill, as amended, be tabled.

Representative Turner calls for the "Ayes" and "Noes" on the motion offered by Representative Spruill to table the bill, as amended; the call sustains.

The roll of the House is called and the motion to table the bill, as amended, fails of adoption by the following vote.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Bell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burleson, Byrum, Cohoon, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Everett, Gobble, Hargett, Holcombe of Madison, Hol-

combe of Yancey, Holmes, Jackson, Johnson, Jones of Ashe, Kerr, Kiser, Long, Murphy of Pender, Newman, O'Neal, Regan, Reid, Sermons, Spruill, Venters, Wallace, Williamson, Womble, and Woodard of Northampton—41.

Those voting in the negative are: Representatives Belk, Black, Blue, Bowman, Braswell, Brock, Burgess, Burrow, Bynum, Byrd, Coates, Cover, Crawford of Buncombe, Dill, Dolley, Drummond, Greenwood, Gregory, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Horton, Hostetler, Hunt, Hunter, Isaac, Jones of Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Satterfield, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Wilson, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—68.

Representative Crawford of Swain votes "Present".

The following pairs are announced: Representatives Childers votes "No", Representative Hardy votes "Aye"; Representative Humphrey votes "No", Representative Wooten votes "Aye"; Representative Gaither votes "Aye", and Representative Courtney votes "No".

Representative Newman offers an amendment which fails of adoption.

Representative Kemp offers an amendment which fails of adoption.

Representative Braswell offers an amendment which is adopted.

Representative Yarborough offers an amendment.

Representative Burrows calls for the "Ayes" and "Noes" on the adoption of the amendment offered by Representative Yarborough; the call fails to sustain.

The question now recurs to the adoption of the amendment offered by Representative Yarborough.

The amendment fails of adoption.

Representative Britt of Bladen moves that the House adjourn, seconded by Representative Newman; the motion fails.

Representative Dolley calls the previous question, the question being the passage of the bill on its second reading, as amended; the call sustains.

Representative Dolley calls for the "Ayes" and "Noes" on the passage of the bill on its second reading, as amended; the call sustains.

The roll of the House is called and the bill passes its second reading, as amended, by the following vote:

Those voting in the affirmative are: Representatives Belk, Bell, Black, Blue, Bowman, Braswell, Brock, Burrow, Bynum, Byrd, Cover, Crawford of Buncombe, Davis of Lenoir, Dill, Dolley, Drummond, Greenwood, Gregory, Harriss of Rowan, Harris of Wake, Hawfield, Henley, High, Hill of Catawba, Hill of Durham, Horton, Hostetler, Hunt, Hunter, Isaac, Jones of

Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Satterfield, Stone, Story, Strayhorn, Turner, Umstead, Uzzell, Valentine, Whitehurst, Whitley, Whitmire, Wicker, Wilson, Woodard of Wilson, Yates, and Zollicoffer—62.

Those voting in the negative are: Representatives Ansell, Arledge, Askew, Barwick, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burleson, Byrum, Coates, Cohoon, Crawford of Swain, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Everett, Gobble, Hargett, Holcombe of Madison, Holcombe of Yancey, Holmes, Jackson, Johnson, Jones of Ashe, Kerr, Kiser, Long, Murphy of Pender, Newman, O'Neal, Regan, Reid, Sermons, Snapp, Spruill, Taylor, Thomas, Venters, Wallace, Watkins, Williamson, Womble, Woodard of Northampton, and Yarborough—48.

Representative Hicks votes "Present".

The following pairs are announced: Representative Childers votes "Aye", Representative Hardy votes "No"; Representative Courtney votes "Aye", Representative Gaither votes "No"; Representative Wooten votes "No", and Representative Humphrey votes "Aye".

Representative Holmes objects to the third reading of the bill, as amended, and the bill remains on the Calendar for its third reading, as amended.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 128. An Act to amend General Statutes 113-38 relating to the distribution of funds from the sale of forest lands in Montgomery County.

H. B. 212. An Act to authorize the Board of Drainage Commissioners of Hyde County Drainage District No. 7 to pay the balance of costs incurred by petitioners in establishment of Drainage District in Hyde County.

H. B. 223. An Act to amend General Statutes 20-149(b) so as to provide that the failure of an overtaking driver to sound his horn shall not constitute negligence or contributory negligence per se in any civil action.

H. B. 249. An Act to appropriate from the Contingency and Emergency Fund the sum of Two Thousand Dollars to Elizabeth City State Teachers College to aid in defraying the expenses of the inauguration of the new President of the College.

H. B. 258. An Act amending Chapter 193, Private Laws of 1923, relating to the appointment, duties, and salary of Town Clerk and Assistant Town Clerk for the Town of Enfield.

H. B. 270. An Act to authorize counties to enter into continuing contracts.

H. B. 271. An Act to authorize boards of county commissioners to fix the office hours and workdays in the various county offices.

H. B. 300. An Act to amend Chapter 16 of the Private Laws of 1937 to provide that One Dollar and Fifty Cents be taxed in the bill of costs in criminal cases for the Hertford County Peace Officers' Relief Association.

H. B. 348. An Act amending Chapter 349, Private Laws of 1891, as amended, so as to fix the dates for holding municipal elections in the Town of Hope Mills in Cumberland County and to fix the terms of office of the elected officials thereof.

H. B. 352. An Act to amend General Statutes 2-24 authorizing the Board of County Commissioners of Gates County to fix the office hours and workdays of the Clerk of the Superior Court.

H. B. 353. An Act to authorize the Board of County Commissioners of Montgomery County to expend surplus funds for the purchase of lands and the construction of public and community buildings thereon.

H. B. 357. An Act relating to the appointment of a single Registrar of Vital Statistics for Henderson County.

H. B. 365. An Act to amend Chapter 731, Session Laws of 1953, relating to the Charter of the City of Henderson in Vance County.

H. B. 378. An Act to amend Chapter 889 of the Session Laws of 1953 relating to the application of the Civil Service Commission of the City of Raleigh to certain employees of the city.

H. B. 379. An Act to amend Section 15 of the Charter of the City of Raleigh relating to the effective date of ordinances.

H. B. 380. An Act to amend Section 11 of the Charter of the City of Raleigh relating to meetings of the City Council.

H. B. 382. An Act to amend Chapter 526 of the Public-Local Laws of 1935 relating to the dividing of Cherokee County in districts for the purpose of nomination and election of members of the Board of County Commissioners.

H. B. 390. An Act to repeal Chapter 623 of the Session Laws of 1949 relating to the payment for special services in the water, light, and tax offices in the Town of Huntersville in Mecklenburg County.

H. B. 395. An Act to create a Peace Officers' Relief Fund for the County of Pasquotank.

H. B. 400. An Act authorizing the Board of County Commissioners of Alamance County to extend the time for quadrennial revaluation and reassessment of real property for taxation.

H. B. 401. An Act amending General Statutes 105-327 relating to the meeting of the County Board of Equalization and Review of Alamance County.

On motion of Representative Uzzell the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## FIFTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Friday, April 10, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Crawford of Buncombe, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Venters for Monday night and Tuesday, April 13 and 14, 1959.

On motion of Representative Woodard of Wilson H. B. 503, entitled "a bill to be entitled an act providing for a referendum election in the Wilson City Administrative School Unit upon question whether the Wilson City Board of Education shall be elected by the qualified voters of said Administrative Unit or whether they shall be appointed by the governing body of the City of Wilson, as at present", is withdrawn from the Committee on Local Government and placed on today's Calendar for consideration.

On motion of Representative Hostetler, Elizabeth Saunders Barnhart of Hoke County is made an honorary pagette of the House of Representatives.

On motion of Representative Quinn, Patricia Ann Cohoon and Andrea Leigh Cohoon, daughters of Representative and Mrs. Cohoon of Tyrrell County are made honorary pagettes of the House.

### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Buchanan and Lloyd:

H. B. 513, a bill to be entitled an act rewriting General Statutes 7-54 so as to provide for the election of eight special judges by the qualified voters of the State for terms of eight years beginning January 1, 1961, and authorizing the Governor to appoint such special judges for a term ending on December 31, 1960.

Referred to Committee on Courts and Judicial Districts.

By Representative Gobble:

H. B. 514, a bill to be entitled an act to amend Chapter 86 of the General Statutes relating to the practice of barbering.

Referred to Committee on Judiciary No. 2.

By Representative Taylor:

H. B. 515, a bill to be entitled an act to amend Article 17A of Chapter 7 of the General Statutes, relating to warrants and receipts of Justices of the Peace, so as to make the same applicable to Anson County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 516, a bill to be entitled an act to authorize the Board of County Commissioners of Anson County to fix certain fees and commissions.

Referred to Committee on Judiciary No. 2.

By Representative Woodard of Wilson:

H. B. 517, a bill to be entitled an act to authorize the Governor, with the approval of the Council of State, to convey certain land to Wilson County.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Regan, High, Henley, Hostetler, Britt of Robeson and Britt of Bladen:

H. B. 518, a bill to be entitled an act amending General Statutes 7-68 so as to divide the Ninth Solicitorial District into two districts designated as "Solicitorial District Number Nine" and "Solicitorial District Number 9A", and to provide for the appointment and election of the Solicitor for District Number 9A.

Referred to Committee on Courts and Judicial Districts.

By Representative Zollicoffer:

H. B. 519, a bill to be entitled an act to fix the compensation of jurors in Vance County.

Referred to Committee on Salaries and Fees.

By Representative Williamson:

H. B. 520, a bill to be entitled an act to amend Chapter 282, Private Laws of 1911, to re-define the corporate limits of the Town of Lake Waccamaw in Columbus County.

Referred to Committee on Local Government.

And,

H. B. 521, a bill to be entitled an act relating to the issuance of warrants and receipts of Justices of the Peace in Columbus County.

Referred to Committee on Local Government.



By Representative Snapp:

H. B. 522, a bill to be entitled an act to amend Chapter 143 of the General Statutes relating to the membership, powers, and duties of the North Carolina State Ports Authority.

Referred to Committee on State Government.

By Representative Hostetler:

H. B. 523, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the Board of County Commissioners of Hoke County to levy taxes to pay the salaries and office expenses of certain county employees.

Referred to Committee on Local Government.

#### 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. 131, a bill to be entitled an act to authorize the Board of County Commissioners of Columbus County to increase the salaries and travel allowances of county employees.

Referred to Committee on Salaries and Fees.

S. B. 137, a bill to be entitled an act to rewrite General Statutes 8-72 relating to the notice required for taking depositions.

Referred to Committee on Judiciary No. 2.

S. B. 157, a bill to be entitled an act to amend General Statutes 53-45 so as to authorize banks to invest in certain obligations of Federal Home Loan Banks.

Referred to Committee on Banks and Banking.

S. R. 200, a joint resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to the establishment of certain minimum federal benefit standards.

On motion of Representative Quinn the rules are suspended and the resolution placed on 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. 475, a bill to be entitled an act to incorporate the Town of Chocowinity in Beaufort County.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Gobble, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 444, a bill to be entitled an act to authorize and empower the governing body of the City of Salisbury to construct and install, or contract for the construction and installation of, curbs and gutters on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved; and prescribing the procedure therefor.

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

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Gobble, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 472, a bill to be entitled an act amending Section 5, Chapter 899, Session Laws of 1949, relating to professional bondsmen in Durham County.

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

H. B. 473, a bill to be entitled an act to allow a discount for prepayment of ad valorem taxes in the Town of Gibsonville.

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

H. B. 474, a bill to be entitled an act to amend Chapter 388 of the Public-Local Laws of 1939, relating to the time and place for the advertisement and sale of land for taxes in the Town of Gibsonville.

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

H. B. 483, a bill to be entitled an act to authorize the Town of Farmville to warrant title to certain lands at public sale.

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 authorizing and directing the Board of Commissioners of Hyde County to deposit in or transfer to the general fund of the county all collections of delinquent taxes for the years prior to 1955.

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

H. B. 490, a bill to be entitled an act authorizing the Sheriff of Hyde County to appoint one full-time deputy for Ocracoke Township.

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

H. B. 503, a bill to be entitled an act providing for a referendum election in the Wilson City Administrative School Unit upon the question whether the Wilson City Board of Education shall be elected by the qualified voters of said Administrative Unit or whether they shall be appointed by the governing body of the City of Wilson, as at present.

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

S. B. 168, a bill to be entitled an act to amend Chapter 237 of the Session Laws of 1951 relating to the election of members of the Board of Aldermen of the Town of Southport.

Passes its second and third readings and is ordered enrolled.

S. B. 176, a bill to be entitled an act to change the corporate limits of the Town of Wallace so as to exclude certain territory.

Passes its second and third readings and is ordered enrolled.

S. B. 179, a bill to be entitled an act to create a bird sanctuary within the territorial limits of Magnolia in Duplin County.

Passes its second and third readings and is ordered enrolled.

S. B. 180, a bill to be entitled an act to create a bird sanctuary within the territorial limits of Beulaville, in Duplin County.

Passes its second and third readings and is ordered enrolled.

S. B. 187, a bill to be entitled an act to authorize the Board of Commissioners of Edgecombe County to adjust general and special funds ledger balances as of July 1, 1958.

Passes its second and third readings and is ordered enrolled.

S. B. 196, a bill to be entitled an act to amend Chapter 895 of the Session Laws of 1947 relating to the operation of carnivals in Franklin County.

On motion of Representative Kemp the bill is recommitted to the Committee on Local Government.

H. B. 367, a bill to be entitled an act to amend General Statutes 153-9 (40) and General Statutes 160-22 so as to authorize the city, county, and joint planning boards to contract for and furnish technical assistance to one another.

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

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Brock, Bryant, Buchanan, Burgess, Burselson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Gobble, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitely, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 121, a bill to be entitled an act to establish minimum wages in North Carolina.

Representative Kerr moves that consideration of the bill be postponed until Tuesday, April 14, 1959, the motion prevails.

On motion of Representative Kerr the bill is set for a Special Order on Tuesday, April 14, 1959.

H. B. 246, a bill to be entitled an act to reimburse Robert James of Davie County for injuries received by him in aiding an officer in the arrest of one Jack Peacock.

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 validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

Representative Hostetler offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 322, a bill to be entitled an act to amend Article 16 of Chapter 116 of the General Statutes entitled "State Board of Higher Education".

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

H. B. 370, a bill to be entitled an act to amend General Statutes 153-9(40) and General Statutes 160-22 so as to authorize city, county, and joint planning boards to contract with the State as well as with the Federal Government for technical planning assistance.

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

H. B. 384, a bill to be entitled an act to amend Article 2 of Chapter 39 of the General Statutes relating to conveyances of real property by husband and wife.

On motion of Representative Valentine the committee amendment is adopted.

Representative Braswell offers an amendment which is adopted.

The bill passes its second reading, as amended.

The bill is placed on the Calendar for its third reading, as amended, for Tuesday, April 14, 1959.

H. B. 396, a bill to be entitled an act to provide, in the event of enemy attack upon the State of North Carolina, for the continuity of the orderly functions of the governments of local political subdivisions of the State; by providing for emergency interim succession to executive offices and by authorizing political subdivisions to enact resolutions and ordinances relating to succession for all officials having emergency government functions.

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 to promote the establishment and development of educational facilities and programs for selected inmates of the State Prison System.

The bill passes its second reading.

Representative Kiser objects to the third reading.

Representative Buchanan moves that the rules be suspended and the bill placed on its third reading, the motion fails and the bill remains on the Calendar for its third reading.

H. B. 487, a bill to be entitled an act to amend General Statutes 47-17.1 relating to the filing of papers by the clerks of the Superior Courts of certain counties to include Orange County.

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

S. B. 109, a bill to be entitled an act to rewrite General Statutes 114-11.1 so as to clarify the requirement as to statistical data furnished the Chief Justice by the clerks of Superior Courts.

On motion of Representative Yarborough the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendments.

S. B. 136, a bill to be entitled an act to amend General Statutes 1-145 relating to verification by one of several parties pleading together.

Passes its second and third readings and is ordered enrolled.

S. B. 145, a bill to be entitled an act amending General Statutes 15-153 so as to permit a bill of particulars in order to protect the defendant from a second prosecution.

On motion of Representative Valentine consideration of the bill is postponed until Monday, April 13, 1959.

S. B. 160, a bill to be entitled an act to amend the first paragraph of General Statutes 1-42 so as to provide additional method of proving title.

On motion of Representative Valentine consideration of the bill is postponed until Monday, April 13, 1959.

S. B. 173, a bill to be entitled an act to amend General Statutes 161-6 relating to the appointment and duties of assistant registers of deeds.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Drummond, 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. 495. A Joint Resolution honoring the life and memory of William Bingham Somers, who rendered his County of Wilkes, State of North Carolina, and the Nation, service with honor, devotion and distinction.

H. R. 497. A Joint Resolution providing for the election of John Motley Morehead as an honorary lifetime member of the Board of Trustees of the University of North Carolina.

H. R. 499. A Joint Resolution expressing appreciation to the Tryon Palace Commission for its work in the restoration of Tryon's Palace and to adjourn in memory of the late Mrs. Maude Moore Latham and her husband, the late Mr. James Edwin Latham, who made the restoration possible through financial contributions.

S. R. 211. A Joint Resolution honoring the memory of the Right Reverend Edwin A. Penick, Bishop of The Episcopal Diocese of North Carolina.

S. B. 170. An Act to amend Chapter 1160 of the Session Laws of 1953 relating to the filing of papers in the office of the Clerk of the Superior Court so as to make the same applicable to Duplin County.

S. B. 171. An Act to amend General Statutes 14-335 so as to change the punishment for public drunkenness in Duplin County.

S. B. 178. An Act to empower policemen of the Town of Beulaville in Duplin County to make arrests within one and one-half miles outside the town limits.

S. B. 188. An Act to authorize the Board of Commissioners of Edgecombe County to release certain taxes.

H. B. 154. An Act to rewrite General Statutes 53-66 relating to savings accounts.

H. B. 287. An Act to amend General Statutes 15-80 relating to waiver of extradition to provide that waiver of extradition by any person may be before a Clerk of Superior Court or Judge of any Court of record in this State.

H. B. 327. An Act to amend Chapter 153 of the General Statutes of North Carolina relating to legal settlement.

H. B. 351. An Act to amend Chapter 53 of the General Statutes so as to provide for the appointment of a Deputy Commissioner of Banks.

H. B. 404. An Act to amend General Statutes 113-247 relating to Sunday fishing.

H. B. 409. An Act to provide for staggered four-year terms for Commissioners and for four-year terms for Mayor in the Town of Wake Forest in Wake County.

H. B. 484. An Act amending Chapter 222, Public-Local Laws of 1939, so as to provide for second primaries in the Town of Spencer.

On motion of Representative Blue the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## FIFTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES

Saturday, April 11, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Herbert, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Womble the House adjourns and will meet Monday Night at 8 o'clock.

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## FIFTY-NINTH DAY

HOUSE OF REPRESENTATIVES

Monday Night, April 13, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Drummond for Wednesday, April 15, 1959.

A leave of absence is granted Representative Belk for May 25, 1959.

A leave of absence is granted Representative Taylor for tonight and tomorrow, April 13 and 14, 1959.

The following girl and boys of Durham County are made honorary page and pages on motion of Representative Hill of Durham: Mary Catherine Wynne, Ralph Miller, Butch Allen, Tommy Stallings, Tommy Roberts, Clyde Cheek, Gerald Kidd and Howard Payne.

On motion of Representative Kemp, Anderson Hostetler, son of Representative and Mrs. Hostetler of Hoke County, is made an honorary page of the House of Representatives.



On motion of Representative Thomas of Johnston County, Norwood Thompson, Johnnie Stancil, Charlotte Thompson and Rebecca Thompson of Johnston County, are made honorary pages and pagettes, respectively, of the House.

On motion of Representative Burrow, Ann Louise Morris, Susan Brady and Bob Sidney Morris, are made honorary pagettes and page, respectively, of the House of Representatives.

On motion of Representative Stone, Sylvia Lynn Messick of Forsyth County is made an honorary pagette of the House.

On motion of Representative Hunt, Roger Schecter of Guilford County is made an honorary page of the House of Representatives.

On motion of Representative Hill of Catawba the following boys and girls are made honorary pagettes and pages of the House of Representatives: Paula Clair Bigsby, Betsy Gaye Bigsby, Patricia Ann Bigsby, Lois Kimberly Little, Michael Hugh Johnson and Vernon Lynn Bigsby.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 305, a bill to be entitled an act to validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

H. B. 475, a bill to be entitled an act to incorporate the Town of Chocowinity in Beaufort County.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Harris of Wake:

H. R. 524, a joint resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late J. Melville Broughton.

On motion of Representative Harris of Wake the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Wooten:

H. B. 525, a bill to be entitled an act to amend Chapter 156 of the General Statutes relating to drainage and drainage districts.

Referred to Committee on Judiciary No. 1.

By Representative Newman:

H. B. 526, a bill to be entitled an act to exempt farm drainage tile from sales tax.

Referred to Committee on Finance.

By Representative Harris of Wake:

H. B. 527, a bill to be entitled an act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

Referred to Committee on Judiciary No. 1.

And,

H. B. 528, a bill to be entitled an act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

Referred to Committee on Judiciary No. 1.

And,

H. B. 529, a bill to be entitled an act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

Referred to Committee on Judiciary No. 1.

By Representative Byrd:

H. B. 530, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the Clerk of money owed to an intestate in Burke County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 531, a bill to be entitled an act amending General Statutes 2-26 relating to fees to be charged by the Clerk of Superior Court of Burke County.

Referred to Committee on Judiciary No. 1.

By Representative Arledge:

H. B. 532, a bill to be entitled an act to amend Chapter 286 of the Session Laws of 1953 relating to the compensation of the Sheriff and Deputy Sheriff of Polk County.

Referred to Committee on Salaries and Fees.

And,

H. B. 533, a bill to be entitled an act to amend General Statutes 160-66 relating to tax levies for libraries in Polk County.

Referred to Committee on Finance.

And,

H. B. 534, a bill to be entitled an act to amend General Statutes 115-19 relating to the nomination and election of members of the Board of Education of Polk County.

Referred to Committee on Education.

By Representative Rodenbough:

H. B. 535, a bill to be entitled an act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representatives Strayhorn and Hill of Durham:

H. B. 536, a bill to be entitled an act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Durham County.

Referred to 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. 159, a bill to be entitled an act to permit industrial banks to make the same charges in connection with a single payment loan that are allowed in connection with loans repayable in two or more installments.

Referred to Committee on Banks and Banking.

S. B. 202, a bill to be entitled an act appointing members of the Columbus County Board of Education and fixing their terms of office.

Referred to Committee on Education.

S. B. 163, a bill to be entitled an act to amend General Statutes 54-21.2, relating to investments by building and loan associations.

Referred to Committee on Insurance.

S. B. 166, a bill to be entitled an act to amend General Statutes 54-20, relating to loans by building and loan associations.

Referred to Committee on Insurance.

S. B. 198, a bill to be entitled an act amending General Statutes 115-126 so as to empower county and city boards of education to dedicate portions of lands owned by such boards as rights-of-way for public streets, roads or sidewalks.

Referred to Committee on Education.

## CALENDAR

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

H. B. 444, a bill to be entitled an act to authorize and empower the governing body of the City of Salisbury to construct and install, or contract for the construction and installation of, curbs and gutters on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved; and prescribing the procedure therefor.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yates, and Zollicoffer—103.

Those voting in the negative are: None.

H. B. 367, a bill to be entitled an act to amend General Statutes 153-9 (40) and General Statutes 160-22 so as to authorize the city, county, and joint planning boards to contract for and furnish technical assistance to one another.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Hunter, Jackson, Jordan, Kemp, Kennedy, Lackey, Lloyd, Long, McLaughlin, Murphy of Pender, O'Neal, Palmer, Patterson, Powell, Quinn, Regan, Reid, Rodenbough, Satterfield, Snapp, Stone, Story, Strayhorn, Thomas, Umstead,

Uzzell, Valentine, Wallace, Watkins, Whitehurst, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yates, and Zollicoffer—83.

Those voting in the negative are: Representatives Ansell, Arledge, Britt of Bladen, Burleson, Byrum, Gregory, Holcombe of Madison, Isaac, Kerr, Kiser, Newman, Raby, Spruill, Turner, Whitley, Whitmire, Wicker, and Womble—18.

H. B. 448, a bill to be entitled an act to promote the establishment and development of educational facilities and programs for selected inmates of the State Prison System.

Representative Doughton offers an amendment which is adopted.

Representative Turner offers an amendment.

Representative Buchanan moves that the amendment offered by Representative Turner be tabled, the motion prevails and the amendment is tabled.

Representative Buchanan calls the previous question, the call fails to sustain.

Representative Humphrey offers an amendment, which is adopted.

The bill passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

S. B. 145, a bill to be entitled an act amending General Statutes 15-153 so as to permit a bill of particulars in order to protect the defendant from a second prosecution.

The bill passes its second reading.

Representative Crawford of Buncombe objects to the third reading of the bill and the bill remains on the Calendar for its third reading.

On motion of Representative Regan the House adjourns and will meet tomorrow at 12:00 o'clock Noon.

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## SIXTIETH DAY

HOUSE OF REPRESENTATIVES

Tuesday, April 14, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and the same stands approved as written.

On motion of Representative Womble, R. E. McGaw, Jr., grandson of Representative Spruill of Bertie County, is made an honorary page of the House.

On motion of Representative Satterfield the courtesies of the floor are extended the Honorable E. T. Warren, a former member of the House from Person County.

On motion of Representative Powell the Honorable Clarence Stone, a former member of the House from Rockingham County, is extended the courtesies of the floor.

On motion of Representative Everett the courtesies of the floor are extended the Honorable Andy Anderson, a former member of the House from Martin County.

Leave of absence is granted Representative Gregory for Wednesday, April 15, 1959.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 448, a bill to be entitled an act to promote the establishment and development of educational facilities and programs for selected inmates of the State Prison System.

#### 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 Representative Turner, for the Committee on Judiciary No. 1.

H. B. 443, a bill to be entitled an act to amend General Statutes 1-589 and General Statutes 8-59 so as to provide for the service of subpoenas and summonses for jurors by telegram or certified mail.

With a favorable report, as amended.

H. B. 486, a bill to be entitled an act repealing Section 2 of Chapter 275, Public-Local Laws of 1931, as rewritten, and Section 3 of Chapter 4, Public-Local Laws of 1935, so as to place the Constable of Asheville Township on a fee basis after the first Monday in December, 1960.

With a favorable report.

S. B. 174, a bill to be entitled an act to amend General Statutes 51-6 relating to the solemnization of marriages.

With a favorable report, as amended.

H. B. 530, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the clerk of money owed to an intestate in Burke County.

With a favorable report.

H. B. 531, a bill to be entitled an act amending General Statutes 2-26 relating to fees to be charged by the Clerk of Superior Court of Burke County.

With a favorable report.

H. B. 536, a bill to be entitled an act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Durham County.

With a favorable report.

S. B. 96, a bill to be entitled an act amending General Statutes 106-65.24 and General Statutes 106-65.25 relating to structural pest control by re-writing Subsection 1 of General Statutes 106-65.24 and Subsection (b) of General Statutes 106-65.25.

With an unfavorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 493, a bill to be entitled an act to amend General Statutes 51-18.1 relating to the correction of errors appearing in the returns or certificates of the officiating officers in recording marriage licenses.

With a favorable report.

H. B. 515, a bill to be entitled an act to amend Article 17A of Chapter 7 of the General Statutes relating to warrants and receipts of Justices of the Peace so as to make the same applicable to Anson County.

With a favorable report.

H. B. 516, a bill to be entitled an act to authorize the Board of County Commissioners of Anson County to fix certain fees and commissions.

With a favorable report.

S. B. 152, a bill to be entitled an act to validate past adoption proceedings.

With an unfavorable report.

S. B. 197, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Martin County.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 505, a bill to be entitled an act to amend General Statutes 105-345, as amended by Chapter 822 of the Session Laws of 1951, relating to the discount allowable for prepayment of taxes in Union County.

With a favorable report.

H. B. 520, a bill to be entitled an act to amend Chapter 282, Private Laws of 1911, to re-define the corporate limits of the Town of Lake Waccamaw in Columbus County.

With a favorable report.

H. B. 521, a bill to be entitled an act relating to the issuance of warrants and receipts of Justices of the Peace in Columbus County.

With a favorable report.

H. B. 523, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the Board of County Commissioners of Hoke County to levy taxes to pay the salaries and office expenses of certain county employees.

With a favorable report.

S. B. 130, a bill to be entitled an act to authorize the Board of Commissioners of Columbus County to appoint a Deputy Recorder of the Columbus County Recorder's Court and to fix his salary.

With a favorable report.

By Representative Rodenbough, for the Committee on Teachers' and State Employees' Retirement.

H. B. 329, a bill to be entitled an act to amend General Statutes 135-1 so as to make certain employees of the National Guard eligible for membership in the Teachers' and State Employees' Retirement System.

With a favorable report.

On motion of Representative Rodenbough the bill is recommitted to Committee on Appropriations.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Jackson:

H. R. 537, a joint resolution requesting members of the General Assembly to attend the fund raising dinner sponsored by the Young Democratic Clubs of North Carolina.

On motion of Representative Jackson the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Bell:



H. B. 538, a bill to be entitled an act to amend Chapter 255, Private Laws of 1927, to provide for the extension of the corporate limits of the Town of Newport in Carteret County.

Referred to Committee on Local Government.

And,

H. B. 539, a bill to be entitled an act to amend General Statutes 160-452 relating to the eligibility of voters in referendum for extension of corporate limits of the Town of Atlantic Beach in Carteret County.

Referred to Committee on Local Government.

And,

H. B. 540, a bill to be entitled an act to authorize the Board of County Commissioners of Carteret County to fix fees charged by county officials and to fix the number of salaried county employees and the compensation of county officials and employees.

Referred to Committee on Local Government.

By Representative Henley:

H. B. 541, a bill to be entitled an act to rewrite General Statutes 90-65 relating to the power of the Board of Pharmacy to suspend, revoke, or refuse to renew a pharmacist's license or a drug store permit.

Referred to Committee on Judiciary No. 1.

And,

H. B. 542, a bill to be entitled an act to rewrite General Statutes 90-75 relating to registration and permits of drug stores and pharmacies.

Referred to Committee on Judiciary No. 1.

By Representatives Davis of Lenoir, Rodenbough, and Cover:

H. B. 543, a bill to be entitled an act to appropriate funds to provide scholarships for students enrolled in accredited nursing schools and funds for schools of nursing in this state.

Referred to Committee on Appropriations.

And,

H. B. 544, a bill to be entitled an act to make additional appropriations to the State Board of Health in order to expand its cancer control, cancer diagnosis and cancer treatment programs.

Referred to Committee on Appropriations.

By Representatives Davis of Lenoir and Rodenbough:

H. B. 545, a bill to be entitled an act to provide grants in aid to students who enter the field of cytotechnology.

Referred to Committee on Appropriations.

By Representatives Belk, Kennedy, Yarborough, Bell, Bowman, Courtney, Taylor, Hardy, Hicks and Snapp.

H. B. 546, a bill to be entitled an act to appropriate funds for the acquisition and development of the President James K. Polk birthplace.

Referred to Committee on Appropriations.

By Representative Etheridge:

H. B. 547, a bill to be entitled an act to amend Chapter 220 of the Session Laws of 1953 relating to the Charter of the Town of Kill Devil Hills in Dare County.

Referred to Committee on Local Government.

By Representative Hill of Catawba:

H. B. 548, a bill to be entitled an act validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

Referred to Committee on Local Government.

By Representative Black:

H. B. 549, a bill to be entitled an act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Cabarrus County.

Referred to Committee on Courts and Judicial Districts.

By Representative Lloyd:

H. B. 550, a bill to be entitled an act to amend Chapter 64 of the General Statutes relating to property rights of aliens.

Referred to Committee on Judiciary No. 2.

By Representative Everett:

H. B. 551, a bill to be entitled an act to amend Chapter 321, Private Laws of 1893, to re-define the corporate limits of the Town of Everetts in Martin County.

Referred to Committee on Local Government.

By Representative Wooten:

H. B. 552, a bill to be entitled an act relating to the terms of office of the Mayor and Commissioners of the Town of Winterville in Pitt County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Bryant:

H. B. 553, a bill to be entitled an act to amend General Statutes 7-393 relating to the jurisdiction of the County Criminal Court of Yadkin County.

Referred to 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. 191, a bill to be entitled an act to amend the Charter of the Town of Garner so as to regulate the compensation to be received by the Mayor and the Board of Aldermen of the Town of Garner.

Referred to Committee on Salaries and Fees.

S. B. 201, a bill to be entitled an act to create the Carolina Charter Tercentenary Commission.

Referred to Committee on Judiciary No. 2.

S. B. 216, a bill to be established an act to authorize political subdivisions of the state, acting jointly, to appropriate funds and issue bonds for developing water supply for domestic, municipal, industrial, and other purposes.

On motion of Representative Gobble the rules are suspended and the bill is placed on tomorrow's Calendar, April 15, 1959, for consideration.

#### CALENDAR

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

#### SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House H. B. 121, entitled "a bill to be entitled an act to establish minimum wages in North Carolina." The question before the House being the passage of the bill on its third reading, as amended.

Representative Uzzell offers an amendment which is adopted.

Representative Kerr offers an amendment.

Representative Whitley offers an amendment.

Representative Turner moves that the amendment offered by Representative Whitley be tabled, seconded by Representative Philpott, the motion fails.

The question now recurs to the adoption of the amendment offered by Representative Whitley.

The amendment is adopted.

Representative Kerr withdraws his amendment.

The bill remains on the Calendar for its third reading, as amended.

On motion of Representative Blue the bill is set for a Special Order for Wednesday, April 15, 1959, at the head of the Public Calendar.

## ENROLLED BILLS

Representative Drummond, 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. 200. A Joint Resolution of the General Assembly of North Carolina concerning certain legislation now pending in the Congress of the United States relating to the establishment of certain minimum federal benefit standards.

S. B. 136. An Act to amend General Statutes 1-145 relating to verification by one of several parties pleading together.

S. B. 168. An Act to amend Chapter 237 of the Session Laws of 1951 relating to the election of members of the Board of Aldermen of the Town of Southport.

S. B. 173. An Act to amend General Statutes 161-6 relating to the appointment and duties of Assistant Registers of Deeds.

S. B. 176. An Act to change the corporate limits of the Town of Wallace so as to exclude certain territory.

S. B. 179. An Act to create a bird sanctuary within the territorial limits of Magnolia in Duplin County.

S. B. 180. An Act to create a bird sanctuary within the territorial limits of Beulaville in Duplin County.

S. B. 187. An Act to authorize the Board of Commissioners of Edgecombe County to adjust general and special funds ledger balances as of July 1, 1958.

H. B. 23. An Act authorizing the appointment of acting heads of certain state agencies in certain cases.

H. B. 24. An Act providing for the appointment of acting officers in certain cases.

H. B. 193. An Act to amend General Statutes 58-79 relating to investment by domestic stock and mutual life insurance companies in North Carolina.

H. B. 194. An Act to amend General Statutes 58-210 to allow group life insurance policies on at least ten employees.

H. B. 210. An Act to amend General Statutes 157-76 relating to the compensation of the Board of Viewers appointed to examine lands in the establishment of drainage districts.

H. B. 252. An Act to amend Paragraph (2) of General Statutes 97-2 so as to provide for the extension of Workmen's Compensation Coverage to all officers and employees of municipal corporations and political subdivisions of the state.

H. B. 269. An Act amending General Statutes 153-9 and creating the office of the County Fire Marshal.

H. B. 324. An Act to amend General Statutes 113-247 relating to fishing in a certain portion of the Roanoke River.

H. B. 503. An Act providing for a referendum election in the Wilson City Administrative School Unit upon the question whether the Wilson City Board of Education shall be elected by the qualified voters of said Administrative Unit or whether they shall be appointed by the governing body of the City of Wilson, as at present.

H. B. 190. An Act rewriting Section 22 of Chapter 39, Private Laws of 1907, and Section 1 of Chapter 271, Public-Local Laws of 1937, relating to the compensation of the Mayor and members of the Board of Aldermen of the City of Newton.

H. B. 325. An Act to authorize the Board of County Commissioners of Scotland County to fix all official fees to be charged in cases tried in the County Criminal Court of Scotland County.

H. B. 326. An Act to authorize the Board of County Commissioners of Scotland County to fix the fees which may be charged by various county officers of Scotland County.

H. B. 413. An Act to fix the fees of Justices of the Peace in Burke County.

On motion of Representative Blue the House adjourns and will meet tomorrow at 12 o'clock noon.

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## SIXTY-FIRST DAY

HOUSE OF REPRESENTATIVES

Wednesday, April 15, 1959

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

Prayer is offered by the Reverend Irby Jackson, pastor of the Emmanuel Baptist Church of Greenville, North Carolina.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hargett, Margaret Jones of Jones County is made an honorary pagette of the House.

On motion of Representative Askew, Jan Barwick, daughter of Representative and Mrs. Barwick of Pasquotank County, is made an honorary pagette of the House.

A leave of absence is granted Representative Jackson for Friday, Saturday and Monday, April 17, 18 and 20.

## 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 Representative Womble, for the Committee on Roads and Highway Safety.

S. B. 175, a bill to be entitled an act to authorize the reconveyance of a tract of state-owned property at Holden's Beach in Brunswick County.

With a favorable report.

By Representative Kiser, for the Committee on Public Welfare.

H. B. 227, a bill to be entitled an act to amend paragraph 15 of Section 108-3 of the General Statutes of North Carolina, relating to the licensing of boarding homes.

With a favorable report, as amended.

H. B. 397, a bill to be entitled an act to amend General Statutes 48-21 to allow discretionary waiver by a court of adoption to the entry of the interlocutory decree and probationary period when the child is by blood a great grandchild of petitioner.

With a favorable report.

By Representative Thomas, for the Committee on Salaries and Fees.

H. B. 435, a bill to be entitled an act to amend General Statutes 153-9, relating to fees of county officers in Montgomery County, and General Statutes 153-48.3, relating to salaries of county officers in Montgomery County.

With a favorable report.

H. B. 470, a bill to be entitled an act amending Chapter 642, Session Laws of 1957, relating to the salary of the Sheriff, the Register of Deeds, the Clerk of the Superior Court, and the Accountant of Macon County.

With a favorable report, as amended.

H. B. 500, a bill to be entitled an act fixing the compensation of the Sheriff, the Clerk of Superior Court, the Tax Collector, the Register of Deeds, and the Accountant of Madison County and their Deputies and assistants.

With a favorable report.

H. B. 519, a bill to be entitled an act to fix the compensation of jurors in Vance County.

With a favorable report.

H. B. 532, a bill to be entitled an act to amend Chapter 286 of the Session Laws of 1953 relating to the compensation of the Sheriff and Deputy Sheriff of Polk County.

With a favorable report.

S. B. 90, a bill to be entitled an act to amend Section 108-12 of the General Statutes of North Carolina relating to the compensation of members of County Welfare Boards.

With a favorable report.

S. B. 131, a bill to be entitled an act to authorize the Board of County Commissioners of Columbus County to increase the salaries and travel allowances of county employees.

With a favorable report.

On motion of Representative Thomas the bill is recommitted to Committee on Salaries and Fees.

S. B. 191, a bill to be entitled an act to amend the Charter of the Town of Garner so as to regulate the compensation to be received by the Mayor and the Board of Aldermen of the Town of Garner.

With a favorable report.

By Representative Holcombe of Yancey, for the Committee on Elections and Election Laws.

H. B. 442, a bill to be entitled an act to amend Chapter 366 of the Public-Local and Private Laws of 1939, relating to elections in the City of Charlotte.

With a favorable report.

By Representative Watkins, for the Committee on Public Utilities.

H. B. 451, a bill to be entitled an act to amend General Statutes 62-71 so as to require the payment of interest on amounts ordered refunded where utilities have put rates in effect under bond.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 361, a bill to be entitled an act to amend General Statutes 152-5 in respect to coroners fees in Richmond County.

With a favorable report.

H. B. 362, a bill to be entitled an act relating to the appointment and compensation of certain officials and employees of Richmond County.

With a favorable report, as amended.

H. B. 517, a bill to be entitled an act to authorize the Governor, with the approval of the Council of State, to convey certain land to Wilson County.

With a favorable report.

By Representative Snapp, for the Committee on State Government.

H. B. 354, a bill to be entitled an act to amend General Statutes 89-5, 1958 Replacement Volume 2C, relating to the secretary of the State Board of Registration for professional engineers and land surveyors and defining his duties, liabilities and expenditure of funds of the Board.

With a favorable report, as amended.

H. B. 463, a bill to be entitled an act to re-enact Article 22 of Chapter 143 of the General Statutes relating to the creation, authority and powers of the North Carolina State Ports Authority.

With a favorable report.

By Representative Lloyd, for the Committee on Courts and Judicial Districts.

H. B. 438, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Henderson County.

With a favorable report.

H. B. 518, a bill to be entitled an act amending General Statutes 7-68 so as to divide the Ninth Solicitorial District into two districts designated as "Solicitorial District Number Nine" and "Solicitorial District Number 9A", and to provide for the appointment and election of the Solicitor for District Number 9A.

With a favorable report.

On motion of Representative Lloyd the bill is recommitted to Committee on Appropriations.

By Representative Hargett, for the Committee on Education.

H. B. 436, a bill to be entitled an act appointing certain members of the Fairmont City Board of Education.

With a favorable report.

H. B. 440, a bill to be entitled an act to provide for the election of the County Board of Education in Chowan County.

With a favorable report.

H. B. 441, a bill to be entitled an act designating successor trustees of the Edenton Academy created by Chapter 39, Public Laws of 1800, and amended by Chapter 4, Public Laws of 1844, and authorizing such trustees to execute a conveyance of certain school property bounded by Queen and Church Streets in the Town of Edenton to the Edenton City Board of Education.

With a favorable report.

H. B. 467, a bill to be entitled an act to provide for the reorganization of the Mecklenburg County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal Section 55 of Chapter 366, Public-Local Laws of 1939, as amended.



With a favorable report, as amended.

H. B. 478, a bill to be entitled an act amending General Statutes 115-74 so as to provide that when district lines are changed as between and among districts that have voted the same rate of supplemental tax, the same shall not have the effect of abolishing such tax.

With a favorable report.

H. B. 479, a bill to be entitled an act amending Article 8, Chapter 143 of the General Statutes relating to public building contracts.

With a favorable report.

H. B. 482, a bill to be entitled an act providing for the election of members of the Moore County Board of Education and fixing their terms of office.

With a favorable report, as amended.

H. B. 534, a bill to be entitled an act to amend General Statutes 115-19 relating to the nomination and election of members of the Board of Education of Polk County.

With a favorable report.

S. B. 198, a bill to be entitled an act amending General Statutes 115-126 so as to empower county and city boards of education to dedicate portions of lands owned by such boards as rights-of-way for public streets, roads or sidewalks.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Kerr:

H. B. 554, a bill to be entitled an act to provide for the allocation of delinquent taxes collected by Warren County.

Referred to Committee on Judiciary No. 1.

By Representative Davis of Rutherford:

H. B. 555, a bill to be entitled an act to amend Chapter 2, Private Laws of 1925, to re-define the corporate limits of the Town of Forest City in Rutherford County.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Whitley, Harris of Wake and Womble:

H. B. 556, a bill to be entitled an act to amend Chapter 169 of the Session Laws of 1955 relating to rural fire districts in Wake County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Barwick:

H. B. 557, a bill to be entitled an act to amend General Statutes 97-90 relating to approval of legal fees by the Industrial Commission.

Referred to Committee on Judiciary No. 2.

By Representative Story:

H. B. 558, a bill to be entitled an act to change the fees of the Sheriff of Wilkes County.

Referred to Committee on Salaries and Fees.

And,

H. B. 559, a bill to be entitled an act to increase the number of Deputy Sheriffs in Wilkes County, to fix their salaries, and for other purposes.

Referred to Committee on Local Government.

By Representative Watkins:

H. B. 560, a bill to be entitled an act to authorize the Coroner of Granville County to appoint a Deputy Coroner.

Referred to Committee on Local Government.

By Representative Turner:

H. B. 561, a bill to be entitled an act to allow for income tax purposes a limited deduction on account of Federal income taxes.

Referred to Committee on Finance.

By Representative Wilson.

H. B. 562, a bill to be entitled an act authorizing the Board of Education of Caswell County to transfer certain surplus Current Expense School Funds to the Special School Fund.

Referred to Committee on Education.

By Representative Snapp:

H. B. 563, a bill to be entitled an act to clarify and amend the Workmen's Compensation Act as it relates to the approval of attorneys' fees.

Referred to Committee on Judiciary No. 1.

By Representatives Belk, Hicks, Kennedy and Snapp:

H. B. 564, a bill to be entitled an act to repeal H. B. 102, ratified February 27, 1959, relating to the form of financial statements of the City of Charlotte.

Referred to Committee on Local Government.

By Representative Phelps:

H. B. 565, a bill to be entitled an act to fix the salaries and allowances to be paid to the Chairman and members of the Board of County Commissioners of Washington County and to be paid to the Chairman and members of the Board of Education of Washington County.

Referred to Committee on Local Government.

#### 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. 235, a joint resolution expressing the sense of the General Assembly concerning the proposed closing of the Dismal Swamp Canal.

On motion of Representative Barwick the rules are suspended and the resolution placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third reading and is ordered enrolled.

#### CALENDAR

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

H. B. 520, a bill to be entitled an act to amend Chapter 282, Private Laws of 1911, to re-define the corporate limits of the Town of Lake Waccamaw in Columbus County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarbrough, Yates and Zollicoffer—115.

Those voting in the negative are: None.

H. B. 523, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the Board of County Commissioners of Hoke County to levy taxes to pay the salaries and office expenses of certain county employees.

Representative Hostetler offers an amendment which is adopted.

The amendment being material, the adoption of same constitutes the first reading of the bill, and the bill remains on the Calendar for its second roll call reading, as amended.

H. B. 486, a bill to be entitled an act repealing Section 2 of Chapter 275, Public-Local Laws of 1931, as rewritten, and Section 3 of Chapter 4, Public-Local Laws of 1935, so as to place the Constable of Asheville Township on a fee basis after the first Monday in December, 1960.

On motion of Representative Crawford of Buncombe the Committee Amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 505, a bill to be entitled an act to amend General Statutes 105-345, as amended by Chapter 822 of the Session Laws of 1951 relating to the discount allowable for prepayment of taxes in Union County.

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 amend Article 17A of Chapter 7 of the General Statutes, relating to warrants and receipts of Justices of the Peace, so as to make the same applicable to Anson County.

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 Board of County Commissioners of Anson County to fix certain fees and commissions.

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

H. B. 521, a bill to be entitled an act relating to the issuance of warrants and receipts of Justices of the Peace in Columbus County.

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

H. B. 530, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the clerk of money owed to an intestate in Burke County.

On motion of Representative Byrd consideration of the bill is postponed until April 16, 1959.

H. B. 531, a bill to be entitled an act amending General Statutes 2-26 relating to fees to be charged by the Clerk of Superior Court of Burke County.

On motion of Representative Byrd consideration of the bill is postponed until April 16, 1959.

H. B. 536, a bill to be entitled an act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Durham 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 authorize the Board of Commissioners of Columbus County to appoint a deputy recorder of the Columbus County Recorder's Court and to fix his salary.

Passes its second and third readings and is ordered enrolled.

S. B. 197, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Martin County.

Passes its second and third readings and is ordered enrolled.

S. B. 216, a bill to be entitled an act to authorize political subdivisions of the State, acting jointly, to appropriate funds and issue bonds for developing water supply for domestic, municipal, industrial and other purposes.

Passes is second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—115.

Those voting in the negative are: None.

## SPECIAL ORDER

The hour for the Special Order having arrived, the Speaker lays before the House H. B. 121, entitled "a bill to be entitled an act to establish minimum wages in North Carolina", for consideration on its third reading, as amended.

Representative Uzzell moves that the vote by which the amendment offered by Representative Whitley on yesterday was adopted be reconsidered; the motion prevails.

Representative Whitley withdraws the amendment.

Representative Whitley offers an amendment.

Representative Davis of Lenoir moves that the amendment offered by Representative Whitley be tabled, seconded by Representative Turner; the motion fails.

The question now recurs to the adoption of the amendment offered by Representative Whitley.

The amendment offered by Representative Whitley is adopted.

Representative Regan offers an amendment, which fails of adoption.

Representative Jones of Pitt offers an amendment.

Representative Philpott moves, seconded by Representative Turner, that the amendment offered by Representative Jones of Pitt be tabled; the motion prevails, and the amendment is tabled.

Representative Everett offers an amendment.

Representative Byrd moves that the amendment offered by Representative Everett be tabled, seconded by Representative Bowman; the motion prevails and the amendment is tabled.

Representative Everett offers a second amendment.

Representative Turner moves, seconded by Representative Black, that the second amendment offered by Representative Everett be tabled; the motion prevails and the second amendment offered by Representative Everett is tabled.

Representative Everett offers a third amendment.

Representative Black moves, seconded by Representative Belk, that the third amendment offered by Representative Everett be tabled; the motion prevails and the third amendment offered by Representative Everett is tabled.

Representative Everett offers a fourth amendment.

Representative Hill of Durham moves, seconded by Representative Belk, that the fourth amendment offered by Representative Everett be tabled; the motion prevails and the fourth amendment offered by Representative Everett is tabled.

Representative Jones of Pitt offers an amendment.

Representative McLaughlin moves, seconded by Representative Bowman, that the amendment offered by Representative Jones of Pitt be tabled; the motion prevails and the amendment offered by Representative Jones of Pitt is tabled.

Representatives Wooten and Jones of Pitt offer an amendment.

Representative Philpott moves, seconded by Representative Turner, that the amendment offered by Representatives Wooten and Jones of Pitt be tabled; the motion prevails and the amendment offered by Representatives Wooten and Jones of Pitt is tabled.

Representative Holmes offers an amendment.

Representative Patterson moves, seconded by Representative Philpott, that the amendment offered by Representative Holmes be tabled; the motion prevails and the amendment offered by Representative Holmes is tabled.

Representative Snapp offers an amendment.

Representative Byrd moves, seconded by Representative Philpott, that the amendment offered by Representative Snapp be tabled; the motion fails.

The question now recurs to the adoption of the amendment offered by Representative Snapp. The amendment fails of adoption.

Representative Snapp offers a second amendment.

Representative Dolly moves, seconded by Representative Turner, that the second amendment offered by Representative Snapp be tabled; the motion prevails and the amendment is tabled.

Representative Snapp offers a third amendment.

Representative Childers moves, seconded by Representative Jordan, that the third amendment offered by Representative Snapp be tabled; the motion prevails and the third amendment by Representative Snapp is tabled.

On motion of Representative Whitley the House takes a recess until 3:30 P.M. at which time the House will continue further consideration of H. B. 121.

#### AFTERNOON SESSION

April 15, 1959

The House meets pursuant to its recess and resumes consideration of business, Mr. Speaker Hewlett presiding.

## CALENDAR

Mr. Speaker Hewlett lays before the House for further consideration by the House, H. B. 121 entitled, "a bill to be entitled an act to establish minimum wages in North Carolina".

Representative Yates offers an amendment.

Representative Black moves, seconded by Representative Hicks, that the amendment offered by Representative Yates be tabled; the motion prevails and the amendment offered by Representative Yates is tabled.

Representative Kemp offers an amendment.

Representative Whitley moves, seconded by Representative Patterson, that the amendment offered by Representative Kemp be tabled; the motion prevails and the amendment offered by Representative Kemp is tabled.

Representative Gaither offers an amendment.

Representative Lloyd moves, seconded by Representative Philpott, that the amendment offered by Representative Gaither be tabled; the motion prevails and the amendment offered by Representative Gaither is tabled.

Representative Byrum offers an amendment, which is adopted.

Representative Askew offers an amendment.

Representative McLaughlin moves, seconded by Representative Quinn, that the amendment offered by Representative Askew be tabled; the motion fails.

The question now recurs to the adoption of the amendment offered by Representative Askew.

The amendment offered by Representative Askew is adopted.

Representative Wallace offers an amendment.

Representative Turner moves, seconded by Representative Quinn, that the amendment offered by Representative Wallace be tabled; the motion prevails and the amendment offered by Representative Wallace is tabled.

Representative Newman offers an amendment.

Representative Leatherman moves, seconded by Representative Hill of Durham, that the amendment offered by Representative Newman be tabled; the motion prevails and the amendment offered by Representative Newman is tabled.

Representative Womble offers an amendment.

Representative Hill of Durham moves, seconded by Representative Hill of Catawba, that the amendment offered by Representative Womble be tabled; the motion prevails and the amendment offered by Representative Womble is tabled.

Representatives Ansell and Barwick offer an amendment.



Representative Bowman moves, seconded by Representative Hill of Catawba, that the amendment offered by Representatives Ansell and Barwick be tabled; the motion fails.

The question now recurs to the adoption of the amendment offered by Representatives Ansell and Barwick.

Representative Jones of Ashe calls for the "Ayes" and "Noes" on the adoption of the amendment; the call sustains.

The roll of the House is called and the amendment offered by Representatives Ansell and Barwick is adopted by the following vote:

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Bursleson, Bynum, Coates, Cohoon, Cover, Davis of Rutherford, Delamar, Dill, Doughton, Edmisten, Etheridge, Everett, Gaither, Gobble, Hardy, Hargett, Harriss of Rowan, Herbert, Hicks, Holcombe of Madison, Holcombe of Yancey, Holmes, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kerr, Kiser, Long, McLaughlin, Murphy of Halifax, Murphy of Pender, Newman, O'Neal, Regan, Rodenbough, Sermons, Snapp, Spruill, Stone, Taylor, Thomas, Venters, Wallace, Whitehurst, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates and Zollicoffer—66.

Those voting in the negative are: Representatives Bell, Black, Blue, Bowman, Braswell, Burrow, Byrd, Childers, Courtney, Crawford of Buncombe, Crawford of Swain, Dolley, Greenwood, Harris of Wake, Hawfield, Henley, High, Hill of Catawba, Hill of Durham, Horton, Hostetler, Humphrey, Hunter, Isaac, Jordan, Kennedy, Lackey, Leatherman, Lloyd, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Reid, Satterfield, Story, Strayhorn, Turner, Umstead, Uzzell, Valentine, Whitley, Wilson and Woodard of Wilson—47.

The following pair is announced: Were Representative Byrum present he would vote "Aye"; Representative Hunt votes "No".

Representative Williamson offers an amendment, which is adopted.

Representative Johnson offers an amendment.

The Chair rules that the amendment offered by Representative Johnson is out of order.

Representative Johnson is granted permission to withdraw his amendment.

The question now recurs to the passage of the bill on its third reading, as amended.

Representative Kiser calls for the "Ayes" and "Noes" on the passage of the bill on its third reading, as amended; the call sustains.

The roll of the House is called and the bill 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: Representatives Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Brock, Bryant, Burleson, Burrow, Bynum, Byrd, Childers, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Dill, Dolley, Greenwood, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Horton, Humphrey, Hunter, Isaac, Jones of Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Snepp, Stone, Story, Strayhorn, Turner, Umstead, Uzzell, Valentine, Whitehurst, Whitley, Whitmire, Wicker, Wilson, Woodard of Wilson and Zollicoffer—66.

Those voting in the negative are: Representatives Ansell, Arledge, Askew, Barwick, Britt of Robeson, Buchanan, Burgess, Coates, Cohoon, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Hardy, Hargett, Holcombe of Madison, Holcombe of Yancey, Holmes, Jackson, Johnson, Jones of Ashe, Kerr, Kiser, Long, Murphy of Pender, Newman, O'Neal, Regan, Sermons, Spruill, Taylor, Venters, Wallace, Womble, Woodard of Northampton, Wooten and Yarborough—39.

The following pairs are announced: Were Representative Byrum present he would vote "No"; Representative Hunt votes "Aye". Were Representative Drummond present he would vote "Aye"; Representative Williamson votes "No". Were Representative Hostetler present he would vote "Aye"; Representative Everett votes "No". Were Representative Davis of Lenoir present she would vote "Aye"; Representative Gobble votes "No". Were Representative Gregory present he would vote "Aye"; Representative Thomas votes "No". Were Representative Herbert present he would vote "No"; Representative Yates votes "Aye". Were Representative Watkins present he would vote "No"; Representative Satterfield votes "Aye".

#### STATEMENT BY MEMBER

Re: House Bill 121

On the second reading of this bill as amended I voted "No". At that time in the heat of debate and many amendments, I was under the impression the bill had been so weakened by amendments that its effectiveness had been lost.

After further consideration and consultation with my constituents I feel the bill as amended has merit and ought to be passed.

Therefore, taking advantage of the legislative requirement that a bill must be read three times before passage, I vote "Aye" on the third reading.

(Signed) Reid of Surry

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 109. An Act to rewrite General Statutes 114-11.1 so as to clarify the requirement as to statistical data furnished the Chief Justice by the Clerks of Superior Court.

H. B. 202. An Act to prevent the taking of deer on the Chowan River with the aid of boats.

H. B. 418. An Act authorizing the Town of Old Fort to sell at private sale certain land not needed for municipal purposes.

H. B. 421. An Act to amend Chapter 1109 of the Session Laws of 1957 relating to the issuance of warrants by Justices of the Peace so as to make the same inapplicable to Pitt County.

H. B. 430. An Act to amend Chapter 946 of the Session Laws of 1955, as amended, relating to a supplementary pension fund for policemen in the City of Gastonia.

On motion of Representative Kiser the House adjourns and will meet tomorrow at 12 o'clock noon.

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## SIXTY-SECOND DAY

HOUSE OF REPRESENTATIVES  
Thursday, April 16, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Representative Hunter is granted a leave of absence for today and tomorrow, April 16 and 17, 1959.

Representatives Philpott, Newman and McLaughlin are granted leaves of absence for today, April 16, 1959.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 486, a bill to be entitled an act repealing Section 2 of Chapter 275, Public-Local Laws of 1931, as rewritten, and Section 3 of Chapter 4, Public-Local Laws of 1935, so as to place the Constable of Asheville Township on a fee basis after the first Monday in December, 1960.

## 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 Representative Dill, for the Committee on Counties, Cities and Towns.

H. B. 455, a bill to be entitled an act to amend General Statutes 143-131 to provide more uniform standards in the awarding of public contracts by counties, cities, towns and other subdivisions of the State.

With a favorable report, as amended.

H. B. 456, a bill to be entitled an act to amend General Statutes 160-2(3) relating to municipal cemeteries.

With a favorable report.

H. B. 552, a bill to be entitled an act relating to the terms of office of the Mayor and Commissioners of the Town of Winterville in Pitt County.

With a favorable report.

H. B. 556, a bill to be entitled an act to amend Chapter 169 of the Session Laws of 1955 relating to rural fire districts in Wake County.

With a favorable report.

S. B. 184, a bill to be entitled an act authorizing the Town of Bessemer City to employ a City Manager.

With a favorable report.

By Representative Hargett, for the Committee on Education.

H. B. 562, a bill to be entitled an act authorizing the Board of Education of Caswell County to transfer certain surplus current expense school funds to the Special School Fund.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 494, a bill to be entitled an act to amend General Statutes 160-281.1 relating to validation of conveyances by cities, towns and school boards.

With a favorable report.

H. B. 504, a bill to be entitled an act to amend Chapter 14 of the General Statutes relating to the use of indecent or profane language in a public place.

With a favorable report.

H. B. 554, a bill to be entitled an act to provide for the allocation of delinquent taxes collected by Warren County.

With a favorable report.

S. B. 156, a bill to be entitled an act to repeal an act passed by the General Assembly of 1959, originally designated as "S. B. 36", and ratified on March 6, 1959, and to rewrite Subsection (2) of General Statutes 157-3, pertaining to the Housing Authorities Law as applicable in Cherokee, Clay, Graham, Macon and Swain Counties and cities and towns therein.

With a favorable report.

S. B. 185, a bill to be entitled an act to establish the North Carolina Confederate Centennial Commission.

With a favorable report.

By Representative Delamar, for the Committee on Military Affairs.

H. B. 377, a bill to be entitled an act to amend General Statutes 127-102 relating to the distribution of allowances made to organizations of the National Guard.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 547, a bill to be entitled an act to amend Chapter 220 of the Session Laws of 1953 relating to the Charter of the Town of Kill Devil Hills in Dare County.

With a favorable report.

H. B. 548, a bill to be entitled an act validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

With a favorable report.

H. B. 551, a bill to be entitled an act to amend Chapter 321, Private Laws of 1893, to re-define the corporate limits of the Town of Everetts in Martin County.

With a favorable report.

H. B. 559, a bill to be entitled an act to increase the number of Deputy Sheriffs in Wilkes County, to fix their salaries, and for other purposes.

With a favorable report.

H. B. 560, a bill to be entitled an act to authorize the Coroner of Granville County to appoint a Deputy Coroner.

With a favorable report.

H. B. 564, a bill to be entitled an act to repeal H. B. 102, ratified February 27, 1959, relating to the form of financial statements of the City of Charlotte.

With a favorable report.

H. B. 565, a bill to be entitled an act to fix the salaries and allowances to be paid to the Chairman and members of the Board of County Commissioners of Washington County and to be paid to the Chairman and members of the Board of Education of Washington 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 Representatives Childers, Jones of Ashe, Burrow, Byrd, Satterfield, Story and Burleson:

H. B. 566, a bill to be entitled an act to amend Chapter 117 of the General Statutes to permit membership corporations to elect directors on staggered terms and to pay them for meetings attendance; to require that such corporations' terms of membership be reasonable and that applicants for membership not be arbitrarily denied; and to provide for domestication of out-of-State telephone membership corporations.

Referred to Committee on Corporations.

By Representatives Zollicoffer and Woodard of Wilson:

H. B. 567, a bill to be entitled an act to amend General Statutes 20-116, Subsection "d", relating to the length of motor vehicles.

Referred to Committee on Roads and Highway Safety.

By Representative Harris of Wake:

H. B. 568, a bill to be entitled an act to convey the State's interest in a tract of land used by Saint Ambrose Episcopal Church for religious purposes.

Referred to Committee on Judiciary No. 1.

By Representatives Harris of Wake, Womble and Whitley:

H. B. 569, a bill to be entitled an act to authorize the employment of a plumbing inspector in Wake County.

Referred to Committee on Counties, Cities and Towns.

By Representative Blue:

H. B. 570, a bill to be entitled an act to amend Section 143-135 of the General Statutes relating to public building contracts to regulate the construction of school buildings in Moore County.

Referred to Committee on Education.

By Representative Whitley:

H. B. 571, a bill to be entitled an act to amend General Statutes 20-6 to limit the definition of chauffeur to those persons who operate franchised motor vehicles.

Referred to Committee on Roads and Highway Safety.

By Representatives Greenwood, Yates, Newman, Crawford of Buncombe, Lloyd, Jones of Ashe, Braswell, Hill of Durham, Hunter, Jordan and Byrd:

H. B. 572, a bill to be entitled an act amending Article 9 of Chapter 115 of the General Statutes authorizing the establishment of school capital outlay reserve funds.

Referred to Committee on Education.

By Representatives Davis of Rutherford, Woodard of Wilson and Hunt:

H. B. 573, a bill to be entitled an act to clarify the meaning of policies of fire and extended coverage insurance issued pursuant to General Statutes 58-177 and General Statutes 58-126.1 and providing that such policies, unless specifically endorsed, do not cover loss or damage caused nuclear reaction or nuclear radiation or radioactive contamination.

Referred to Committee on Insurance.

By Representatives Murphy, Everett and Sermons:

H. B. 574, a bill to be entitled an act to amend General Statutes 20-88 so as to make nursery trucks eligible for farmer's license plates.

Referred to Committee on Roads and Highway Safety.

By Representative Askew:

H. B. 575, a bill to be entitled an act to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Gates County.

Referred to Committee on Local Government.

By Representative Hawfield:

H. B. 576, a bill to be entitled an act to amend Chapter 641 of the Session Laws of 1949, relating to the Charter of the City of Monroe, to extend the corporate limits of said City and to extend the jurisdiction of the peace officers of said City.

Referred to Committee on Local Government.

By Representative Powell:

H. B. 577, a bill to be entitled an act to amend General Statutes 105-311 relative to the time for listing property for ad valorem taxation.

Referred to Committee on Local Government.

And,

H. B. 578, a bill to be entitled an act to amend General Statutes 47-94 relating to the validation of certain acknowledgments, proofs of execution, and registration of certain mortgages and deeds of trust.

Referred to Committee on Judiciary No. 1.

By Representative Black, Mr. Speaker Hewlett, Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer:

H. B. 579, a bill to be entitled an act to amend Chapter 122 of the General Statutes relating to the State Hospital at Butner.

On motion of Representative Black the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Everett, Phelps and Cohoon:

H. B. 580, a bill to be entitled an act to amend General Statutes 147-58 pertaining to duties and authority of the State Auditor.

Referred to Committee on Judiciary No. 1.

By Representatives Humphrey, Kemp, Strayhorn, Uzzell, Dill, Henley, High and Kennedy:

H. B. 581, a bill to be entitled an act appropriating funds to the State Board of Education for a program of education by television in the schools of the State.

Referred to Committee on Education.

By Representative Phelps:



H. B. 582, a bill to be entitled an act to authorize the Board of Commissioners of Washington County to fix the fees and commissions which may be charged by the Register of Deeds of Washington County for the performance of any service or duty of his office as required by law.

Referred to Committee on Local Government.

By Representatives Rodenbough, Cover, Davis of Lenoir, Buchanan and Byrd:

H. R. 538, a joint resolution congratulating the North Carolina State Mothers' Committee upon the selection of Mrs. David M. Hall, Senior, as North Carolina's Mother of the Year, and commending her to the American Mothers' Committee, Incorporated, for their nomination as American Mother of the Year.

On motion of Representative Rodenbough the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### 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. 192, a bill to be entitled an act to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

Referred to Committee on Judiciary No. 2.

S. R. 238, a joint resolution of respect to the memory of the Honorable William Kerr Scott, late a United States Senator for the State of North Carolina.

On motion of Representative Long the rules are suspended and the resolution is placed on its immediate passage.

Passes 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. 520, a bill to be entitled an act to amend Chapter 282, Private Laws of 1911, to re-define the corporate limits of the Town of Lake Waccamaw in Columbus County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 467, a bill to be entitled an act to provide for the reorganization of the Mecklenburg County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal Section 55 of Chapter 366, Public-Local Laws of 1939, as amended.

On motion of Representative Hargett the committee amendment is adopted; the amendment being material the adoption of same constitutes the first reading of the bill and the bill remains on the Calendar for its second roll call reading, as amended.

H. B. 523, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the Board of County Commissioners of Hoke County to levy taxes to pay the salaries and office expenses of certain county employees.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor,

Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 361, a bill to be entitled an act to amend General Statutes 152-5 in respect to coroner's fees in Richmond County.

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

H. B. 362, a bill to be entitled an act relating to the appointment and compensation of certain officials and employees of Richmond County.

On motion of Representative Bynum the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 435, a bill to be entitled an act to amend General Statutes 153-9, relating to fees of county officers in Montgomery County, and General Statutes 153-48.3 relating to salaries of county officers in Montgomery 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 appointing certain members of the Fairmont City Board of Education.

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

H. B. 438, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Henderson County.

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 provide for the election of the County Board of Education in Chowan County.

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

H. B. 441, a bill to be entitled an act designating successor trustees of the Edenton Academy created by Chapter 39, Public Laws of 1800, and amended by Chapter 4, Public Laws of 1844, and authorizing such trustees to execute a conveyance of certain school property bounded by Queen and Church Streets in the Town of Edenton to the Edenton City Board of Education.

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

H. B. 442, a bill to be entitled an act to amend Chapter 366 of the Public-Local and Private Laws of 1939, relating to elections in the City of Charlotte.

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 amending Chapter 642, Session Laws of 1957, relating to the salary of the Sheriff, the Register of Deeds, the Clerk of the Superior Court, and the Accountant of Macon County.

On motion of Representative Raby the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 482, a bill to be entitled an act providing for the election of members of the Moore County Board of Education and fixing their terms of office.

On motion of Representative Hargett the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 500, a bill to be entitled an act fixing the compensation of the Sheriff, the Clerk of Superior Court, the Tax Collector, the Register of Deeds, and the Accountant of Madison County and their deputies and assistants.

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

H. B. 519, a bill to be entitled an act to fix the compensation of jurors in Vance County.

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

H. B. 530, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the Clerk of money owed to an intestate in Burke County.

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

H. B. 531, a bill to be entitled an act amending General Statutes 2-26 relating to fees to be charged by the Clerk of Superior Court of Burke County.

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 286 of the Session Laws of 1953 relating to the compensation of the Sheriff and Deputy Sheriff of Polk County.

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

H. B. 534, a bill to be entitled an act to amend General Statutes 115-19 relating to the nomination and election of members of the Board of Education of Polk County.

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

S. B. 191, a bill to be entitled an act to amend the Charter of the Town of Garner so as to regulate the compensation to be received by the Mayor and the Board of Aldermen of the Town of Garner.

Passes its second and third readings and is ordered enrolled.

S. B. 216, a bill to be entitled an act to authorize political subdivisions of the State, acting jointly, to appropriate funds and issue bonds for developing water supply for domestic, municipal, industrial and other purposes.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 384, a bill to be entitled an act to amend Article 2 of Chapter 39 of the General Statutes relating to conveyances of real property by husband and wife.

On motion of Representative Zollicoffer consideration of the bill is postponed until Tuesday, April 21, 1959.

S. B. 145, a bill to be entitled an act amending General Statutes 15-153 so as to permit a bill of particulars in order to protect the defendant from a second prosecution.

On motion of Representative Valentine the bill is recommitted to the Committee on Judiciary No. 2.

H. B. 227, a bill to be entitled an act to amend Paragraph 15 of Section 108-3 of the General Statutes of North Carolina, relating to the licensing of boarding homes.

On motion of Representative Kiser the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 354, a bill to be entitled an act to amend General Statutes 89-5, 1958 Replacement Volume 2C, relating to the Secretary of the State Board of Registration for Professional Engineers and Land Surveyors and defining his duties, liabilities and expenditure of funds of the Board.

On motion of Representative Snapp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 397, a bill to be entitled an act to amend General Statutes 48-21 to allow discretionary waiver by a Court of Adoption to the entry of the interlocutory decree and probationary period when the child is by blood a great grandchild of Petitioner.

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

H. B. 443, a bill to be entitled an act to amend General Statutes 1-589 and General Statutes 8-59 so as to provide for the service of subpoenas and summonses for jurors by telegram or certified mail.

On motion of Representative Turner the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 235. A Joint Resolution expressing the sense of the General Assembly concerning the proposed closing of the Dismal Swamp Canal.

S. B. 130. An Act to authorize the Board of Commissioners of Columbus County to appoint a Deputy Recorder of the Columbus County Recorder's Court and to fix his salary.

S. B. 197. An Act to extend the time for making the quadrennial revaluation and reassessment of real property in Martin County.

H. B. 46. An Act to amend General Statutes 113-95 so as to provide for a special hunting license as to controlled shooting preserves.

H. B. 215. An Act providing that the boundaries of the City of Thomasville City Administrative School Unit shall be coterminous with the boundaries of the City of Thomasville.

H. B. 405. An Act providing for the extension of the corporate limits of the City of Raleigh, North Carolina.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 10:30 A.M.

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## SIXTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Friday, April 17, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Representative Venters is granted a leave of absence for today, Friday, April 17, 1959.

Representative Byrd is granted a leave of absence for today, Friday, April 17, 1959, due to illness in his family.

On motion of Representative Edmisten the courtesies of the floor are extended the Honorable Wade E. Brown, a former member of the House from Watauga County.

On motion of Representative Kiser, Sandra Newsome of Stokes County is made an honorary page of the House of Representatives.

On motion of Representative Hunter the boys and girls of the Seventh Grade of the Marion Junior High School in McDowell County are made honorary pages and pagettes, respectively, of the House of Representatives.

### STATEMENT BY MEMBER

The National Education Association with headquarters at Washington, D. C., has seen fit to call twelve educators with political acumen and experience from over this nation to Washington, D. C., to participate in a round-table discussion of this nation's educational problems. North Carolina is honored to have among this number Mrs. Grace Taylor Rodenbough, Supervisor of Schools of Stokes County and a valuable member of this Legislative Body.

RACHEL D. DAVIS

Representative from Lenoir County

On motion of Representative Valentine S. B. 107, entitled "a bill to be entitled an act to make certain sacred and/or moral communications confidential", is taken from the unfavorable Calendar and recommitted to the Committee on Judiciary No. 2.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 121, a bill to be entitled an act to establish minimum wages in North Carolina.

H. B. 227, a bill to be entitled an act to amend Paragraph 15 of Section 108-3 of the General Statutes of North Carolina relating to the licensing of boarding homes.

H. B. 354, a bill to be entitled an act to amend General Statutes 89-5, 1958 Replacement Volume 2C, relating to the Secretary of the State Board of Registration for Professional Engineers and Land Surveyors and defining his duties, liabilities, and expenditure of funds of the board.

H. B. 362, a bill to be entitled an act relating to the appointment and compensation of certain officials and employees of Richmond County.

H. B. 443, a bill to be entitled an act to amend General Statutes 1-589 and General Statutes 8-59 so as to provide for the service of subpoenas and summonses for jurors by telegram or certified mail.

H. B. 470, a bill to be entitled an act amending Chapter 642, Session Laws of 1957, relating to the salary of the Sheriff, the Register of Deeds, the Clerk of the Superior Court, and the Accountant of Macon County.

H. B. 482, a bill to be entitled an act providing for the election of members of the Moore County Board of Education and fixing their terms of office.

#### 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 Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 553, a bill to be entitled an act to amend General Statutes 7-393 relating to the jurisdiction of the County Criminal Court of Yadkin 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 Representatives Barwick, Ansell, and Burgess:

H. B. 584, a bill to be entitled an act to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles prearranged and conducted on a street or highway.

Referred to Committee on Roads and Highway Safety.

By Representative Britt of Bladen:

H. R. 585, a joint resolution honoring the memory of Honorable Clarence Stewart Clark, a former member of the House of Representatives from Bladen County.

On motion of Representative Britt of Bladen the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

**A JOINT RESOLUTION HONORING THE MEMORY OF HONORABLE CLARENCE STEWART CLARK, FORMER MEMBER OF THE HOUSE OF REPRESENTATIVES FROM BLADEN COUNTY.**

WHEREAS, Honorable Clarence Stewart Clark, member of the 1951 House of Representatives from Bladen County, died on the night of the 15th of April, 1959; and

WHEREAS, Clarence Stewart Clark was born on January 18, 1888, in Clarkton in Bladen County, the son of O. L. Clark, Sr., and Cora Withers Clark, and was married to Edna Reynard on December 30, 1911. He attended a local Military Academy, and graduated from Davidson College in 1910, where he distinguished himself as an outstanding academic, spiritual, and athletic leader on the campus; and

WHEREAS, Clarence Stewart Clark, took an active and leading part in the religious life of his community and state, having served as the youngest Ruling Elder ever elected in the Wilmington Presbytery, and having served as Superintendent of the Clarkton Presbyterian Sunday School, Clerk of the Session of the Clarkton Presbyterian Church, and as a teacher for 47 years of the Men's Bible Class; and

WHEREAS, he has distinguished himself in the field of Education by serving as Trustee of Flora McDonald College, Presbyterian Junior College, and Barium Springs Orphanage, and as a member of the Bladen County Board of Education; and

WHEREAS, he has distinguished himself as a merchant and business man for a period of 49 years during which he was engaged in the mercantile business in Clarkton, and by serving as a Director of the Waccamaw Bank and Trust Company; and

WHEREAS, he has distinguished himself as a public and civic servant by serving with distinction as a Member of the House of Representatives,

representing Bladen County during the Session of 1951; by serving as Chairman of his local Draft Board, and by serving as a member of the Board of Public Welfare and Board of Education of Bladen County; and

WHEREAS, in the death of this distinguished citizen of North Carolina, the State and his County have been deprived of a useful and valued citizen, and the Members of the General Assembly of this State wish to express their heartfelt sympathy to his family, and to express their sorrow at his passing;

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES AND SENATE CONCURRING:

Section 1. That in the death of Clarence Stewart Clark, the State of North Carolina has lost a distinguished and devoted public servant and the General Assembly of North Carolina pauses and gives honor to his achievements, he being a former member of this Body, and pays high tribute to a man who lived a useful life devoted to his family, his church, his county, and his State.

Sec. 2. That a copy of this Resolution duly certified by the Secretary of State shall be placed upon the Minutes of the House of Representatives showing the honor and respect paid to Clarence Stewart Clark and a copy of the same shall be sent to Mrs. Clarence Stewart Clark and family, and to The Bladen Journal, Elizabethtown, North Carolina.

Sec. 3. That this resolution shall be in full force and effect from and after its adoption.

By Representative Yarborough:

H. B. 586, a bill to be entitled an act relating to collection of wine and beer license taxes in Franklin County.

Referred to Committee on Judiciary No. 1.

By Representatives Stone, Gobble, Drummond, Crawford of Buncombe, Leatherman, Holmes, Patterson, Bowman, Burgess, Greenwood, Davis of Lenoir, Lackey, Gaither, Johnson, Story, Askew, Woodard of Wilson, Hawfield and Burrow:

H. B. 587, a bill to be entitled an act to amend General Statutes 108-9 to prohibit the payment of welfare or public assistance funds for the care of occupants of nursing homes or homes for the aged or infirm owned or operated by members of Public Welfare and other board or their relatives.

Referred to Committee on Public Welfare.

By Representatives Humphrey, Turner, Hunt, and Kemp:

H. B. 588, a bill to be entitled an act relating to the appointment of an Assistant Solicitor or Assistant Solicitors in the Superior Court of Guilford County by the Board of County Commissioners of Guilford County.

On motion of Representative Humphrey the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Harris of Wake:

H. B. 589, a bill to be entitled an act to amend General Statutes 7-54 relating to Special Judges of Superior Court.

Referred to Committee on Courts and Judicial Districts.

By Representatives Hill of Durham, Umstead, Harris of Wake, Whitley, Womble, and Strayhorn:

H. B. 590, a bill to be entitled an act creating the Research Triangle Regional Planning Commission.

Referred to Committee on Counties, Cities, and Towns.

#### MESSAGE FROM THE SENATE

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

S. B. 61, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats and subdivisions and land surveys and recording of same.

Referred to Committee on Judiciary No. 1.

S. B. 62, a bill to be entitled an act to repeal Article 6 of Chapter 81 of the General Statutes relating to the testing of surveyors' instruments and preservation of meridian monuments.

Referred to Committee on Judiciary No. 1.

#### CALENDAR

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

H. B. 523, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the Board of County Commissioners of Hoke County to levy taxes to pay the salaries and office expenses of certain county employees.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representative Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrum, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten,

Etheridge, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Johnson, Jones of Ashe, Jordan, Lloyd, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—86.

Those voting in the negative are: None.

H. B. 467, a bill to be entitled an act to provide for the reorganization of the Mecklenburg County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal Section 55 of Chapter 366, Public-Local Laws of 1939, as amended

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

Those voting in the affirmative are: Representative Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Bursleson, Burrow, Bynum, Byrum, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Johnson, Jones of Ashe, Jordan, Lloyd, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—86.

Those voting in the negative are: None.

H. B. 551, a bill to be entitled an act to amend Chapter 321, Private Laws of 1893, to re-define the corporate limits of the Town of Everetts in Martin County.

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

Those voting in the affirmative are: Representative Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Bursleson, Burrow, Bynum, Byrum, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Johnson, Jones of Ashe, Jordan, Lloyd, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell,

Quinn, Raby, Regan, Reid, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—86.

Those voting in the negative are: None.

H. B. 547, a bill to be entitled an act to amend Chapter 220 of the Session Laws of 1953 relating to the Charter of the Town of Kill Devil Hills in Dare County.

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

H. B. 552, a bill to be entitled an act relating to the terms of office of the Mayor and Commissioners of the Town of Winterville in Pitt County.

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

H. B. 554, a bill to be entitled an act to provide for the allocation of delinquent taxes collected by Warren County.

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

H. B. 556, a bill to be entitled an act to amend Chapter 169 of the Session Laws of 1955 relating to rural fire districts in Wake County.

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

H. B. 559, a bill to be entitled an act to increase the number of deputy sheriffs in Wilkes County, to fix their salaries, and for other purposes.

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

On motion of Representative Story the vote by which the bill passed its third reading is reconsidered.

On motion of Representative Story the vote by which the bill passed its second reading is reconsidered.

On motion of Representative Story the bill is recommitted to the Committee on Local Government.

H. B. 560, a bill to be entitled an act to authorize the Coroner of Granville County to appoint a Deputy Coroner.

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

H. B. 562, a bill to be entitled an act authorizing the Board of Education of Caswell County to transfer certain surplus Current Expense School Funds to the Special School Fund.

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

H. B. 564, a bill to be entitled an act to repeal H. B. 102, ratified February 27, 1959, relating to the form of financial statements of the City of Charlotte.

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

H. B. 565, a bill to be entitled an act to fix the salaries and allowances to be paid to the Chairman and members of the Board of County Commissioners of Washington County and to be paid to the Chairman and members of the Board of Education of Washington 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 authorizing the Towns of Bessemer City to employ a City Manager.

Passes its second and third readings and is ordered enrolled.

H. B. 456, a bill to be entitled an act to amend General Statutes 160-2(3) relating to municipal cemeteries.

On motion of Representative Valentine consideration of the bill is postponed until April 21, 1959.

H. B. 377, a bill to be entitled an act to amend General Statutes 127-102 relating to the distribution of allowances made to organizations of the National Guard.

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 General Statutes 62-71 so as to require the payment of interest on amounts ordered refunded where utilities have put rates in effect under bond.

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

H. B. 455, a bill to be entitled an act to amend General Statutes 143-131 to provide more uniform standards in the awarding of public contracts by counties, cities, towns, and other subdivisions of the state.

On motion of Representative Valentine the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 463, a bill to be entitled an act to re-enact Article 22 of Chapter 143 of the General Statutes relating to the creation, authority, and powers of the North Carolina State Ports Authority.

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 amending General Statutes 115-74 so as to provide that when district lines are changed as between and among districts that have voted the same rate of supplemental tax, the same shall not have the effect of abolishing such tax.

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

H. B. 479, a bill to be entitled an act amending Article 8, Chapter 143, of the General Statutes relating to public building contracts.

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

H. B. 493, a bill to be entitled an act to amend General Statutes 51-18.1 relating to the correction of errors appearing in the returns or certificates of the officiating officers in recording marriage licenses.

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

H. B. 494, a bill to be entitled an act to amend General Statutes 160-281.1 relating to validation of conveyances by cities, towns, and school boards.

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

H. B. 504, a bill to be entitled an act to amend Chapter 14 of the General Statutes relating to the use of indecent or profane language in a public place.

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

H. B. 517, a bill to be entitled an act to authorize the Governor, with the approval of the Council of State, to convey certain land to Wilson County.

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 validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

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 to amend Chapter 126 of the General Statutes, entitled "Merit System Council", to extend its application to the State Civil Defense Agency.

Representative Harriss of Rowan offers an amendment which is adopted.

The bill fails to pass its second reading.

Representative Kerr moves that the vote by which the bill fails to pass its second reading be reconsidered and that this motion lie on the table; the motion prevails.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 524. A Joint Resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late J. Melville Broughton.

H. R. 537. A Joint Resolution requesting members of the General Assembly to attend the fund raising dinner sponsored by the Young Democratic Clubs of North Carolina.

S. R. 238. A Joint Resolution of respect to the memory of the Honorable William Kerr Scott, late a United States Senator for the State of North Carolina.

S. B. 191. An Act to amend the Charter of the Town of Garner so as to regulate the compensation to be received by the Mayor and the Board of Aldermen of the Town of Garner.

S. B. 216. An Act to authorize political subdivisions of the state, acting jointly, to appropriate funds and issue bonds for developing water supply for domestic, municipal, industrial, and other purposes.

H. B. 189. An Act to enable flue-cured tobacco farmers in North Carolina to impose upon themselves by their referendum vote an assessment to provide funds to promote through organized effort the sale and use of flue-cured tobacco in export and domestic markets.

H. B. 303. An Act to amend Chapter 674 of the Session Laws of 1955 relating to the sale of explosive caps designed to be fired in toy cap pistols.

H. B. 349. An Act to amend General Statutes 106-567 relating to the refund of assessments collected from farmers for the purpose of promoting the use and sale of agricultural products.

H. B. 487. An Act to amend General Statutes 47-17.1 relating to the filing of papers by the Clerks of the Superior Courts of certain counties to include Orange County.

On motion of Representative Buchanan the House adjourns in honor of the memory of the late Clarence Stewart Clark of Bladen County, a former member of the House, and will meet tomorrow at 10 o'clock A. M.



**SIXTY-FOURTH DAY**

HOUSE OF REPRESENTATIVES

Saturday, April 18, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, appointed Speaker Pro Tempore by Mr. Speaker Hewlett.

The House is led by Mrs. Cooper in repeating the Lord's Prayer.

Representative Womble, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection stands approved as written.

On motion of Representative Raby the House adjourns and will meet Monday night at 8:00 o'clock.

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**SIXTY-FIFTH DAY**

HOUSE OF REPRESENTATIVES

Monday Night, April 20, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Stone, Russell Gray Childers and Barbara Ann Smith of Forsyth County are made honorary page and pagette, respectively, of the House of Representatives.

On motion of Representative Womble, Charles Eric Skinner and Paul Stephen Perry of Wake County are made honorary pages of the House of Representatives.

**ENGROSSED BILLS**

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 455, a bill to be entitled an act to amend General Statutes 143-131 to provide more uniform standards in the awarding of public contracts by Counties, Cities, Towns and other subdivisions of the State.

## 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 Representative Blue, for the Committee on Finance.

H. B. 310, a bill to be entitled an act relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work.

With a favorable report, as amended.

H. B. 439, a bill to be entitled an act to exempt certain dealers in blank cartridge pistols and blank cartridges from privilege license taxes.

With a favorable report, as amended.

H. B. 533, a bill to be entitled an act to amend General Statutes 160-66 relating to tax levies for libraries in Polk 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 Representative Venters:

H. R. 591, a joint resolution commending the members of the Commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Public Welfare, and providing for the continuance of this Commission during the next biennium.

Referred to Committee on Health.

By Representative McLaughlin:

H. B. 592, a bill to be entitled an act to authorize the Town of Mooresville to sell certain real estate at private sale.

Referred to Committee on Counties, Cities, and Towns.

By Representatives McLaughlin and Bryant:

H. B. 593, a bill to be entitled an act to amend Section 23 of Article IV of the Constitution of North Carolina relating to the election of District Superior Court Solicitors.

Referred to Committee on Constitutional Amendments.

By Representative Venters:

H. B. 594, a bill to be entitled an act relating to the use of ionizing radiation, radiation machines, and radioactive materials, and atomic energy.

Referred to Committee on Health.

By Representative Yarborough:

H. B. 595, a bill to be entitled an act to authorize the use of special equipment on privately owned vehicles operated by the Chief and one Assistant Chief of Emergency Rescue Squads and First-Aid Teams.

Referred to Committee on Judiciary No. 1.

By Representative Rodenbough:

H. B. 596, a bill to be entitled an act to amend General Statutes 135-5, relating to the Teachers' and State Employees' Retirement System, so as to make more definite the procedure for retirement.

Referred to Committee on Teachers' and State Employees' Retirement.

And,

H. B. 597, a bill to be entitled an act to amend Article 3 of Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

Referred to Committee on Teachers' and State Employees' Retirement.

And,

H. B. 598, a bill to be entitled an act to amend General Statutes 135-14, relating to pensions of certain teachers and State employees.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representative Turner:

H. B. 599, a bill to be entitled an act to amend Chapter 1 of the General Statutes relating to the dismissal of appeals to the Supreme Court.

Referred to Committee on Judiciary No. 1.

And,

H. B. 600, a bill to be entitled an act to amend General Statutes 55-132 so as to strike out the provision prohibiting a foreign corporation from qualifying as trustee under the will of any person domiciled in this State at the time of his death.

Referred to Committee on Judiciary No. 1.

By Representatives Delamar, Venters, Bell, Stone and Johnson:

H. B. 601, a bill to be entitled an act to amend Chapter 130 of the General Statutes relating to records of birth of abandoned children.

Referred to Committee on Health.

By Representative Arledge:

H. B. 602, a bill to be entitled an act amending General Statutes 115-70 so as to authorize the Polk County Board of Education to appoint a separate

committee of five for the new consolidated high school district recently created in the Polk County Administrative Unit.

Referred to 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. 63, a bill to be entitled an act to amend General Statutes 39-32.1 relating to control corners in real estate developments.

Referred to Committee on Judiciary No. 1.

S. B. 64, a bill to be entitled an act to amend Chapter 89 of the General Statutes relating to the registration and practice of land surveyors.

Referred to Committee on Judiciary No. 1.

S. B. 65, a bill to be entitled an act to amend Chapter 154 of the General Statutes relating to county surveyors.

Referred to Committee on Judiciary No. 1.

S. B. 164, a bill to be entitled an act to amend Chapter 66 of the General Statutes of North Carolina relating to the registration of purchases of used automobile parts and accessories.

Referred to Committee on Judiciary No. 2.

S. B. 222, a bill to be entitled an act to regulate the construction of public and private swimming pools in the Town of Lumberton in Robeson County.

Referred to Committee on Counties, Cities, and Towns.

S. B. 237, a bill to be entitled an act amending the Charter of the Town of Spruce Pine so as to divide the Town into four wards, providing that one member of the Board of Commissioners of said Town shall be a resident of each of said wards, and providing that the Mayor shall be elected from the Town at large.

Referred to Committee on Counties, Cities, and Towns.

H. B. 428, a bill to be entitled an act relating to meetings of the Dare County Board of Education.

Returned for concurrence in the Senate amendment.

On motion of Representative Etheridge 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. 467, a bill to be entitled an act to provide for the reorganization of the Mecklenburg County Board of Education, the nomination and election

of its members, to define in part their powers and authority and to repeal Section 55 of Chapter 366, Public-Local Laws of 1939, as amended.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Humphrey, Hunt, Hunter, Isaac, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—100.

Those voting in the negative are: None.

H. B. 551, a bill to be entitled an act to amend Chapter 321, Private Laws of 1893, to re-define the corporate limits of the Town of Everetts in Martin County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Humphrey, Hunt, Hunter, Isaac, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—100.

Those voting in the negative are: None.

H. B. 553, a bill to be entitled an act to amend General Statutes 7-393 relating to the jurisdiction of the County Criminal Court of Yadkin County.

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 to repeal an act passed by the General Assembly of 1959, originally designated as "S. B. 36", and ratified on March 6, 1959, and to rewrite subsection (2) of General Statutes 157-3, pertaining to the Housing Authorities Law as applicable in Cherokee, Clay, Graham, Macon and Swain counties and cities and towns therein.

Passes its second and third readings and is ordered enrolled.

House Committee substitute for S. B. 38, a bill to be entitled an act to provide for the continuity of local government in emergency.

Passes its second and third readings and is ordered sent to the Senate for concurrence in House substitute bill.

S. B. 88, a bill to be entitled an act to amend Chapter 166 of the General Statutes relating to civil defense.

On motion of Representative Bowman consideration of the bill is postponed until Tuesday, April 21, 1959.

S. B. 90, a bill to be entitled an act to amend Section 108-12 of the General Statutes of North Carolina relating to the compensation of members of County Welfare Boards.

Passes its second and third readings and is ordered enrolled.

S. B. 160, a bill to be entitled an act to amend the first paragraph of General Statutes 1-42 so as to provide an additional method of proving title.

On motion of Representative Valentine the Committee amendment is adopted.

Representative Valentine offers an amendment which is adopted.

Representative High offers an amendment which fails of adoption.

Representative Crawford of Buncombe offers an amendment which is adopted.

Representative Barwick moves that the bill be recommitted to the Committee on Judiciary No. 1, the motion fails.

The bill passes its second reading, as amended.

Representative Snapp objects to the third reading, as amended, of the bill and the bill remains on the Calendar.

S. B. 174, a bill to be entitled an act to amend General Statutes 51-6 relating to the solemnization of marriages.

On motion of Representative Turner the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 175, a bill to be entitled an act to authorize the reconveyance of a tract of State-owned property at Holden's Beach in Brunswick County.

Passes its second and third readings and is ordered enrolled.

S. B. 185, a bill to be entitled an act to establish the North Carolina Confederate Centennial Commission.

Passes its second and third readings and is ordered enrolled.

S. B. 198, a bill to be entitled an act amending General Statutes 115-126 so as to empower county and city boards of education to dedicate portions of lands owned by such boards as rights-of-way for public streets, roads or sidewalks.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Buchanan the House adjourns and will meet tomorrow at 12 o'clock noon.

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## SIXTY-SIXTH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, April 21, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Stone, Floyd Trivett of Forsyth County is made an honorary page of the House of Representatives.

On motion of Representative Hill of Catawba the following boys and girls of Catawba County are made honorary pages and pagettes, respectively, of the House: Solomon Glenn Zenden, Robert Zenden, Jake Lee Parks, John Peary Meacham, Daniel Weedon Meacham, David Hudson Meacham, Jr., James L. Houston, III, William Luther Couble, III, Kenneth Woodrow Hill, Ronald Holbrook Hill, Lizabeth Zenden, Janie Lynn Parks, Teresa Lea Johnson, Leslie Houston, Victoria Davis Couble, Sara Blum Hill and Nancy Dennis Hill.

Representative Newman is granted a leave of absence for today, April 21, 1959.

On motion of Representative Hill of Catawba, John William Peace, III, and Stewart Peace of Guilford County are made honorary pages of the House of Representatives.

On motion of Representative Bryant the boys and girls of the Eighth Grade of the East Bend School in Yadkin County are made honorary pages and pagettes of the House of Representatives.

#### 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 Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 454, a bill to be entitled an act to permit counties, cities, towns and other subdivisions of the State to buy directly from state contract suppliers at state contract prices.

With an unfavorable report.

H. B. 569, a bill to be entitled an act to authorize the employment of a plumbing inspector in Wake County.

With a favorable report.

S. B. 222, a bill to be entitled an act to regulate the construction of public and private swimming pools in the Town of Lumberton in Robeson County.

With a favorable report.

H. B. 555, a bill to be entitled an act to amend Chapter 2, Private Laws of 1925, to re-define the corporate limits of the Town of Forest City in Rutherford County.

With a favorable report, as amended.

On motion of Representative Dill the bill is placed on today's Calendar for consideration.

By Representative Wallace, for the Committee on Employment Security.

S. B. 71, a bill to be entitled an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefit; to include as a part of the Unemployment Trust Fund of this State certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said Chapter.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 538, a bill to be entitled an act to amend Chapter 255, Private Laws of 1927, to provide for the extension of the corporate limits of the Town of Newport in Carteret County

With a favorable report.



H. B. 539, a bill to be entitled an act to amend General Statutes 160-452 relating to the eligibility of voters in referendum for extension of corporate limits of the Town of Atlantic Beach in Carteret County.

With a favorable report.

H. B. 540, a bill to be entitled an act to authorize the Board of County Commissioners of Carteret County to fix fees charged by county officials and to fix the number of salaried county employees and the compensation of county officials and employees.

With a favorable report.

H. B. 559, a bill to be entitled an act to increase the number of Deputy Sheriffs in Wilkes County, to fix their salaries, and for other purposes.

With a favorable report, as amended.

H. B. 575, a bill to be entitled an act to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Gates County.

With a favorable report.

H. B. 576, a bill to be entitled an act to amend Chapter 641 of the Session Laws of 1949, relating to the Charter of the City of Monroe, to extend the corporate limits of said City and to extend the jurisdiction of the peace officers of said City.

With a favorable report.

H. B. 577, a bill to be entitled an act to amend General Statutes 105-311 relative to the time for listing property for ad valorem taxation.

With a favorable report, as amended.

H. B. 582, a bill to be entitled an act to authorize the Board of Commissioners of Washington County to fix the fees and commissions which may be charged by the Register of Deeds of Washington County for the performance of any service or duty of his office as required by law.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

S. B. 60, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy a tax upon the property of Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated," a non-profit, charitable organization.

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 Representatives Davis of Rutherford, Whitehurst, Hardy, Delamar, Kemp, Stone, Bell, Hunter, Lloyd, Yates, Spruill, Murphy, Hunt, Gregory, Drummond, Leatherman, Harris of Wake, Uzzell, Womble, Dill, Greenwood, Sermons, Davis of Lenoir, Venters, Wooten, Cover, Quinn, Everett, Phelps, Cohoon, Henley, Zollicoffer, Humphrey, Courtney, Barwick, Coates, High, Lackey, Jones of Pitt, Gobble, Burrow, Johnson, Satterfield, Bowman, Jackson, Rodenbough, O'Neill, Long, and Braswell:

H. B. 603, a bill to be entitled an act to make appropriations so as to provide Social Security coverage for State law enforcement officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund.

Referred to Committee on Appropriations.

By Representatives Braswell, High and Venters:

H. B. 604, a bill to be entitled an act to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel.

Referred to Committee on Judiciary No. 2.

By Representative Braswell:

H. B. 605, a bill to be entitled an act to amend General Statutes 28-47 relating to the notice of personal representatives to creditors.

Referred to Committee on Judiciary No. 2.

And,

H. B. 606, a bill to be entitled an act to amend General Statutes 6-52 relating to the witness fees of salaried law enforcement officers in the criminal courts of Wayne County.

Referred to Committee on Judiciary No. 2.

By Representative Horton:

H. B. 607, a bill to be entitled an act relating to the terms of the Superior Court of Chatham County.

Referred to Committee on Courts and Judicial Districts.

By Representative Davis of Lenoir:

H. B. 608, a bill to be entitled an act to amend General Statutes 153-9 relating to fire protection in Lenoir County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Venters:

H. B. 609, a bill to be entitled an act to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Onslow County.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representatives Lloyd, Cover, Crawford of Swain, Raby and Herbert:

H. B. 610, a bill to be entitled an act repealing Chapter 210, Session Laws of 1951, as modified by Chapter 598, Session Laws of 1955 and amending Chapter 826, Session Laws of 1957, relating to the rotation of the position of Democratic candidates for the office of State Senator among the counties of Cherokee, Clay, Graham, Macon and Swain, which constitute the Thirty-Third Senatorial District.

Referred to Committee on Elections and Election Laws.

By Representative Lloyd:

H. B. 611, a bill to be entitled an act authorizing the Board of County Commissioners of Graham County to transfer the sum of three thousand dollars from the Debt Service Fund to the General Fund of the County.

Referred to Committee on Local Government.

By Representatives Kennedy, Belk, Hicks and Snapp:

H. B. 612, a bill to be entitled an act to authorize the Charlotte and Mecklenburg School Boards to cooperate with other agencies in providing recreational facilities in Charlotte and Mecklenburg County.

Referred to Committee on Local Government.

And,

H. B. 613, a bill to be entitled an act to create the Charlotte-Mecklenburg Recreation Commission.

Referred to Committee on Local Government.

By Representative Wilson:

H. B. 614, a bill to be entitled an act to amend Chapter 115 of the General Statutes so as to provide for sick leave for public school teachers.

Referred to Committee on Appropriations.

By Representative Bowman, by request:

H. B. 615, a bill to be entitled an act providing that any supplemental tax voted by the Southport School District may be used to supplement any item in the Current Expense Budget or in the Capital Outlay Budget.

Referred to Committee on Local Government.

By Representative Bowman:

H. B. 616, a bill to be entitled an act to amend General Statutes 97-94 relating to the refusal or neglect of employer to secure payment of compensation under the Workmen's Compensation Act.

Referred to Committee on Judiciary No. 1.

And,

H. B. 617, a bill to be entitled an act to amend General Statutes 97-47 of the Workmen's Compensation Act relating to the modification of com-

pensation by the Industrial Commission due to change in condition of employee.

Referred to Committee on Judiciary No. 1.

And,

H. B. 618, a bill to be entitled an act to amend General Statutes 97-31 of the Workmen's Compensation Act relating to bodily disfigurement and loss of use or injury to parts of the body and rate of compensation to be awarded therefor.

Referred to Committee on Judiciary No. 1.

And,

H. B. 619, a bill to be entitled an act to amend General Statutes 97-53 relating to occupational diseases under the Workmen's Compensation Act.

Referred to Committee on Judiciary No. 1.

By Representative Murphrey:

H. B. 620, a bill to be entitled an act to provide for the allocation of delinquent taxes collected by Halifax County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Edmisten:

H. B. 621, a bill to be entitled an act to amend Chapter 238 of the Session Laws of 1959, the same being H. B. No. 360, ratified April 7, 1959, entitled "A bill to be entitled an act rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the state-wide primary laws".

Referred to Committee on Elections and Election Laws.

By Representative Etheridge:

H. B. 622, a bill to be entitled an act to amend Chapter 192 of the Session Laws of 1947, relating to the operation of motor vehicles in certain beach areas in Dare County.

Referred to Committee on Roads and Highway Safety.

By Representative Hostetler:

H. B. 623, a bill to be entitled an act to amend General Statutes 58-63 relating to the schedule of fees charged by the Commissioner of Insurance.

Referred to 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:

H. B. 521, a bill to be entitled an act relating to the issuance of warrants and receipts of Justices of the Peace in Columbus County.

Returned for concurrence in Senate amendment.

On motion of Representative Williamson the bill is placed on the Calendar for April 22, 1959.

H. B. 579, a bill to be entitled an act to amend Chapter 122 of the General Statutes relating to the State Hospital at Butner.

Returned for concurrence in Senate amendment.

On motion of Representative Yarborough 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. 555, a bill to be entitled an act to amend Chapter 2, Private Laws of 1925, to re-define the corporate limits of the Town of Forest City in Rutherford County.

Representative Dill offers an amendment which is adopted.

On motion of Representative Dill the committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kenney, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 533, a bill to be entitled an act to amend General Statutes 160-66 relating to tax levies for libraries in Polk County.

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

H. B. 310, a bill to be entitled an act relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work.

On motion of Representative Regan the committee amendment is adopted.

The amendment being material the adoption of same constitutes the first reading of the bill and the bill remains on the Calendar for its second reading, as amended, roll call.

H. B. 456, a bill to be entitled an act to amend General Statutes 160-2(3) relating to municipal cemeteries.

On motion of Representative Valentine consideration of the bill is postponed until Wednesday, April 22, 1959.

H. B. 384, a bill to be entitled an act to amend Article 2 of Chapter 39 of the General Statutes relating to conveyances of real property by husband and wife.

Representative Yarborough offers an amendment which is adopted.

The bill passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 439, a bill to be entitled an act to exempt certain dealers in blank cartridge pistols and blank cartridges from privilege license tax.

On motion of Representative Blue the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 88, a bill to be entitled an act to amend Chapter 166 of the General Statutes relating to civil defense.

On motion of Representative Bowman the committee amendment is adopted.

Representative Snapp offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 160, a bill to be entitled an act to amend the first paragraph of General Statutes 1-42 so as to provide an additional method of proving title.

The bill passes its third reading, as amended, and is ordered sent to the Senate for concurrence in House amendment.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 583. A Joint Resolution congratulating the North Carolina State Mothers' Committee upon the selection of Mrs. David M. Hall, Senior, as North Carolina's Mother of the Year, and commending her to the American Mothers' Committee, Incorporated, for their nomination as American Mother for the year.

H. R. 585. A Joint Resolution honoring the memory of Honorable Clarence Stewart Clark, former member of the House of Representatives from Bladen County.

S. B. 184. An Act authorizing the Town of Bessemer City to employ a City Manager.

H. B. 396. An Act to provide, in the event of enemy attack upon the State of North Carolina, for the continuity of the orderly functions of the Governments of local political subdivisions of the State; by providing for emergency interim succession to executive offices and by authorizing political subdivisions to enact resolutions and ordinances relating to succession for all officials having emergency government functions.

H. B. 457. An Act amending Chapter 11, Session Laws of 1953, relating to the powers and duties of County Boards of Alcoholic Control so as to include Cumberland County within the provisions of said Act.

H. B. 459. An Act to validate the administration of oaths of office to certain members of the governing body of the Town of Huntersville in Mecklenburg County.

H. B. 483. An Act to authorize the Town of Farmville to warrant title to certain lands at public sale.

H. B. 548. An Act validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

H. B. 588. An Act relating to the appointment of an assistant solicitor or assistant solicitors in the Superior Court of Guilford County by the Board of County Commissioners of Guilford County.

S. B. 90. An Act to amend Section 108-12 of the General Statutes of North Carolina relating to the compensation of members of County Welfare Boards.

S. B. 156. An Act to repeal an act passed by the General Assembly of 1959, originally designated as "S. B. 36", and ratified on March 6, 1959, and to rewrite Subsection (2) of General Statutes 157-3, pertaining to the Housing Authorities Law as applicable in Cherokee, Clay, Graham, Macon and Swain Counties and Cities and Towns therein.

S. B. 175. An Act to authorize the reconveyance of a tract of State-owned property at Holden's Beach in Brunswick County.

S. B. 185. An Act to establish the North Carolina Confederate Centennial Commission.

S. B. 198. An Act amending General Statutes 115-126 so as to empower county and city boards of education to dedicate portions of lands owned by such boards as rights-of-way for public streets, roads or sidewalks.

H. B. 274. An Act to change the fee of the Sheriff of Surry County for collections on executions.

H. B. 322. An Act to amend Article 16 of Chapter 116 of the General Statutes entitled "State Board of Higher Education".

H. B. 370. An Act to amend General Statutes 153-9 (40) and General Statutes 160-22 so as to authorize city, county, and joint planning boards to contract with the State as well as with the Federal Government for technical planning assistance.

H. B. 385. An Act to amend the Charter of the City of Rocky Mount relative to the issuance of warrants in the City Recorder's Court.

H. B. 386. An Act to amend the Charter of the City of Rocky Mount relative to the date for holding municipal elections.

H. B. 428. An Act relating to meetings of the Dare County Board of Education.

H. B. 431. An Act amending the Charter of the Town of Grifton so as to fix the beginning dates of the terms of office of the Mayor and Commissioners.

H. B. 472. An Act amending Section 5, Chapter 899, Session Laws of 1949, relating to professional bondsmen in Durham County.

H. B. 490. An Act authorizing the Sheriff of Hyde County to appoint one fulltime Deputy for Ocracoke Township.

H. B. 505. An Act to amend General Statutes 105-345, as amended by Chapter 822 of the Session Laws of 1951 relating to the discount allowable for prepayment of taxes in Union County.

H. B. 515. An Act to amend Article 17A of Chapter 7 of the General Statutes, relating to warrants and receipts of Justices of the Peace, so as to make the same applicable to Anson County.

H. B. 516. An Act to authorize the Board of County Commissioners of Anson County to fix certain fees and commissions.

On motion of Representative Harriss of Rowan the House adjourns and will meet tomorrow at 12:00 o'clock noon.

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## SIXTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, April 22, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.



Representatives Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hill of Catawba, Norman Eugene Bartholomew, Jr. of Wake County is made an honorary page of the House of Representatives.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 384, a bill to be entitled an act to amend Article 2 of Chapter 39 of the General Statutes relating to conveyances of real property by husband and wife.

H. B. 439, a bill to be entitled an act to exempt certain dealers in blank cartridge pistols and blank cartridges from privilege license taxes.

H. B. 467, a bill to be entitled an act to provide for the reorganization of the Mecklenburg County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal Section 55 of Chapter 366, Public-Local Laws of 1939, as amended.

#### 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 Representative Womble, for the Committee on Roads and Highway Safety.

H. B. 260, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the State Highway Commission.

With a favorable report, as amended.

H. B. 567, a bill to be entitled an act to amend General Statutes 20-116, Subsection (d), relating to the length of motor vehicles.

With a favorable report.

By Representative Hargett, for the Committee on Education.

H. B. 425, a bill to be entitled an act amending Chapter 115 of the General Statutes so as to authorize local boards of education to operate the public schools for four quarters each calendar year.

Reported without prejudice.

On motion of Representative Hargett the bill is recommitted to Committee on Appropriations.

H. B. 570, a bill to be entitled an act to amend Section 143-135 of the General Statutes relating to public building contracts to regulate the construction of school buildings in Moore County.

With a favorable report.

H. B. 572, a bill to be entitled an act amending Article 9 of Chapter 115 of the General Statutes authorizing the establishment of school capital outlay reserve funds.

With a favorable report.

H. B. 602, a bill to be entitled an act amending General Statutes 115-70 so as to authorize the Polk County Board of Education to appoint a separate committee of five for the new consolidated high school district recently created in the Polk County Administrative Unit.

With a favorable report.

S. B. 202, a bill to be entitled an act appointing members of the Columbus County Board of Education and fixing their terms of office.

With a favorable report, as amended.

By Representative Holcombe of Yancey, for the Committee on Elections and Election Laws.

H. B. 75, a bill to be entitled an act to amend General Statutes 163-117, 163-119, and 163-140 relating to primary elections so as to change the time of the primary election, and the time for candidates to file for same, and the time of the second primary election.

With an unfavorable report.

H. B. 76, a bill to be entitled an act to amend the law relating to primary elections for the purpose of providing a method of filling the vacancy where a candidate dies before a primary election is held.

With a favorable report, as amended.

H. B. 77, a bill to be entitled an act to amend General Statutes 163-140 so as to provide for a second primary to be held to nominate a candidate where two candidates received a tie vote in the first primary.

With a favorable report.

H. B. 196, a bill to be entitled an act to amend General Statutes 163-172 so as to make elected officers and candidates ineligible to serve as markers; and to amend General Statutes 163-182 so as to require watchers to be qualified electors of the precinct for which they are appointed.

With a favorable report.

By Representative Snapp, for the Committee on State Government.

S. B. 56, a bill to be entitled an act concerning the assignment of an Assistant Attorney General to the Utilities Commission.

With a favorable report.

H. B. 522, a bill to be entitled an act to amend Chapter 143 of the General Statutes relating to the membership, powers, and duties of the North Carolina State Ports Authority.

With a favorable report.

By Representative Hostetler, for the Committee on Insurance.

H. B. 283, a bill to be entitled an act to amend Chapter 58, Article 22, relating to reserve valuation and nonforfeiture benefits of life insurance policies.

With a favorable report.

H. B. 501, a bill to be entitled an act amending General Statutes 97-99 so as to permit notice of cancellation of policies of Workmen's Compensation insurance to be given by certified mail as well as by registered mail.

With a favorable report.

S. B. 163, a bill to be entitled an act to amend General Statutes 54-21.2 relating to investments by building and loan associations.

With a favorable report.

S. B. 166, a bill to be entitled an act to amend General Statutes 54-20 relating to loans by building and loan associations.

With a favorable report.

By Representative Lloyd, for the Committee on Courts and Judicial Districts.

H. B. 549, a bill to be entitled an act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Cabarrus County.

With a favorable report.

H. B. 589, a bill to be entitled an act to amend General Statutes 7-54 relating to Special Judges of Superior Court.

With a favorable report.

H. B. 607, a bill to be entitled an act relating to the terms of the Superior Court of Chatham County.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 51, a bill to be entitled an act to amend General Statutes 35-3 relating to certificates from hospitals for the insane.

With a favorable report, as amended.

Committee Substitute for H. B. 161, a bill to be entitled an act to provide a method for creating the right of survivorship in bank deposits.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Turner the substitute bill is adopted.

H. B. 512, a bill to be entitled an act to amend General Statutes 47-51 of the General Statutes relating to seal omitted from official deeds.

With a favorable report.

H. B. 525, a bill to be entitled an act to amend Chapter 156 of the General Statutes relating to drainage and drainage districts.

With a favorable report.

H. B. 527, a bill to be entitled an act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

With a favorable report.

H. B. 528, a bill to be entitled an act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

With a favorable report.

H. B. 529, a bill to be entitled an act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

With a favorable report.

H. B. 568, a bill to be entitled an act to convey the State's interest in a tract of land used by Saint Ambrose Episcopal Church for religious purposes.

With a favorable report.

H. B. 578, a bill to be entitled an act to amend General Statutes 47-94 relating to the validation of certain acknowledgments, proofs of execution, and registration of certain mortgages and deeds of trust.

With a favorable report, as amended.

H. B. 586, a bill to be entitled an act relating to collection of wine and beer license taxes in Franklin 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 Representatives Henley and High:

H. R. 624, a joint resolution accepting the invitation to the Governor, the Council of State, members of the General Assembly, and others to visit Fort Bragg.

On motion of Representative Henley the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Belk, Hicks, Kennedy, and Snapp:

H. R. 625, a joint resolution honoring Davidson College on the inauguration of David Grier Martin as the College's thirteenth President.

On motion of Representative Belk the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Uzzell:

H. R. 626, a joint resolution commending the members of the Committee of the North Carolina Bar Association on improving and expediting the administration of justice, and the members of the North Carolina Constitutional Commission for their devoted study and work on the many problems with which they have been confronted.

On motion of Representative Uzzell the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Whitley and Hill of Durham:

H. B. 627, a bill to be entitled an act concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies.

Referred to Committee on Banks and Banking.

By Representative Bell:

H. B. 628, a bill to be entitled an act to amend Article 24 of Chapter 130 of the General Statutes of North Carolina relating to the formation and corporate powers of mosquito control districts.

Referred to Committee on Health.

And,

H. B. 629, a bill to be entitled an act to amend General Statutes 105-122 so as to remove the deductions of indebtedness against real estate in the franchise tax base.

Referred to Committee on Finance.

By Representatives Greenwood, Jordan, and Crawford of Buncombe:

H. B. 630, a bill to be entitled an act requiring the State Highway Commission to designate and operate U. S. Highway 70 between Black Mountain and Asheville as a two-lane instead of a three-lane highway.

Referred to Committee on Roads and Highway Safety.

By Representatives Davis of Lenoir, Henley, Wilson, and Britt of Robeson:

H. B. 631, a bill to be entitled an act to provide for the investigation of offenses involving abandonment and nonsupport of children.

Referred to Committee on Health.

By Representatives Braswell, Gregory, Bryant, Yates, Holmes, Hardy, Sermons, Johnson, and Thomas:

H. B. 632, a bill to be entitled an act to amend Article 34 of Chapter 106 of the General Statutes of North Carolina relating to control of hog cholera.

Referred to Committee on Agriculture.

By Representative Braswell:

H. B. 633, a bill to be entitled an act to amend General Statutes 9-19 relating to the exemption of firemen from jury duty in Wayne County.

Referred to Committee on Judiciary No. 2.

By Representative Satterfield:

H. B. 634, a bill to be entitled an act to amend Chapter 220 of the Session Laws of 1955 relating to fees of the Register of Deeds of Person County so as to increase the fee to be charged for deeds for easement right-of-way.

Referred to Committee on Salaries and Fees.

And,

H. B. 635, a bill to be entitled an act to make the provisions of General Statutes 2-34 and General Statutes 2-35 relating to the Clerk of Superior Court's fees for auditing final accounts of receivers, executors, and trustees applicable to Person County.

Referred to Committee on Salaries and Fees.

And,

H. B. 636, a bill to be entitled an act to fix and regulate the fees that may be charged and collected by the Clerk of Superior Court of Person County for the probate of chattel mortgages.

Referred to Committee on Salaries and Fees.

And,

H. B. 637, a bill to be entitled an act to amend Chapter 165 of the Session Laws of 1953 so as to increase the salary of the Clerk of Superior Court of Person County.

Referred to Committee on Salaries and Fees.

And,

H. B. 638, a bill to be entitled an act to amend Chapter 1129 of the Session Laws of 1957 so as to increase the salaries of the Sheriff and Register of Deeds of Person County.

Referred to Committee on Salaries and Fees.

And,

H. B. 639, a bill to be entitled an act to fix and regulate certain fees to be charged by the Sheriff of Person County.

Referred to Committee on Salaries and Fees.

And,

H. B. 640, a bill to be entitled an act authorizing the governing body of the City of Roxboro to exchange certain property owned by said city for certain other property owned by Mrs. G. W. Kane, Jr. and W. D. Merritt in order to enable the city to widen a portion of Gordon Street.

Referred to Committee on Counties, Cities, and Towns.

By Representative Powell:

H. B. 641, a bill to be entitled an act relating to the selection of trustees for the Leaksville Township Public School District.

Referred to Committee on Education.

By Representative Murphrey:

H. B. 642, a bill to be entitled an act to permit the State Bureau of Investigation to equip its vehicles with sirens and other special equipment.

Referred to Committee on Roads and Highway Safety.

By Representatives Hicks, Uzzell, Regan, Holmes, and McLaughlin:

H. B. 643, a bill to be entitled an act to amend General Statutes 105-83 relating to the privilege tax on installment paper dealers.

Referred to Committee on Finance.

By Representative Byrum:

H. B. 644, a bill to be entitled an act to create a Peace Officers' Relief Fund for the County of Chowan.

Referred to Committee on Judiciary No. 1.

By Representative Palmer:

H. B. 645, a bill to be entitled an act rewriting Section 4, Chapter 403, Public Laws of 1891, so as to provide for the election and term of office of the members of the Shelby City Board of Education.

Referred to Committee on Education.

By Representative Raby:

H. B. 646, a bill to be entitled an act to fix the distribution of National Forest Funds received from the federal government by Macon County, and to provide that certain delinquent taxes of Macon County, when collected, shall be paid into the General Fund of said county.

Referred to Committee on Conservation and Development.

By Representatives Snapp, Hicks, Kennedy, and Belk:

H. B. 647, a bill to be entitled an act to extend the corporate limits of the Town of Pineville in Mecklenburg County.

Referred to Committee on Local Government.

And,

H. B. 648, a bill to be entitled an act authorizing the Board of County Commissioners of Mecklenburg County to adopt by resolution the County Manager Form of Government.

Referred to Committee on Local Government.

By Representative Hardy:

H. B. 649, a bill to be entitled an act to amend General Statutes 153-77 relating to the purposes for which bonds may be issued and taxes levied by counties.

Referred to Committee on Judiciary No. 2.

By Representatives Hill of Durham and Strayhorn:

H. B. 650, a bill to be entitled an act to validate the actions and proceedings of the City Council of the City of Durham in extending the corporate limits of said city.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 651, a bill to be entitled an act to validate the actions and proceedings of the City Council of the City of Durham in re-defining and re-arranging election wards in said city.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Strayhorn, Kiser, and Hill of Durham:

H. B. 652, a bill to be entitled an act to make it unlawful to place lights or lighting devices along highways so as to blind, hamper, mislead, or distract the attention of operators of motor vehicles.



Referred to Committee on Roads and Highway Safety.

By Representative Hill of Catawba:

H. B. 653, a bill to be entitled an act amending Chapter 1227 of the 1953 Session Laws entitled "an act to authorize the county commissioners of each county in this state to fix the salaries or other compensation of all elective and appointive county officials and employees drawing compensation from said counties", and as heretofore amended.

Referred to Committee on Local Government.

And,

H. B. 654, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of Catawba County for industrial development and other purposes.

Referred to Committee on Local Government.

And,

H. B. 655, a bill to be entitled an act relating to the compensation of the Chairman and of the other members of the Board of Commissioners of Catawba County.

Referred to Committee on Salaries and Fees.

By Representative Phelps:

H. B. 656, a bill to be entitled an act to authorize the Register of Deeds of Washington County to install the Register of Deeds' office a record book, or bookbinder, to be designated or labeled "Miscellaneous", to be used for conditional sales contracts, mortgages, crop liens, deeds of trust, and similar instruments and to validate the previous use of such a book or record.

Referred to Committee on Local Government.

And,

H. B. 657, a bill to be entitled an act to require persons, firms, and corporations to furnish, upon request of the Register of Deeds of Washington County, blank copies of sales contracts, retain title contracts, mortgages, and all other forms of instruments used by said persons, firms, and corporations in the transaction of their business and which are recorded in the office of the Register of Deeds.

Referred to Committee on Local Government.

By Representative Gaither:

H. B. 658, a bill to be entitled an act relating to the location of new cemeteries in or within one mile of the corporate limits of the Town of Brevard in Transylvania County.

Referred to Committee on Local Government.

By Representative Coates:

H. B. 659, a bill to be entitled an act to amend General Statutes 143-53 as relates to the State Department of Purchase and Contract.

Referred to Committee on State Government.

By Representatives Kennedy, Belk, Hicks, and Snepp:

H. B. 660, a bill to be entitled an act to amend Article 3 of Chapter 131 of the General Statutes to provide, subject to an election thereon, for the conversion of any county tuberculosis hospital to other uses and the issuance of county bonds and the levy of a maintenance tax for any hospital or facility to which such hospital is converted.

Referred to Committee on Finance.

#### MESSAGE FROM THE SENATE

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

S. B. 143, a bill to be entitled an act concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

Referred to Committee on Judiciary No. 2.

S. B. 215, a bill to be entitled an act to amend Chapter 1067 of the Session Laws of 1955 so as to fix the corporate limits of the Town of Long Beach in Brunswick County, and for other purposes.

Referred to Committee on Local Government.

#### CALENDAR

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

H. B. 555, a bill to be entitled an act to amend Chapter 2, Private Laws of 1925, to re-define the corporate limits of the Town of Forest City in Rutherford County.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp,

Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 538, a bill to be entitled an act to amend Chapter 255, Private Laws of 1927, to provide for the extension of the corporate limits of the Town of Newport in Carteret County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 576, a bill to be entitled an act to amend Chapter 641 of the Session Laws of 1949 relating to the Charter of the City of Monroe to extend the corporate limits of said city and to extend the jurisdiction of the peace officers of said city.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott,

Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 60, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy a tax upon the property of Scotland Neck, Palmyra, Roseneath, and Conoconara Townships in Halifax County for the operation, maintenance, and equipping of "Our Community Hospital, Incorporated", a non-profit charitable organization.

On motion of Representative Murphrey the committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 521, a bill to be entitled an act relating to the issuance of warrants and receipts of Justices of the Peace in Columbus County.

Returned for concurrence.

On motion of Representative Williamson the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 539, a bill to be entitled an act to amend General Statutes 160-452 relating to the eligibility of voters in referendum for extension of corporate limits of the Town of Atlantic Beach in Carteret County.

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

H. B. 540, a bill to be entitled an act to authorize the Board of County Commissioners of Carteret County to fix fees charged by county officials and to fix the number of salaried county employees and the compensation of county officials and employees.

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

H. B. 559, a bill to be entitled an act to increase the number of Deputy Sheriffs in Wilkes County, to fix their salaries, and for other purposes.

On motion of Representative Kemp the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 569, a bill to be entitled an act to authorize the employment of a plumbing inspector in Wake County.

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

H. B. 575, a bill to be entitled an act to amend Chapter 526 of the Session Laws of 1945 relating to the Local Governmental Employees' Retirement System so as to make the same applicable to Gates County.

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

H. B. 582, a bill to be entitled an act to authorize the Board of Commissioners of Washington County to fix the fees and commissions which may be charged by the Register of Deeds of Washington County for the performance of any service or duty of his office as required by law.

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

S. B. 222, a bill to be entitled an act to regulate the construction of public and private swimming pools in the Town of Lumberton in Robeson County.

Passes its second and third readings and is ordered enrolled.

H. B. 310, a bill to be entitled an act relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett,

Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 71, a bill to be entitled an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefit; to include as a part of the Unemployment Trust Fund of this state certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said chapter.

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

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Burrow, Byrd, Byrum, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Drummond, Etheridge, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Palmer, Patterson, Philpott, Powell, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Womble, Woodard of Wilson, Yarborough, and Zollicoffer—86.

Those voting in the negative are: Representatives Ansell, Gaither, Gobble, Holmes, Johnson, Kerr, Newman, and Wicker—8.

Representative O'Neal votes "Present".

H. B. 456, a bill to be entitled an act to amend General Statutes 160-2(3) relating to municipal cemeteries.

Representative Byrd offers an amendment which fails of adoption.

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

H. B. 577, a bill to be entitled an act to amend General Statutes 105-311 relative to the time for listing property for ad valorem taxation.

On motion of Representative Powell the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 12 o'clock Noon.

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## SIXTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, April 23, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Whitehurst for Friday, Saturday and Monday, April 24, 25, and 27, 1959.

On motion of Representative Hunt, Bari Lynn Mooney of Guilford County is made an honorary pagette of the House.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 555, a bill to be entitled an act to amend Chapter 2, Private Laws of 1925, to re-define the corporate limits of the Town of Forest City in Rutherford County.

H. B. 559, a bill to be entitled an act to increase the number of Deputy Sheriffs in Wilkes County, to fix their salaries, and for other purposes.

H. B. 577, a bill to be entitled an act to amend General Statutes 105-311 relative to the time for listing property for ad valorem taxation.

## 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 Representative McLaughlin, for the Committee on Banks and Banking.

S. B. 144, a bill to be entitled an act to provide that shares of building and loan associations and federal savings and loan associations may be accepted by any agency, department, or official of the State of North Carolina that requires that securities be deposited with such agency, department, or official.

With a favorable report.

S. B. 157, a bill to be entitled an act to amend General Statutes 53-45 so as to authorize banks to invest certain obligations of Federal Home Loan Banks.

With a favorable report.

S. B. 159, a bill to be entitled an act to permit industrial banks to make the same charges in connection with a single payment loan that are allowed in connection with loans repayable in two or more installments.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 611, a bill to be entitled an act authorizing the Board of County Commissioners of Graham County to transfer the sum of three thousand dollars from the Debt Service Fund to the General Fund of the County.

With a favorable report.

H. B. 612, a bill to be entitled an act to authorize the Charlotte and Mecklenburg School Boards to cooperate with other agencies in providing recreational facilities in Charlotte and Mecklenburg County.

With a favorable report.

H. B. 613, a bill to be entitled an act to create the Charlotte-Mecklenburg Recreation Commission.

With a favorable report.

H. B. 647, a bill to be entitled an act to extend the corporate limits of the Town of Pineville in Mecklenburg County.

With a favorable report.

H. B. 648, a bill to be entitled an act authorizing the Board of County Commissioners of Mecklenburg County to adopt by resolution the County Manager Form of Government.

With a favorable report.



H. B. 653, a bill to be entitled an act amending Chapter 1227 of the 1953 Session Laws entitled "An Act to authorize the County Commissioners of each County in this State to fix the salaries or other compensation of all elective and appointive county officials and employees drawing compensation from said counties", and as heretofore amended.

With a favorable report.

H. B. 654, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of Catawba County, for industrial development and other purposes.

With a favorable report.

H. B. 656, a bill to be entitled an act to authorize the Register of Deeds of Washington County to install in the Register of Deeds' office a record book or bookbinder, to be designated or labeled "Miscellaneous", to be used for conditional sales contracts, mortgages, crop liens, deeds of trust and similar instruments and to validate the previous use of such a book or record.

Reported Without Prejudice.

On motion of Representative Kemp the bill is recommitted to Committee on Judiciary No. 2.

H. B. 657, a bill to be entitled an act to require persons, firms and corporations to furnish, upon request of the Register of Deeds of Washington County, blank copies of sales contracts, retain title contracts, mortgages and all other forms of instruments used by said persons, firms and corporations in the transaction of their business and which are recorded in the office of the Register of Deeds.

With a favorable report.

H. B. 658, a bill to be entitled an act relating to the location of new cemeteries in or within one mile of the corporate limits of the Town of Brevard in Transylvania County.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

House Committee Substitute for S. B. 110, a bill to be entitled an act to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

With an unfavorable report as to bill, favorable as to House Committee substitute bill.

On motion of Representative Turner the House substitute bill is adopted.

On motion of Representative Turner the bill is placed on the Calendar for consideration Monday, April 27, 1959.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 491, a bill to be entitled an act to amend General Statutes 160-176 relating to changes in zoning ordinances by municipalities.

With a favorable report.

H. B. 606, a bill to be entitled an act to amend General Statutes 6-52 relating to the witness fees of salaried law enforcement officers in the criminal courts of Wayne County.

With a favorable report, as amended.

H. B. 633, a bill to be entitled an act to amend General Statutes 9-19 relating to the exemption of firemen from jury duty in Wayne 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 Representative Long:

H. R. 661, a joint resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late W. Kerr Scott.

On motion of Representative Long the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Womble:

H. B. 662, a bill to be entitled an act to amend the provisions of General Statutes 1-539.5 relating to jury trials in small claims actions by providing that the judges shall not file written findings of fact and conclusions of law unless requested.

Referred to Committee on Judiciary No. 2.

By Representative Jones of Pitt:

H. B. 663, a bill to be entitled an act to authorize the governing body of the Town of Ayden to execute a deed reconveying certain property situated in Pitt County to E. F. Dennis and wife.

Referred to Committee on Judiciary No. 1.

By Representatives Newman and Murphy:

H. B. 664, a bill to be entitled an act amending certain sections of Article 31, Chapter 106 of the General Statutes and known as "The North Carolina Seed Law".

Referred to Committee on Agriculture.

By Representative Hawfield:

H. B. 665, a bill to be entitled an act to amend the Charter of the City of Monroe so as to provide for the holding of primary elections for the nomination of candidates for the general municipal elections for said City.

Referred to Committee on Local Government.

And,

H. B. 666, a bill to be entitled an act to amend the Charter of the City of Monroe relating to the number of the Board of Aldermen of said City, providing for a vote by the Mayor of said City, and prescribing the salaries of said Mayor and other officials of said City.

Referred to Committee on Local Government.

By Representative Buchanan:

H. B. 667, a bill to be entitled an act to amend Article 4, Chapter 113 of the General Statutes to provide for recovering expenses incurred as a result of a fire started through negligence.

Referred to Committee on Conservation and Development.

By Representative Whitmire:

H. B. 668, a bill to be entitled an act authorizing the Hendersonville City Board of Education to appoint an advisory committee for any school within the Hendersonville City Administrative Unit.

Referred to Committee on Education.

And,

H. B. 669, a bill to be entitled an act to establish a law library in Henderson County.

Referred to Committee on Judiciary No. 2.

By Representative Etheridge:

H. B. 670, a bill to be entitled an act to amend General Statutes 105-405, relating to the release or remission of taxes by local taxing authorities.

Referred to Committee on Counties, Cities and Towns.

By Representative Lloyd:

H. B. 671, a bill to be entitled an act to authorize the Board of County Commissioners of Graham County to pay mileage to Sheriff's Department for travel outside County.

Referred to Committee on Local Government.

By Representative Hostetler:

H. B. 672, a bill to be entitled an act authorizing the Town of Raeford to zone for a distance of one mile beyond its corporate limits.

Referred to Committee on Local Government.

By Representative Childers:

H. B. 673, a bill to be entitled an act to amend Chapter 55 of the North Carolina General Statutes.

Referred to Committee on Corporations.

By Representative Bell:

H. B. 674, a bill to be entitled an act to provide for the removal of cattle remaining on Core Banks in Carteret County.

Referred to Committee on Local Government.

By Representatives Henley and High:

H. B. 675, a bill to be entitled an act to amend Section 4 of Chapter 456 of the Session Laws of 1947, relating to investments of pension funds by the Board of Trustees of the Pension Fund of the City of Fayetteville, in Cumberland County.

Referred to Committee on Local Government.

And,

H. B. 676, a bill to be entitled an act to repeal Section 1 of Article 11 of Chapter 28 of the Private Laws of 1925 relating to the City of Fayetteville, North Carolina, so as to place said City under the General Statutes of North Carolina with respect to contracts on which advertisements and bids are required.

Referred to Committee on Local Government.

And,

H. B. 677, a bill to be entitled an act to authorize the Board of County Commissioners of Cumberland County and the Cumberland County Board of Education to offer and pay rewards not to exceed \$1,000.00.

Referred to Committee on Local Government.

By Representatives Humphrey and Kerr:

H. B. 678, a bill to be entitled an act to amend Chapter 108 of the General Statutes to insure that aid to dependent children grants are used to benefit the children.

Referred to Committee on Public Welfare.

By Representative Woodard of Northampton:

H. B. 679, a bill to be entitled an act to exclude certain real property from the corporate limits of the Town of Conway in Northampton County.

On motion of Representative Woodard of Northampton the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

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. 61, a bill to be entitled an act to amend General Statutes 1-597 relative to publication of legal notices in counties wherein no newspaper is published.

Returned for concurrence in Senate amendment.

On motion of Representative Bynum the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 135, a bill to be entitled an act to amend General Statutes 1-175 relating to the time within which application for continuance before term must be made.

Referred to Committee on Judiciary No. 2.

S. B. 207, a bill to be entitled an act to amend Chapter 53A-2 of the General Statutes relating to business development corporations so as to authorize such corporations to obtain loans from any financial institution and from certain Federal agencies.

Referred to Committee on Corporations.

S. B. 210, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Mooresville to appoint an assistant Clerk of the Recorder's Court.

Referred to Committee on Local Government.

S. B. 242, a bill to be entitled an act to amend General Statutes 7-127 relating to the trial of criminal cases by Justices of the Peace in Harnett County.

Referred to Committee on Judiciary No. 2.

S. B. 244, a bill to be entitled an act to amend General Statutes 14-97 relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County.

Referred to Committee on Judiciary No. 2.

S. B. 245, a bill to be entitled an act to amend General Statutes 14-335 relating to public drunkenness so as to make the same apply to Cleveland County.

Referred to Committee on Judiciary No. 2.

CALENDAR

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

H. B. 538, a bill to be entitled an act to amend Chapter 255, Private Laws of 1927, to provide for the extension of the corporate limits of the Town of Newport in Carteret County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—117.

Those voting in the negative are: None.

H. B. 576, a bill to be entitled an act to amend Chapter 641 of the Session Laws of 1949, relating to the Charter of the City of Monroe, to extend the corporate limits of said City and to extend the jurisdiction of the peace officers of said City.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—117.

Those voting in the negative are: None.

S. B. 60, a bill to be entitled an act to authorize the Board of County Commissioners of Halifax County to levy a tax upon the property of Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated", a non-profit, charitable organization.

Passes its third reading by the following vote, as amended, and is ordered sent to the Senate for concurrence in House Amendment.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—117.

Those voting in the negative are: None.

H. B. 549, a bill to be entitled an act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Cabarrus County.

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

H. B. 570, a bill to be entitled an act to amend Section 143-135 of the General Statutes relating to public building contracts to regulate the construction of school buildings in Moore County.

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

H. B. 586, a bill to be entitled an act relating to collection of wine and beer license taxes in Franklin County.

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

H. B. 602, a bill to be entitled an act amending General Statutes 115-70 so as to authorize the Polk County Board of Education to appoint a separate committee of five for the new consolidated high school district recently created in the Polk County Administrative Unit.

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

H. B. 607, a bill to be entitled an act relating to the terms of the Superior Court of Chatham County.

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

S. B. 202, a bill to be entitled an act appointing members of the Columbus County Board of Education and fixing their terms of office.

On motion of Representative Williamson consideration of the bill is postponed until Thursday, April 30, 1959.

H. B. 310, a bill to be entitled an act relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—117.

Those voting in the negative are: None.

S. B. 71, a bill to be entitled an act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefit; to include as a part of the Unemployment Trust Fund of this State certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said Chapter.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson,



Brock, Bryant, Buchanan, Bynum, Byrd, Byrum, Childers, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitmire, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—98.

Those voting in the negative are: Representatives Ansell, Davis of Lenoir, Gaither, Gobble, Holmes, Kerr, Newman, Whitley and Wicker—9.

H. B. 525, a bill to be entitled an act to amend Chapter 156 of the General Statutes relating to drainage and drainage districts.

Representative Wooten offers an amendment which is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—117.

Those voting in the negative are: None.

H. B. 529, a bill to be entitled an act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen,

Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Lackkey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—108.

Those voting in the negative is: Representative Kiser—1.

Representative Newman votes "Present".

H. B. 572, a bill to be entitled an act amending Article 9 of Chapter 115 of the General Statutes authorizing the establishment of school capital outlay reserve funds.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—117.

Those voting in the negative are: None.

H. B. 51, a bill to be entitled an act to amend General Statutes 35-3 relating to certificates from hospitals for the insane.

On motion of Representative Black the Committee amendment is adopted

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 76, a bill to be entitled an act to amend the law relating to primary elections for the purpose of providing a method of filling the vacancy where a candidate dies before a primary election is held.

On motion of Representative Holcombe of Yancey the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 77, a bill to be entitled an act to amend General Statutes 163-140 so as to provide for a second primary to be held to nominate a candidate where two candidates received a tie vote in the first primary.

On motion of Representative Holcombe of Yancey consideration of the bill is postponed until Tuesday, April 28, 1959.

H. B. 161, a bill to be entitled an act to provide a method for creating the right of survivorship in bank deposits.

On motion of Representative Turner consideration of the bill is postponed until Friday, April 24, 1959.

H. B. 196, a bill to be entitled an act to amend General Statutes 163-172 so as to make elected officers and candidates ineligible to serve as markers; and to amend General Statutes 163-182 so as to require watchers to be qualified electors of the precinct for which they are appointed.

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

H. B. 260, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the State Highway Commission.

On motion of Representative Jones of Pitt consideration of the bill is postponed until Wednesday, April 29, 1959.

H. B. 283, a bill to be entitled an act to amend Chapter 58, Article 22 relating to reserve valuation and nonforfeiture benefits of life insurance policies.

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

H. B. 501, a bill to be entitled an act amending General Statutes 97-99 so as to permit notice of cancellation of policies of Workmen's Compensation insurance to be given by certified mail as well as by registered mail.

On motion of Representative Hostetler the bill is recommitted to the Committee on Insurance.

H. B. 512, a bill to be entitled an act to amend General Statutes 47-51 of the General Statutes relating to seal omitted from official deeds.

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

H. B. 522, a bill to be entitled an act to amend Chapter 143 of the General Statutes relating to the membership, powers, and duties of the North Carolina State Ports Authority.

Representative Snett offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 624. A Joint Resolution accepting the invitation to the Governor, the Council of State, members of the General Assembly and others to visit Fort Bragg.

H. R. 625. A Joint Resolution honoring Davidson College on the inauguration of David Grier Martin as the College's Thirteenth President.

S. B. 88. An Act to amend Chapter 166 of the General Statutes relating to civil defense.

S. B. 174. An Act to amend General Statutes 51-6 relating to the solemnization of marriages.

S. B. 222. An Act to regulate the construction of public and private swimming pools in the Town of Lumberton in Robeson County.

H. B. 397. An Act to amend General Statutes 48-21 to allow discretionary waiver by a Court of Adoption to the entry of the interlocutory decree and probationary period when the child is by blood a great grandchild of petitioner.

H. B. 420. An Act to provide for jury trials in Justice of Peace Courts in Mecklenburg County.

H. B. 438. An Act to amend General Statutes 7-70 relating to the terms of Superior Court in Henderson County.

H. B. 475. An Act to incorporate the Town of Chocowinity in Beaufort County.

H. B. 493. An Act to amend General Statutes 51-18.1, relating to the correction of errors appearing in the returns or certificates of the officiating officers in recording marriage licenses.

H. B. 521. An Act relating to the issuance of warrants and receipts of Justices of the Peace in Columbus County.

H. B. 530. An Act to amend General Statutes 26-68 relating to the payment to the clerk of money owed to an intestate in Burke County.

H. B. 564. An Act to repeal H. B. 102 ratified February 27, 1959, relating to the form of financial statements of the City of Charlotte.

H. B. 579. An Act to amend Chapter 122 of the General Statutes relating to the State Hospital at Butner.

On motion of Representative Harriss of Rowan the House takes a recess until 7:45 p.m.

### NIGHT SESSION

April 23, 1959

The House meets pursuant to its recess with Mr. Speaker Hewlett presiding.

### JOINT SESSION

Mr. Speaker Hewlett recognizes the Senate, which Honorable Body is seated in the Hall of the House, and invites Lieutenant Governor Barnhardt to preside, the purpose of the Joint Session being to accept the portrait of the late Governor J. Melville Broughton, pursuant to Joint Resolution 524 entitled "providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late J. Melville Broughton".

The following program is presented:

Presiding:	Lieutenant Governor Luther E. Barnhardt
Invocation:	Dr. J. Clyde Turner, Retired Baptist Minister Raleigh, North Carolina
Unveiling of Portrait:	Grandchildren of J. Melville Broughton Harriet W. Broughton J. Melville Broughton, III
Presentation:	Associate Justice Emery B. Denny Supreme Court of North Carolina

### ADDRESS

by

EMERY B. DENNY

Associate Justice

North Carolina Supreme Court

Presentation of portrait of Governor J. Melville Broughton to the State of North Carolina, April 23, 1959, 8:00 p.m., House of Representatives, Raleigh.

Mr. President, Mr. Speaker, Governor Hodges, members of the General Assembly, and friends of Governor Broughton:

I am honored to have the opportunity to talk to you on this occasion, and to have the high privilege on behalf of the family of Governor Broughton to present his portrait to the State of North Carolina. The portrait was painted by Mr. Joe King of Winston-Salem, a distinguished

artist and a former member of the General Assembly from Forsyth County. We are glad indeed to have him with us tonight.

Joseph Melville Broughton, who was to become the State's thirty-first elected governor and the first Raleigh native to occupy the Governor's Mansion, was born November 17, 1888. His forbears came from England and settled in eastern North Carolina in Colonial times. The first member of his family came to Wake County more than a century ago. His father, for whom Broughton was named, was for many years head of J. M. Broughton and Company, a real estate firm. His father was a prominent Baptist layman, who, with his brother, Needham B. Broughton, organized the Tabernacle Baptist Church here in Raleigh, one of the leading Baptist churches in North Carolina.

Fortunately, young Broughton was given the opportunity to obtain an excellent education. He attended the public schools in Raleigh and graduated from Hugh Morson Academy. He then entered and graduated from Wake Forest College where he also studied law. He was admitted to the Bar in 1910. He then accepted the position as principal of Bunn High School in Franklin County, which position he held for two years; and was employed thereafter for a short time as a staff reporter on the Winston-Salem Journal. He continued his legal education at Harvard University before entering the practice of law in Raleigh in 1914. From that time until he became a member of the Senate of the United States on December 31, 1948, he practiced law continuously in Raleigh and nearby counties, except while he was governor.

It is not my purpose to undertake to give in detail all the accomplishments of Governor Broughton as a distinguished lawyer, citizen, and public official, but I shall refer to a number of them which particularly reveal his attitude toward public questions in which he was deeply concerned. If we refresh our minds by recalling what a man stood for, what he advocated and fought for as a citizen and as a public servant, we can readily understand what manner of man he was.

Broughton built and retained a lucrative law practice. He was an able and distinguished member of his profession. His common sense, his knowledge of the law, and his integrity, coupled with his ability as an advocate won for him the respect and admiration of the members of the Bench and Bar, which is one of the most coveted achievements in the life of a lawyer. He was an experienced business man; in addition to his law practice, he had a financial interest in a number of firms and corporations, and, for many years, owned and operated an extensive farm near Raleigh.

Although he was a busy man, he took the time to assist in the development of the civic, political, and religious life of his community and State. He wanted to be a part of those useful organizations which depend upon the cooperation and support of public-minded citizens for their maintenance and the attainment of their objectives.

As proof of his interest in such activities, he served a term as president of the Raleigh Chamber of Commerce, and was a member of the Raleigh School Board for seven years. For more than twenty-eight years he was

a trustee of the Olivia Raney Library in Raleigh, and he served as president of the Wake County and the North Carolina Bar Associations. He was a trustee of Wake Forest College for thirty years; he was also a trustee of Shaw University for thirty-one years, during which time he served that institution as general counsel. From 1941 until his death, he was a trustee of the University of North Carolina. He helped organize and establish the Engineering Foundation at State College and served as its first president from October 14, 1944 until his death.

Broughton was not only a loyal churchman, he was a man of great faith. He demonstrated his love for his church and his faith in God by giving of his substance, his efforts and his time to his church. He served as superintendent of the Tabernacle Baptist Sunday School from 1913 until 1941. In addition to his duties as Sunday School superintendent, he taught a Men's Bible class in his church for nearly twenty-five years.

The aggregate of the services he rendered to the organizations and institutions I have just enumerated totals more than one hundred and fifty years—services for which his only reward was his sense of pride and satisfaction in the giving of his services to aid in the growth and development of those agencies and institutions.

It is not strange or unusual that a man who possessed the ability, the character, and the qualities of leadership demonstrated by Broughton, should be chosen for a place of political leadership by the people of his State. As the nominee of the Democratic Party for governor, in 1940, he made a vigorous fight, not only for the nominees on the Democratic ticket for the State and local offices, but for President Roosevelt in his bid for a third term.

In view of world conditions at that time, and the opposition to a third term, many of the political leaders of the State felt that the Democratic majority would be very small. In this State, in 1940, a rather formidable and well financed organization, consisting of Democrats, was created to support the Republican nominee for President. Many Democrats felt that the Democratic nominee for governor should denounce this organization, but Broughton did not share this view. He felt it was for the best interest of the party and for the people of North Carolina not to inject any bitterness into the campaign, or to say or do anything that might estrange these voters in future elections. His decision proved to be a wise one. President Roosevelt received the largest majority ever given to a candidate for the presidency of the United States by the people of North Carolina, and Broughton received the largest majority ever given a candidate for governor in the history of this State.

Broughton served as a member of the State Senate in 1927 and 1929. In the 1929 session he introduced and sponsored the Australian Ballot Act; and served as Chairman of the Joint Committee of the House and Senate, which drafted our present Workmen's Compensation Act. While he was a member of the State Senate he tried unsuccessfully to get the public school term increased from six to eight months. However, when he became governor the term had been extended to eight months; whereupon, he recommended that it be further extended to nine months and that the

twelfth grade be added. The General Assembly adopted both recommendations. Likewise, under his leadership, equalization of the salaries of white and colored teachers was fully effectuated.

Many of the educational leaders of the State said during the Broughton administration that he had done more for education in North Carolina than any governor since Aycock.

Governor Broughton recommended to the General Assembly in 1941 an appropriation of \$100,000 for each year of the biennium, to aid in the establishment and maintenance of public libraries in the State. The appropriation was made and has been increased from time to time. These appropriations have made it possible to extend county-wide library service, which existed in only twenty-eight counties in 1940, to ninety-four counties at the present time.

It was apparent by the time Broughton assumed his duties as governor that the United States was to become the "Arsenal of Democracy"; before the end of his first year in office our country had been attacked at Pearl Harbor. Naturally, our State government was called upon to assume an important part in the war effort and to organize for Civilian Defense. North Carolina was compelled to reduce her program of construction and expansion to a minimum.

But, notwithstanding the additional duties he had to assume as a war governor, Broughton did not neglect his legislative program. During the primary and general election campaigns, he told the people of North Carolina that it would be necessary to retain the sales tax in order to meet the obligations of the State; but, in conformity with previous pledges of his party, he committed himself to the removal of the sales tax on food for home consumption. The General Assembly promptly carried out his recommendation in this respect. He likewise committed himself to the establishment of a retirement plan for all State employees, including teachers; an increase in compensation for teachers; increased appropriations for the mental institutions of the State, and for the consolidation of the management of the mental institutions under a single board of directors; he also requested and obtained increased aid to agriculture, and a more adequate health program.

He inaugurated and championed the program that led to the creation of our Medical Care Commission and Good Health Program, to provide more hospitals for the people of the State, for training more doctors and nurses and medical technicians, and for the expansion of the two-year Medical School at Chapel Hill into a four-year Medical School. This constituted one of the major achievements of the Broughton administration. Many outstanding citizens of the State were actively interested in this program and rendered conspicuous service in procuring its adoption. There were others, however, who opposed it, and at times the opposition was not only formidable but intensely bitter.

It is safe to say that had it not been for Governor Broughton's affective and aggressive leadership at that crucial time, the program might have been indefinitely delayed and as yet unfulfilled. It is a source of pride that this



program has been firmly established and expanded under the leadership of his successors.

A fine spirit of cooperation existed between Governor Broughton and the members of the General Assembly in 1941 and 1943. As a result of this cooperation, all of the major recommendations made by Governor Broughton to the General Assembly, without a single exception, were approved and the necessary legislation enacted to carry out his recommendations, including the reapportionment of the House and redistricting the Senatorial districts.

By reason of reduced expenditures for the normal expansion of State activities on the one hand, and increased business activity growing out of war conditions on the other, the State's revenue was unexpectedly large during the Broughton administration. By the end of the fiscal year ending June 30, 1944, the State's surplus, exclusive of the Highway surplus, was nearly \$58,000,000—more than \$7,000,000 in excess of the amount necessary to retire the General Fund indebtedness of the State. In January 1945, when his successor took the oath of office, there was more surplus money in the State Treasury than had ever been before.

Broughton was extremely fortunate in his family life. On December 14, 1916, he married Miss Alice Harper Willson. Through the years she was a tremendous asset as well as an inspiration to her husband. Mrs. Broughton is one of the most attractive and charming women ever to grace our Executive Mansion as First Lady. While she served as First Lady, the Executive Mansion was the center of extensive entertaining. Many distinguished visitors to North Carolina, as well as representatives of patriotic, civic, business, social, and religious groups, including many servicemen and women, were the recipients of the warm hospitality of the Broughtons. We are delighted to have Mrs. Broughton and her four fine children with us tonight, two of whom, Melville, Jr. and Robert, are following in the footsteps of their distinguished father as prominent members of the Wake County Bar.

Governor Broughton was one of the ablest public speakers in North Carolina in his generation. During his term of office he was invited twice to address the National Governors' Conference and was invited to address several regional conferences of governors. His reputation as a public speaker spread far beyond his native State. During the last seven or eight years of his life he was invited to address Democratic Conventions, Chambers of Commerce, Bar Associations, Farmers' Conventions, Manufacturers' Associations, and similar groups in fifteen or twenty states. Governor Broughton was the first Southerner to speak at Gettysburg on a Memorial Day from the spot where Lincoln delivered his famous Gettysburg address. Copies of his speech on that occasion, May 30, 1944, have been preserved in the Archives of the State of Pennsylvania and in the Archives of the Gettysburg Battlefield Commission.

Broughton had a fine sense of humor and was a superb storyteller. In June 1941, he spoke at the annual meeting of the North Carolina Building and Loan League at Myrtle Beach, South Carolina. He said, "I am here really in fulfillment of a promise I made, it must have been a year

ago, almost following the last session of your body. (Your diligent \* \* \* executive secretary was so insistent) even before I was elected governor he had my promise to come here. Of course, I would promise anything then. I was considered North Carolina's most promising man, last year. They even tell me that in church on one occasion a young lady sang that appropriate song, at a wedding, 'Oh, Promise Me', and I rose and said, 'Certainly madam'."

He liked to tell the story of an actual incident that occurred on one occasion while he was governor. A delegation of negroes, citizens from Greensboro, called on him, having with them a man who had been sentenced to prison for some eight months and they wanted him "excused" from the sentence. They undertook to make out a case that would justify a pardon, which they did with great skill. In order to show that they were not the kind of men who condoned crime, the chairman of the delegation, who was a prominent Negro Episcopal minister, gave the church affiliation of each member as he presented them; the first was chairman of the Board of Stewards of the Methodist Church; the next was an Elder in the Presbyterian Church; another a Vestryman in the Episcopal Church, and so on. When he had finished, Governor Broughton said, "Reverend, that's a very fine showing that you made, but you know, I'm a Baptist, and I observe that you haven't presented in your delegation a member of the Baptist Church". The Episcopal minister said, "Oh, your Honor, the prisoner is a Baptist".

He never used his sense of humor or his stories at the expense of the serious portions of his messages. He had the rare ability to use his stories in such manner as to illustrate and emphasize the points he wanted to make.

Governor Broughton looked forward to the post-war era with high hope and with the firm conviction that America and her allies would win World War II, and that America would take her rightful place in world leadership, if we did not succumb to reaction. On July 7, 1944, in speaking before the Executives Club of Chicago, he said: "The hope of America and of democracy lies in progress and not in reaction. Retrenchment where necessary must be made. But it must not be retrenchment or reaction that fixes the hopes and aspirations of mankind in molds of the past. Free enterprise in America must be restored and preserved. It must be free to grow but not to monopolize; free to expand but not to exploit either labor or the public. \* \* \* Fear, pessimism, small-mindedness, isolationism, and planning merely for things as they were will lead only to reaction, depression, and defeat. But a courageous America, animated by the zeal of the pioneer and inspired by the heroic achievements of these stirring days, will be able to translate the exalted spirit of victorious war into sustaining strength of a greater America. Such an America, cooperating fully with the other nations of good will in the honest and determined purpose to preserve peace, can and must lead in the effort toward a better and happier world".

As evidence of the esteem in which Governor Broughton was held by the members of his party in North Carolina, he was unanimously endorsed by the Democratic State Convention in 1944 for nominee for Vice Presi-

dent of the United States. He was nominated for that position at the Democratic National Convention in Chicago. He was given the solid support of the North Carolina delegation; and of the sixteen nominees for Vice President, Broughton stood sixth on the first ballot.

At the time of Senator Broughton's death, sixteen members of the United States Senate had been governors of their respective states while Broughton was governor of North Carolina. Among these was Senator O'Connor of Maryland. On March 7, 1949, the day after Senator Broughton died, Senator O'Connor, in the Senate of the United States, among other things, said, "From the first day of contact with J. Melville Broughton, shortly after his accession to the governorship of his great state in 1941, I was deeply impressed with his outstanding personal and official qualifications. His devotion to the public interests, his thorough knowledge of the law, combined with the eminent good sense of his interpretation of the statutes; his remarkable grasp of the problems of agriculture, of business, and of industry, in all of which he had wide experience; his high ideals both as to the purpose and aims of government and, even more particularly as to his own life and conduct, set him apart, in my mind, as a gentleman whose friendship would be a true treasure and whose consultations and advice would ever furnish a sure guide.

"As an indication of the deep impression which Senator Broughton made upon representatives from every section of the country, this instance may be cited: During a session of the governors' conferences, attended by more than 40 of the chief executives of the states of the Union, an outstanding governor of one of the largest states, who happened to be of a different political affiliation from the governor of North Carolina, asserted that if a poll were taken among the chief executives as to the one for whom the highest regard was entertained by all present, that choice would be the then Governor Broughton."

It was my privilege to be intimately associated with Governor Broughton during his primary campaign in 1940, the general election in the fall of that year, and as Executive Counsel during the General Assembly of 1941. These contacts, as well as many others, led me not only to have a warm, personal affection for him as a friend, but to admire and respect him for his ability, his statesmanship, and his comprehensive grasp of the problems and needs of the State.

The people of North Carolina take peculiar pride in the office of governor. They believe that when they elect a man to that office, they have given him the highest honor that is within their power to bestow. Therefore, they confidently expect of him the highest qualities of leadership and unreserved devotion to those principles and ideals which are for the best interest of the State and her people. When measured by these high standards of excellence, I respectfully submit that Joseph Melville Broughton merits the affection and gratitude of the people of North Carolina for his outstanding leadership and achievements during his term as governor of our beloved State; and that he earned for himself a high and honored place among that galaxy of distinguished North Carolinians, who have served this State so ably and effectively as chief executives in our day and generation.

Acceptance: His Excellency, Luther Hartwell Hodges  
Governor of North Carolina

Lieutenant Governor Barnhardt presents Luther Hartwell Hodges, Governor of North Carolina, who accepts the portrait in behalf of the State.

Introductions: Mrs. J. Melville Broughton  
Miss Alice Willson Broughton  
J. Melville Broughton, Jr.  
Robert B. Broughton  
Woodson M. Broughton  
Mr. Joseph W. King, Portrait Painter

Lieutenant Governor Barnhardt recognizes former Lieutenant Governor Reginald L. Harris of Roxboro, North Carolina, who was Lieutenant Governor during the administration of Governor Broughton and announced that the beautiful floral tribute on the Speaker's Dais was a gift of Mr. and Mrs. Harris.

Benediction: The Reverend B. Daniel Sapp, Rector  
Christ Episcopal Church  
Raleigh, North Carolina.

On motion of Senator Currie the Joint Session dissolves.

On motion of Representative Blue, seconded by Representative Harris of Wake, the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## SIXTY-NINTH DAY

HOUSE OF REPRESENTATIVES  
Friday, April 24, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hunter, the boys and girls of the Eighth Grade, Pleasant Gardens School of McDowell County, are made honorary pages and pagettes, respectively, of the House of Representatives.

On motion of Representative Uzzell the courtesies of the floor are extended the Honorable Calvin Graves, a former member of the North Carolina Senate, from Forsyth County.

On motion of Representative Blue the courtesies of the floor are extended the Honorable Sentelle, a former member of the House from Brunswick County.

On motion of Representative High, Jimmie Sandlin of Cumberland County is made an honorary page of the House of Representatives.

On motion of Representative Buchanan, Anne Zigler Wilson, new daughter of Representative and Mrs. Ed Wilson of Caswell County is made an honorary page of the House of Representatives.

STATEMENT BY MEMBER

*Mr. Speaker:*

This morning we have the unusual privilege of taking part in a program that means much to North Carolina. We have in the gallery and lobby today a delegation literally representing the state from Manteo to Murphy. Seven caravans converged here this morning from points across North Carolina to launch the observance of the Second Annual "See North Carolina Month" in May.

This annual May promotion is one of many sponsored by the Travel Council of North Carolina to call attention to the "Variety Vacationland" within our great state. The travel business reportedly added \$350,000,000 to our state income last year. These good people are dedicated to making it still greater.

The Honorable Glenn Tucker, Mayor of Carolina Beach and a constituent of our Honorable Speaker, is the newly elected President of the Travel Council.

I am happy to note also among the visitors, Mr. Bob Page of Charlotte, Chairman of this promotion, and the lovely Miss Ramelle Lee Watterson, a native of Mecklenburg County, who has just been crowned "Miss Raleigh", and Miss Bonnie Fish as "Miss North Carolina Beach".

Mr. Speaker, I respectfully request that the courtesies of the gallery be extended to all these good promoters of our great state and that we extend to them our best wishes during the remainder of this statewide caravan.

S/ Representative Ernest L. Hicks

ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 51, a bill to be entitled an act to amend General Statutes 35-3 relating to certificates from hospitals for the insane.

H. B. 76, a bill to be entitled an act to amend the law relating to primary elections for the purpose of providing a method of filling the vacancy where a candidate dies before a primary election is held.

H. B. 310, a bill to be entitled an act relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work.

H. B. 522, a bill to be entitled an act to amend Chapter 143 of the General Statutes relating to the membership, powers, and duties of the North Carolina State Ports Authority.

#### 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 Representative Rodenbough, for the Committee on Teachers' and State Employees' Retirement.

Committee Substitute for H. B. 485, a bill to be entitled an act to amend General Statutes 135-5 relating to benefits under the Teachers' and Employees' Retirement System.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Rodenbough the substitute bill is adopted.

On motion of Representative Rodenbough the bill is placed on the Calendar for Friday, May 1, 1959 for consideration.

By Representative Childers, for the Committee on Corporations.

H. B. 566, a bill to be entitled an act to amend Chapter 117 of the General Statutes to permit membership corporations to elect directors on staggered terms and to pay them for meetings attendance; to require that such corporations' terms of membership be reasonable and that applicants for membership not be arbitrarily denied; and to provide for domestication of out-of-state telephone membership corporations.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Snapp, Hicks, Belk, Kennedy and Hawfield.

H. R. 680, a joint resolution of respect to the memory of the Honorable John J. Parker.

On motion of Representative Snapp, seconded by Representatives Hawfield and Umstead, the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Venters:

H. B. 681, a bill to be entitled an act requiring that certain documents accepted for probate in Onslow County be identified by the name of the draftsman.

Referred to Committee on Judiciary No. 1.

By Representatives Crawford of Swain, Lloyd, Herbert, Yates and Cover:

H. B. 682, a bill to be entitled an act to rewrite Article 38 of Chapter 105 of the General Statutes to provide that all payments received from the Tennessee Valley Authority in lieu of taxes shall be distributed to local governments.

Referred to Committee on Finance.

By Representative Philpott:

H. B. 683, a bill to be entitled an act to fix the compensation of the County Commissioners of Davidson County.

Referred to Committee on Salaries and Fees.

By Representative Cover:

H. B. 684, a bill to be entitled an act to provide for the proper disposal of dead animals in Cherokee County.

Referred to Committee on Health.

By Representative Byrd:

H. B. 685, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Burke County.

Referred to Committee on Judiciary No. 1.

By Representative Crawford of Buncombe:

H. B. 686, a bill to be entitled an act to provide for the confiscation of motor vehicles used in committing larceny, receiving stolen goods, robbery, burglary and certain other offenses.

Referred to Committee on Judiciary No. 1.

By Representative Newman:

H. B. 687, a bill to be entitled an act to permit red foxes and bobcats to be taken in Sampson County at any time.

Referred to Committee on Wildlife Resources.

By Representative Yarborough:

H. B. 688, a bill to be entitled an act to authorize the Board of County Commissioners of Franklin County to place certain surplus funds into a special fund to be used for capital improvements.

Referred to Committee on Judiciary No. 1.

By Representatives Jordan, Yates, Whitehurst, Hardy, Jones of Ashe, Arledge, Britt of Bladen, Black, Sermons, Holmes, Woodard of Northampton, Quinn, Jones of Pitt, Crawford of Buncombe, Spruill, Everett, Cohoon, Brock, Holcombe of Yancey, Phelps, Burrow, Uzzell, High, Holcombe of Madison, Whitmire, Davis of Lenoir, Wallace, Lackey, Turner, Delamar, Johnson, Rodenbough, Edmisten, Cover, Buchanan, Courtney, Drummond, Barwick, Crawford of Swain, Greenwood, Ansell, Bryant, Askew, Gaither, Hill of Catawba, McLaughlin, Raby, Herbert, Wooten, Reid and Long:

H. B. 689, a bill to be entitled an act to amend General Statutes 105-228.5 relating to taxes upon insurance companies.

Referred to Committee on Finance.

By Representatives Jordan, Yates, Hardy, Whitehurst, Gregory, Jones of Ashe, Arledge, Britt of Bladen, Black, Sermons, Holmes, Spruill, Woodard of Northampton, Quinn, Jones of Pitt, Crawford of Buncombe, Phelps, Everett, Brock, Cohoon, Holcombe of Yancey, Wooten, Jackson, Burrow, Uzzell, Buchanan, McLaughlin, Holcombe of Madison, High, Yarborough, Leatherman, Whitmire, Davis of Lenoir, Wallace, Lackey, Turner, Delamar, Johnson, Courtney, Rodenbough, Cover, Hill of Catawba, Drummond, Bowman, Barwick, Crawford of Swain, Greenwood, Ansell, Bryant, Askew, Raby, Gaither, Herbert, Edmisten, Long, and Reid:

H. B. 690, a bill to be entitled an act creating a Firemen's Pension Fund.

Referred to Committee on Finance.

By Representatives Hill of Durham, Blue and Humphrey:

H. B. 691, a bill to be entitled an act amending Chapter 115 of the General Statutes so as to provide for a School Incentive Fund as a supplement to the current expense outlay school funds of the several counties of the State.

Referred to Committee on Education.

And,

H. B. 692, a bill to be entitled an act appropriating to the State Board of Education ten million dollars for the second year of the 1959-1961 biennium in order to carry out the purposes of the Act creating a School Incentive Fund.

Referred to Committee on Appropriations.

By Representative Zollicoffer:

H. B. 693, a bill to be entitled an act relating to notice of special terms of the Superior Court.

On motion of Representative Zollicoffer the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.



Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

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. 227, a bill to be entitled an act to fix the fees of the Sheriff and other officers of Moore County, to provide for the appointment of deputies and their compensation, and the disposition of fees.

Referred to Committee on Salaries and Fees.

S. B. 231, a bill to be entitled an act to fix the salary of the Judge and the Solicitor of the General County Court of Duplin County.

Referred to Committee on Salaries and Fees.

S. B. 232, a bill to be entitled an act to reduce the number of jurors in the trial of criminal cases in the General County Court of Duplin County and to fix the fees of all jurors in Duplin County at six dollars per day.

Referred to Committee on Judiciary No. 2.

S. B. 246, a bill to be entitled an act to amend Chapter 671 of the Session Laws of 1951 relating to the salary of the Mayor of the City of Shelby.

Referred to Committee on Salaries and Fees.

S. B. 249, a bill to be entitled an act to amend Chapter 306 of the Session Laws of 1953 relating to the compensation of office assistants and expenses of the Sheriff of Edgecombe County.

Referred to Committee on Salaries and Fees.

S. B. 250, a bill to be entitled an act to amend General Statutes 156-133 relating to the compensation to be paid to auditors for drainage districts.

Referred to Committee on Salaries and Fees.

S. B. 251, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of Edgecombe County for industrial development and other purposes.

Referred to Committee on Conservation and Development.

H. B. 500, a bill to be entitled an act fixing the compensation of the Sheriff, the Clerk of Superior Court, the Tax Collector, the Register of Deeds, and the Accountant of Madison County and their deputies and assistants.

Returned for concurrence.

On motion of Representative Holcombe of Madison the bill is placed on today's Calendar.

## CALENDAR

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

H. B. 613, a bill to be entitled an act to create the Charlotte-Mecklenburg Recreation Commission.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Etheridge, Gobble, Greenwood, Gregory, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Jones of Ashe, Jordan, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead Uzzell, Valentine, Venters, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 647, a bill to be entitled an act to extend the corporate limits of the Town of Pineville in Mecklenburg County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Etheridge, Gobble, Greenwood, Gregory, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Jones of Ashe, Jordan, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead Uzzell, Valentine, Venters, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 500, a bill to be entitled an act fixing the compensation of the Sheriff, the Clerk of Superior Court, the Tax Collector, the Register of

Deeds, and the Accountant of Madison County and their deputies and assistants.

Returned for concurrence.

On motion of Representative Holcombe of Madison the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 606, a bill to be entitled an act to amend General Statutes 6-52 relating to the witness fees of salaried law enforcement officers in the criminal courts of Wayne County.

On motion of Representative Braswell the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 611, a bill to be entitled an act authorizing the Board of County Commissioners of Graham County to transfer the sum of three thousand dollars from the Debt Service Fund to the General Fund of the County.

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

H. B. 612, a bill to be entitled an act to authorize the Charlotte and Mecklenburg School Boards to co-operate with other agencies in providing recreational facilities in Charlotte and Mecklenburg County.

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

H. B. 633, a bill to be entitled an act to amend General Statutes 9-19 relating to the exemption of firemen from jury duty in Wayne County.

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

H. B. 648, a bill to be entitled an act authorizing the Board of County Commissioners of Mecklenburg County to adopt by resolution the County Manager Form of Government.

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 authorize appropriations by the Board of Commissioners of Catawba County, for industrial development and other purposes.

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

H. B. 657, a bill to be entitled an act to require persons, firms and corporations to furnish, upon request of the Register of Deeds of Washington County, blank copies of sales contracts, retain title contracts, mortgages and all other forms of instruments used by said persons, firms and corporations in the transaction of their business and which are recorded in the office of the Register of Deeds.

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

H. B. 658, a bill to be entitled an act relating to the location of new cemeteries in or within one mile of the corporate limits of the Town of Brevard in Transylvania County.

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

H. B. 525, a bill to be entitled an act to amend Chapter 156 of the General Statutes relating to drainage and drainage districts.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Etheridge, Gobble, Greenwood, Gregory, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Jones of Ashe, Jordan, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead Uzzell, Valentine, Venters, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 529, a bill to be entitled an act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Etheridge, Gobble, Greenwood, Gregory, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Jones of Ashe, Jordan, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead Uzzell, Valentine, Venters, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 572, a bill to be entitled an act amending Article 9 of Chapter 115 of the General Statutes authorizing the establishment of school capital outlay reserve funds.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Etheridge, Gobble, Greenwood, Gregory, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Jones of Ashe, Jordan, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead Uzzell, Valentine, Venters, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 161, a bill to be entitled an act to provide a method for creating the right of survivorship in bank deposits.

Representative Holmes offers an amendment.

Representative Whitley moves that the amendment offered by Representative Holmes lie upon the table; the motion prevails, and the amendment is tabled.

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

H. B. 491, a bill to be entitled an act to amend General Statutes 160-176 relating to changes in zoning ordinances by municipalities.

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

H. B. 527, a bill to be entitled an act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

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

H. B. 528, a bill to be entitled an act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

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

H. B. 567, a bill to be entitled an act to amend General Statutes 20-116, subsection (d) relating to the length of motor vehicles.

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

H. B. 568, a bill to be entitled an act to convey the State's interest in a tract of land used by Saint Ambrose Episcopal Church for religious purposes.

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 amend General Statutes 47-94 relating to the validation of certain acknowledgments, proofs of execution, and registration of certain mortgages and deeds of trust.

On motion of Representative Turner the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 589, a bill to be entitled an act to amend General Statutes 7-54 relating to Special Judges of Superior Court.

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 amending Chapter 1227 of the 1953 Session Laws entitled "An Act to authorize the County Commissioners of each county in this State to fix the salaries or other compensation of all elective and appointive county officials and employees drawing compensation from said counties", and as heretofore amended.

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

S. B. 56, a bill to be entitled an act concerning the assignment of an Assistant Attorney General to the Utilities Commission.

The bill passes its second reading.

Representative Kiser objects to the third reading of the bill and the bill remains on the Calendar.

S. B. 144, a bill to be entitled an act to provide that shares of building and loan associations and Federal savings and loan associations may be accepted by any agency, department, or official of the State of North Carolina that requires that securities be deposited with such agency, department, or official.

Passes its second and third readings and is ordered enrolled.

S. B. 157, a bill to be entitled an act to amend General Statutes 53-45 so as to authorize banks to invest in certain obligations of Federal Home Loan Banks.

Passes its second and third readings and is ordered enrolled.

S. B. 159, a bill to be entitled an act to permit industrial banks to make the same charges in connection with a single payment loan that are allowed in connection with loans repayable in two or more installments.

Passes its second and third readings and is ordered enrolled.

S. B. 163, a bill to be entitled an act to amend General Statutes 54-21.2 relating to investments by building and loan associations.

Passes its second and third readings and is ordered enrolled.

S. B. 166, a bill to be entitled an act to amend General Statutes 54-20 relating to loans by building and loan associations.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 626. A Joint Resolution commending the members of the Committee of the North Carolina Bar Association on improving and expediting the administration of justice, and the Members of the North Carolina Constitutional Commission for their devoted study and work on the many problems with which they have been confronted.

H. R. 661. A Joint Resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late W. Kerr Scott.

S. B. 38. An Act to provide for the continuity of local government in emergency.

H. B. 61. An Act to amend General Statutes 1-597 relative to publication of legal notices in counties wherein no newspaper is published.

H. B. 110. An Act amending General Statutes 51-10 relating to the issuance of marriage licenses to persons suffering from tuberculosis.

H. B. 116. An Act to amend General Statutes 106-369 relating to the purchase and resale of rabies vaccine and metal tags.

H. B. 444. An Act to authorize and empower the governing body of the City of Salisbury to construct and install, or contract for the construction and installation of, curbs and gutters on its public streets, and to specially assess the cost thereof against property abutting upon such public street so improved; and prescribing the procedure therefor.

H. B. 532. An Act to amend Chapter 286 of the Session Laws of 1953 relating to the compensation of the Sheriff and Deputy Sheriff of Polk County.

H. B. 552. An Act relating to the terms of office of the Mayor and Commissioners of the Town of Winterville in Pitt County.

H. B. 556. An Act to amend Chapter 169 of the Session Laws of 1955 relating to rural fire districts in Wake County.

H. B. 560. An Act to authorize the Coroner of Granville County to appoint a Deputy Coroner.

H. B. 565. An Act to fix the salaries and allowances to be paid to the Chairman and Members of the Board of County Commissioners of Washington County and to be paid to the Chairman and Members of the Board of Education of Washington County.

H. B. 679. An Act to exclude certain real property from the corporate limits of the Town of Conway in Northampton County.

H. B. 693. An Act relating to notice of special terms of the Superior Court.

On motion of Representative Uzzell and pursuant to H. R. 680, heretofore adopted by the House, the House adjourns in honor of the memory of the late Honorable John J. Parker, and will meet tomorrow at 10:00 o'clock A. M.

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## SEVENTIETH DAY

HOUSE OF REPRESENTATIVES

Saturday, April 25, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Herbert the House adjourns and will meet Monday night at 8:00 o'clock.

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## SEVENTY-FIRST DAY

HOUSE OF REPRESENTATIVES

Monday Night, April 27, 1959

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



Prayer is offered by Representative Radford Powell of Rockingham County.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hill of Durham the courtesies of the floor are extended the Honorable Henry Hall Wilson of Union County, a former member of the House.

Representative Bell is granted a leave of absence for tonight, Monday, April 27, 1959.

On motion of Representative Braswell H. B. 633, entitled "A bill to be entitled an act to amend General Statutes 9-19 relating to the exemption of firemen from jury duty in Wayne County", is recalled from the Senate for further consideration by the House.

On motion of Representative Wilson, Wayne Bray of Caswell County is made an honorary page of the House of Representatives.

On motion of Representative Wallace, Lynda Holyfield and Barbara Atkins of Wake County are made honorary pagettes of the House.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 525, a bill to be entitled an act to amend Chapter 156 of the General Statutes relating to drainage and drainage districts.

H. B. 578, a bill to be entitled an act to amend General Statutes 47-94 relating to the validation of certain acknowledgments, proofs of execution, and registration of certain mortgages and deeds of trust.

H. B. 606, a bill to be entitled an act to amend General Statutes 6-52 relating to the witness fees of salaried law enforcement officers in the criminal courts of Wayne County.

#### 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 Representative Snapp, for the Committee on State Government.

H. B. 57, a bill to be entitled an act to rewrite Chapter 146 of the General Statutes, entitled "State Lands".

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Snapp the substitute bill is adopted.

On motion of Representative Whitehurst the bill is placed on the Calendar for consideration on Tuesday, May 5, 1959.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Stone, Kiser, Gobble, and Drummond:

H. R. 694, a joint resolution honoring the life and memory of Virgil A. Wilson, a former member of the General Assembly from Forsyth County.

On motion of Representative Stone the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF VIRGIL A. WILSON, A FORMER MEMBER OF THE GENERAL ASSEMBLY FROM FORSYTH COUNTY.

WHEREAS, Virgil A. Wilson of Rural Hall, North Carolina, a former Representative in the General Assembly of North Carolina from Forsyth County, died at the age of 63, ending a long life of distinguished service to his county and the state; and

WHEREAS, Virgil A. Wilson was born at Pfafftown on August 31, 1895, the son of George F. and Ella Spach Wilson; and

WHEREAS, Virgil A. Wilson was educated at Bethania High School and attended the University of North Carolina where he was a member of the class of 1918; and

WHEREAS, Virgil A. Wilson was a veteran of World War I and a member of the American Legion Post at Rural Hall; and

WHEREAS, Virgil A. Wilson was warehouse officer for the United States Bureau of Customs for the past ten years; and

WHEREAS, Virgil A. Wilson served in the House of Representatives during the 1937 and 1939 Regular Sessions of the General Assembly, as well as at two Special Sessions of the General Assembly during that period; and

WHEREAS, Virgil A. Wilson as Legislator in 1939 introduced a state-wide bill which clarified the legal and financial position of the sanitary districts in North Carolina; and

WHEREAS, Virgil A. Wilson took an early interest in the creation of the Rural Hall Sanitary District and was chosen to be a member of the First District Commission: NOW, THEREFORE,

Be it resolved by the House of Representatives, the Senate concurring:

Section 1. In the death of Virgil A. Wilson, the State of North Carolina has lost a distinguished and devoted public servant, and the General Assembly of North Carolina pauses and gives honor to his character and achievements, he being a former member of this Body, and pays respect to a man who lived a useful life devoted to his family, his church, his county and his state.

Sec. 2. When the General Assembly adjourns on the 27th day of April, 1959, it shall adjourn in memory of Virgil A. Wilson and in respect to his useful life.

Sec. 3. A copy of this resolution shall be spread upon the minutes of the House of Representatives and the Senate.

Sec. 4. A copy of this resolution, duly certified, shall be forwarded to the family of Virgil A. Wilson.

Sec. 5. This resolution shall become effective from and after its adoption.

By Representatives High and Valentine:

H. B. 695, a bill to be entitled an act to amend General Statutes 95-4 so as to empower the North Carolina Department of Labor to make, promulgate and enforce rules and regulations to provide for the safety of the employees of railroads or railways.

Referred to Committee on Public Utilities.

By Representative Britt of Robeson:

H. B. 696, a bill to be entitled an act to amend General Statutes 48-21 relating to the validity of adoption proceedings.

Referred to Committee on Judiciary No. 2.

By Representative Arledge:

H. B. 697, a bill to be entitled an act to authorize the expenditure of certain surplus funds for the erection of a county building in Polk County.

Referred to Committee on Local Government.

By Representative Black:

H. B. 698, a bill to be entitled an act authorizing the Board of Commissioners of Cabarrus County to fix, within the limits specified, the compensation of the Clerk of the Superior Court and the Register of Deeds of said county.

Referred to Committee on Local Government.

#### 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. 231, a bill to be entitled an act to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges.

Returned for concurrence in Senate amendment.

On motion of Representative Johnson the bill is placed on the Calendar for consideration on April 29, 1959.

H. B. 479, a bill to be entitled an act amending Article 8, Chapter 143 of the General Statutes relating to public building contracts.

Returned for concurrence in Senate amendment.

On motion of Representative Hargett the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 236, a bill to be entitled an act to amend General Statutes 115-116 and General Statutes 115-119 relating to special tax elections for school purposes in Lincoln County.

Referred to Committee on Finance.

S. B. 241, a bill to be entitled an act to prohibit the taking of deer from public highways in Granville County.

Referred to Committee on Wildlife Resources.

S. B. 258, a bill to be entitled an act amending General Statutes 113-104 relating to the possession and sale of snares.

Referred to Committee on Wildlife Resources.

S. B. 240, a bill to be entitled an act to amend Chapter 117 of the General Statutes to permit membership corporations to elect directors on staggered terms and to pay them for meetings attendance; to require that such corporations' terms of membership be reasonable and that applicants for membership not be arbitrarily denied; and to provide for domestication of out-of-state telephone membership corporations.

Passed first reading.

On motion of Representative Childers the rules are suspended and the bill is placed on today's Calendar for consideration.

#### CALENDAR

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

H. B. 613, a bill to be entitled an act to create the Charlotte-Mecklenburg Recreation Commission.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers,

Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—101.

Those voting in the negative are: None.

H. B. 647, a bill to be entitled an act to extend the corporate limits of the Town of Pineville in Mecklenburg County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—101.

Those voting in the negative are: None.

S. B. 240, a bill to be entitled an act to amend Chapter 117 of the General Statutes to permit membership corporations to elect directors on staggered terms and to pay them for meeting attendance; to require that such corporations' terms of membership be reasonable and that applicants for membership not be arbitrarily denied; and to provide for domestication of out-of-state telephone membership corporations.

Passes its second and third readings and is ordered enrolled.

H. B. 566, a bill to be entitled an act to amend Chapter 117 of the General Statutes to permit membership corporations to elect directors on staggered terms and to pay them for meetings attendance; to require that such corporations' terms of membership be reasonable and that applicants for

membership not be arbitrarily denied; and to provide for domestication of out-of-state telephone membership corporations.

On motion of Representative Childers consideration of the bill is postponed indefinitely.

House Committee Substitute for S. B. 110, a bill to be entitled an act to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

On motion of Representative Snapp consideration of the bill is postponed until Tuesday, April 28, 1959.

On motion of Representative Lackey and pursuant to resolution heretofore adopted, the House adjourns in honor of the late Virgil A. Wilson, a former member of the House from Forsyth County, and will meet tomorrow at 12 o'clock Noon.

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## SEVENTY-SECOND DAY

HOUSE OF REPRESENTATIVES  
Tuesday, April 28, 1959

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

Prayer is offered by Representative Thomas of Johnston County.

Representatives Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Courtney, Barbara Kay Ledwell and Sandra Gail Gaither, granddaughters of Representative and Mrs. Gaither of Transylvania County, are made honorary pagettes of the House.

On motion of Representative Kiser, John Toliver Davis, new son of Representative and Mrs. Toliver Davis of Rutherford County, is made an honorary page of the House.

On motion of Representative Wilson, Ann Marie Page of Wake County is made an honorary pagette of the House.

On motion of Representative Stone the following girls of Forsyth County are made honorary pagettes of the House: Mary Catherine Kanipe, Carol Randall Hutchins, Elise Roxanne Hutchins and Ann Carter.

On motion of Representative Hill of Catawba the following boys and girls of Catawba County are made honorary pages and pagettes, respectively, of the House: Philip Murray Tate, Steven Gary Tate, William Randall Bost, Lesley Allyson Brown, William Lee Vander Linden, William Harry Vander Linden, Harriet Alice Tate, Nancy Carol Bost, Rebekah Eugenia Ross and Martha Lee Vander Linden.

## 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 Representative Leatherman, for the Committee on Judiciary No. 1.

Committee Substitute for H. B. 509, a bill to be entitled an act requiring the Justices of the Peace of Asheville Township to direct processes issued by them to the Constable of Asheville Township.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Leatherman the substitute bill is adopted.

H. B. 617, a bill to be entitled an act to amend General Statutes 97-47 of the Workmen's Compensation Act relating to the modification of compensation by the Industrial Commission due to change in condition of employee.

With a favorable report.

H. B. 618, a bill to be entitled an act to amend General Statutes 97-31 of the Workmen's Compensation Act relating to bodily disfigurement and loss of use or injury to parts of the body and rate of compensation to be awarded therefor.

With a favorable report.

H. B. 619, a bill to be entitled an act to amend General Statutes 97-53 relating to occupational diseases under the Workmen's Compensation Act.

With a favorable report.

H. B. 663, a bill to be entitled an act to authorize the governing body of the Town of Ayden to execute a deed reconveying certain property situated in Pitt County to E. F. Dennis and wife.

With a favorable report.

H. B. 685, a bill to be entitled an act to extend the time for making the quadrennial revaluation and reassessment of real property in Burke County.

With a favorable report.

H. B. 688, a bill to be entitled an act to authorize the Board of County Commissioners of Franklin County to place certain surplus funds into a special fund to be used for capital improvements.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 651, a bill to be entitled an act to validate the actions and proceedings of the City Council of the City of Durham in re-defining and rearranging election wards in said city.

With a favorable report.

H. B. 608, a bill to be entitled an act to amend General Statutes 153-9 relating to fire protection in Lenoir County.

With a favorable report.

H. B. 650, a bill to be entitled an act to validate the actions and proceedings of the City Council of the City of Durham in extending the corporate limits of said city.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 506, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons.

With a favorable report.

H. B. 507, a bill to be entitled an act to rewrite General Statutes 160-452 relating to the annexation of land by municipalities on petition by all owners of real property.

With a favorable report.

H. B. 508, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons.

With a favorable report.

H. B. 665, a bill to be entitled an act to amend the Charter of the City of Monroe so as to provide for the holding of primary elections for the nomination of candidates for the general municipal elections for said city.

With a favorable report.

H. B. 666, a bill to be entitled an act to amend the Charter of the City of Monroe relating to the number of the Board of Aldermen of said city, providing for a vote by the Mayor of said city, and prescribing the salaries of said Mayor and other officials of said city.

With a favorable report.

H. B. 675, a bill to be entitled an act to amend Section 4 of Chapter 456 of the Session Laws of 1947, relating to investments of pension funds by the Board of Trustees of the Pension Fund of the City of Fayetteville, in Cumberland County.

With a favorable report.

H. B. 676, a bill to be entitled an act to repeal Section 1 of Article 11 of Chapter 28 of the Private Laws of 1925 relating to the City of Fayetteville, North Carolina, so as to place said city under the General Statutes of North Carolina with respect to contracts on which advertisements and bids are required.



With a favorable report.

H. B. 677, a bill to be entitled an act to authorize the Board of County Commissioners of Cumberland County and the Cumberland Board of Education to offer and pay rewards not to exceed \$1,000.00.

With a favorable report.

H. B. 697, a bill to be entitled an act to authorize the expenditure of certain surplus funds for the erection of a county building in Polk County.

With a favorable report.

S. B. 189, a bill to be entitled an act providing for the election of the County Accountant and Tax Supervisor of Mitchell County, fixing his salary and the salary of his assistant, and providing for filling vacancies in said office.

With a favorable report.

S. B. 195, a bill to be entitled an act to provide for the investment of funds by Pitt County.

With a favorable report, as amended.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 656, a bill to be entitled an act to authorize the Register of Deeds of Washington County to install in the Register of Deeds' Office a record book, or bookbinder, to be designated or labeled "Miscellaneous", to be used for conditional sales contracts, mortgages, crop liens, deeds of trust and similar instruments and to validate the previous use of such a book or record.

With a favorable report.

H. B. 669, a bill to be entitled an act to establish a law library in Henderson County.

With a favorable report.

S. B. 232, a bill to be entitled an act to reduce the number of jurors in the trial of criminal cases in the General County Court of Duplin County and to fix the fees of all jurors in Duplin County at six dollars per day.

With a favorable report.

S. B. 245, a bill to be entitled an act to amend General Statutes 14-335 relating to public drunkenness so as to make the same apply to Cleveland County.

With a favorable report.

S. B. 84, a bill to be entitled an act to amend General Statutes 108-30.1 and General Statutes 108-30.2 relating to actions to foreclose old age assistance liens.

With an unfavorable report.

S. B. 153, a bill to be entitled an act to provide for the defense of State Highway Patrolmen by the State when such officers are sued or prosecuted in connection with the performance of their official duties.

With an unfavorable report.

By Representative Venters, for the Committee on Health.

H. B. 464, a bill to be entitled an act making clarifying amendments to Article 16 of Chapter 130 of the General Statutes, relating to regulation of the manufacture of bedding.

With a favorable report.

H. B. 601, a bill to be entitled an act to amend Chapter 130 of the General Statutes relating to records of birth of abandoned children.

With a favorable report, as amended.

H. B. 628, a bill to be entitled an act to amend Article 24 of Chapter 130 of the General Statutes of North Carolina relating to the formation and corporate powers of mosquito control districts.

With a favorable report.

S. B. 183, a bill to be entitled an act validating and confirming the appointment or election of members of sanitary district boards and all actions and proceedings taken in relation to the annexation of additional territory by sanitary districts.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Taylor, Wooten, Hicks, Watkins, Woodard of Northampton and Hunt:

H. B. 699, a bill to be entitled an act defining the responsibilities of the State Highway Commission and Municipalities in providing a coordinated system of Streets and highways in and around municipalities.

Referred to Committee on Roads and Highway Safety.

By Representative Belk:

H. B. 700, a bill to be entitled an act to amend General Statutes 55-45 (b) of the Business Corporation Act.

Referred to Committee on Corporations.

By Representative Ansell:

H. B. 701, a bill to be entitled an act to authorize the hunting and taking of foxes in certain portions of Currituck County at any time during the year.

Referred to Committee on Wildlife Resources.

By Representatives Leatherman, Philpott and Doughton:

H. B. 702, a bill to be entitled an act to amend General Statutes 163-78 of the Election Laws so as to combine challenge day with the last day of registration prior to a primary or an election.

Referred to Committee on Elections and Election Laws.

By Representatives Davis of Lenoir, Hardy, Thomas, Woodard of Wilson, Hargett, Jones of Pitt, Spruill, Delamar, Braswell and Johnson:

H. B. 703, a bill to be entitled an act to appropriate to the Department of Agriculture sufficient funds to establish a swine diagnostic center in Lenoir County.

Referred to Committee on Appropriations.

By Representatives Henley and High:

H. B. 704, a bill to be entitled an act to create a Law Enforcement Officers Relief Fund for the Peace Officers Association of Cumberland County.

Referred to Committee on Local Government.

By Representative Venters:

H. R. 705, a joint resolution commending the members of the Commission to Study the Cause and Control of Cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium.

Referred to Committee on Health.

By Representative Rodenbough:

H. B. 706, a bill to be entitled an act to amend General Statutes 135-5 relating to disability retirement allowances.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representative Valentine:

H. B. 707, a bill to be entitled an act to revise and consolidate the Charter of the Town of Castalia, North Carolina.

Referred to 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. 218, a bill to be entitled an act to amend Chapter 52A of the General Statutes of North Carolina relating to the Uniform Reciprocal Enforcement of Support.

Referred to Committee on Judiciary No. 2.

S. B. 269, a bill to be entitled an act to fix the salaries of certain officials and employees of New Hanover County.

Referred to Committee on Salaries and Fees.

S. B. 270, a bill to be entitled an act to repeal Chapter 426 of the Public-Local Laws of 1919 relating to meter adjusters in New Hanover County.

Referred to Committee on Local Government.

S. B. 271, a bill to be entitled an act to amend Chapter 271 of the Public-Local Laws of 1929 relating to the Emergency and Pension Fund for law enforcement officers of New Hanover County.

Referred to Committee on Local Government.

S. B. 272, a bill to be entitled an act to amend Article 36 of Chapter 160 of the General Statutes so as to make the same applicable to New Hanover County.

Referred to Committee on Local Government.

#### CALENDAR

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

S. B. 56, a bill to be entitled an act concerning the assignment of an Assistant Attorney General to the Utilities Commission.

Representative Umstead offers an amendment which is adopted.

The bill passes its third reading, as amended, and is ordered sent to the Senate for concurrence in House amendment.

House Committee Substitute for S. B. 110, a bill to be entitled an act to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House Substitute bill.

H. B. 77, a bill to be entitled an act to amend General Statutes 163-140 so as to provide for a second primary to be held to nominate a candidate where two candidates received a tie vote in the first primary.

Representative Regan offers an amendment.

Representative Crawford of Buncombe offers an amendment.

Representative Crawford of Buncombe withdraws his amendment.

The question now recurs to the adoption of the amendment offered by Representative Regan.

The amendment offered by Representative Regan is adopted.

Representative Uzzell offers an amendment which is adopted.

Representative Hostetler moves that the bill be recommitted to a Judiciary Committee; the motion fails.

Representative Black offers an amendment.

Representative Whitley moves that the amendment offered by Representative Black lie on the table; the motion prevails and the amendment offered by Representative Black is tabled.

Representative Reid offers an amendment.

Representative Leatherman moves that the amendment offered by Representative Reid lie on the table; the motion fails.

The question now recurs to the adoption of the amendment offered by Representative Reid.

The amendment offered by Representative Reid is adopted.

The question now recurs to the passage of the bill on its readings, as amended.

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

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 680. A Joint Resolution of respect to the memory of the Honorable John J. Parker.

S. B. 60. An Act to authorize the Board of County Commissioners of Halifax County to levy a tax upon the property in Scotland Neck, Palmyra, Roseneath and Conoconara Townships in Halifax County for the operation, maintenance and equipping of "Our Community Hospital, Incorporated", a non-profit charitable organization.

S. B. 71. An Act to amend Chapter 96, General Statutes of North Carolina, as amended, known as the Employment Security Law, to provide for the payment of extended benefits under certain emergency conditions; to define agricultural labor and partial weekly benefits; to include as a part of the Unemployment Trust Fund of this State certain moneys being received under the provisions of the Reed Act under Title IX of the Social Security Act, as amended; and to further clarify certain provisions of said chapter.

S. B. 144. An Act to provide that shares of Building and Loan Associations and Federal Savings and Loan Associations may be accepted by any agency, department, or official of the State of North Carolina that requires that securities be deposited with such agency, department, or official.

S. B. 157. An Act to amend General Statutes 53-45 so as to authorize banks to invest in certain obligations of Federal Home Loan Banks.

S. B. 159. An Act to permit industrial banks to make the same charges in connection with a single payment loan that are allowed in connection with loans repayable in two or more installments.

S. B. 163. An Act to amend General Statutes 54-21.2 relating to investments by Building and Loan Associations.

S. B. 166. An Act to amend General Statutes 54-20 relating to loans by Building and Loan Associations.

H. B. 255. An Act to authorize the Commissioner of Revenue to release the lien of state tax judgments upon real property under certain circumstances.

H. B. 301. An Act to amend General Statutes 158-2 relating to the approval of voters for money appropriations by local governments.

H. B. 338. An Act to provide for a required accounting by State Highway Patrolmen for subsistence allowances so as to bring such accounting within the purview of Section 1.162-17 (b) of the regulations of the Internal Revenue Service.

H. B. 359. An Act to authorize the Board of County Commissioners of Watauga County to fix the salaries of the Sheriff and Deputy Sheriffs and to amend General Statutes 162-7 relating to fees to be charged by the Sheriff in Watauga County.

H. B. 361. An Act to amend General Statutes 152-5 in respect to Coroners fees in Richmond County.

H. B. 412. An Act to amend General Statutes 105-422 relating to the barring of tax liens in Burke County.

H. B. 426. An Act to authorize the Board of Commissioners of Davidson County to fix the fees to be charged by the Register of Deeds of Davidson County.

H. B. 434. An Act to amend Chapter 666 of the Session Laws of 1951, relating to the compensation of the Mayor of the City of Winston-Salem.

H. B. 435. An Act to amend General Statutes 153-9, relating to fees of county officers in Montgomery County, and General Statutes 153-48.3, relating to salaries of county officers in Montgomery County.

H. B. 461. An Act to amend the Charter of the Town of Kernersville with respect to the compensation of the members of the governing body thereof.

H. B. 467. An Act to provide for the reorganization of the Mecklenburg County Board of Education, the nomination and election of its members, to define in part their powers and authority and to repeal Section 55 of Chapter 366, Public-Local Laws of 1939, as amended.

H. B. 469. An Act amending Chapter 306, Session Laws of 1951, relating to the barring of tax liens applicable to Warren County.

H. B. 470. An Act amending Chapter 642, Session Laws of 1957, relating to the salary of the Sheriff, the Register of Deeds, the Clerk of the Superior Court, and the Accountant of Macon County.

H. B. 473. An Act to allow a discount for prepayment of ad valorem taxes in the Town of Gibsonville.

H. B. 474. An Act to amend Chapter 388 of the Public-Local Laws of 1939, relating to the time and place for the advertisement and sale of land for taxes in the Town of Gibsonville.

H. B. 489. An Act authorizing and directing the Board of Commissioners of Hyde County to deposit in or transfer to the general fund of the county all collections of delinquent taxes for the years prior to 1955.

H. B. 500. An Act fixing the compensation of the Sheriff, the Clerk of Superior Court, the Tax Collector, the Register of Deeds, and the Accountant of Madison County and their deputies and assistants,

H. B. 519. An Act to fix the compensation of jurors in Vance County.

H. B. 531. An Act amending General Statutes 2-26 relating to fees to be charged by the Clerk of Superior Court of Burke County.

S. B. 240. An Act to amend Chapter 117 of the General Statutes to permit membership corporations to elect directors on staggered terms and to pay them for meetings attendance; to require that such corporations' terms of membership be reasonable and that applicants for membership not be arbitrarily denied; and to provide for domestication of out-of-state telephone membership corporations.

H. B. 276. An Act to amend General Statutes 153-9 so as to authorize the levy of a special tax in Beaufort County with respect to the Veterans Service Officer, the County Accountant, the Farm Demonstration Agent, and the Home Demonstration Agent and validating acts thereunder.

H. B. 362. An Act relating to the appointment and compensation of certain Officials and employees of Richmond County.

H. B. 367. An Act to amend General Statutes 153-9(40) and General Statutes 160-22 so as to authorize city, county, and joint planning boards to contract for and furnish technical assistant to one another.

H. B. 456. An Act to amend General Statutes 160-2(3) relating to municipal cemeteries.

H. B. 479. An Act amending Article 8, Chapter 143 of the General Statutes relating to public building contracts.

H. B. 486. An Act repealing Section 2 of Chapter 275, Public-Local Laws of 1931, as rewritten, and Section 3 of Chapter 4, Public-Local Laws of 1935, so as to place the Constable of Asheville Township on a fee basis after the first Monday in December, 1960.

H. B. 523. An Act to amend General Statutes 153-9 so as to authorize the Board of County Commissioners of Hoke County to levy taxes to pay the salaries and office expenses of certain county employees.

H. B. 539. An Act to amend General Statutes 160-452 relating to the eligibility of voters in referendum for extension of corporate limits of the Town of Atlantic Beach in Carteret County .

H. B. 547. An Act to amend Chapter 220 of the Session Laws of 1953 relating to the Charter of the Town of Kill Devil Hills in Dare County.

H. B. 554. An Act to provide for the allocation of delinquent taxes collected by Warren County.

H. B. 555. An Act to amend Chapter 2, Private Laws of 1925, to re-define the corporate limits of the Town of Forest City in Rutherford County.

H. B. 569. An Act to authorize the employment of a plumbing inspector in Wake County.

On motion of Representative Spruill the House adjourns in honor of the Honorable W. G. Clark of Edgecombe County, a former member of the North Carolina Senate, and will meet tomorrow at 12 o'clock noon.

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## SEVENTY-THIRD DAY

HOUSE OF REPRESENTATIVES

Wednesday, April 29, 1959

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

Prayer is offered by Representative Carroll Holmes of Perquimans County.

Representative Yates for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Henley, Kathy and Marie Reese of Cumberland County are made honorary pagettes of the House of Representatives.

On motion of Representative Byrd, the following boys and girls of Burke County are made honorary pagettes and pages, respectively, of the House: Dennis Perry, Charles Chapman, Jerome Perry Abernethy, Jr., Thomas Arnold Parham, Rebecca Ann Rhoney and Robert Bond Byrd, II.

On motion of Representative Hunt, Lila Christine Tunstall of Guilford County is made an honorary pagette of the House of Representatives.

On motion of Representative Powell, Susan Gail Powell, granddaughter of Representative and Mrs. Powell of Rockingham County, and Jerry Davis of Rockingham County, are made honorary pagette and page, respectively, of the House.



On motion of Representative Spruill, the Honorable Harry Greene of Hoke County is extended the courtesies of the floor.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 77, a bill to be entitled an act to amend General Statutes 163-140 so as to provide for a second primary to be held to nominate a candidate where two candidates received a tie vote in the first primary.

#### 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 Representative Womble, for the Committee on Roads and Highway Safety.

H. B. 16, a bill to be entitled an act amending General Statutes 136-18 so as to authorize and require the State Highway Commission to repair and maintain ways to public cemeteries.

With a favorable report, as amended.

H. B. 312, a bill to be entitled an act to provide for annual inspection of motor vehicles.

With an unfavorable report.

H. B. 571, a bill to be entitled an act to amend General Statutes 20-6 to limit the definition of chauffeur to those persons who operate franchised motor vehicles.

With an unfavorable report.

H. B. 622, a bill to be entitled an act to amend Chapter 192 of the Session Laws of 1947, relating to the operation of motor vehicles in certain beach areas in Dare County.

With a favorable report.

H. B. 642, a bill to be entitled an act to permit the State Bureau of Investigation to equip its vehicles with sirens and other special equipment.

With a favorable report.

By Representative Kiser, for the Committee on Public Welfare.

H. B. 587, a bill to be entitled an act to amend General Statutes 108-9 to prohibit the payment of welfare or public assistance funds for the care of occupants of nursing homes or homes for the aged or infirm owned or operated by members of public welfare and other boards or their relatives.

With a favorable report, as amended.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 167, a bill to be entitled an act to authorize any municipal corporation of this State to regulate or prohibit cemeteries within one mile of its corporate limits.

With an unfavorable report.

H. B. 605, a bill to be entitled an act to amend General Statutes 28-47 relating to the notice of personal representatives to creditors.

With an unfavorable report.

House Committee Substitute for S. B. 97, a bill to be entitled an act to clarify the exemption of certain property from ad valorem taxation.

With an unfavorable report as to bill, favorable as to House Committee Substitute bill.

On motion of Representative Valentine the substitute bill is adopted.

On motion of Representative Valentine the bill is placed on the Calendar for consideration May 5, 1959.

S. B. 164, a bill to be entitled an act to amend Chapter 66 of the General Statutes of North Carolina relating to the registration of purchases of used automobile parts and accessories.

With an unfavorable report.

By Representative Rodenbough, for the Committee on Teachers' and State Employees' Retirement.

H. B. 535, a bill to be entitled an act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System.

With a favorable report.

H. B. 596, a bill to be entitled an act to amend General Statutes 135-5 relating to the Teachers' and State Employees' Retirement System, so as to make more definite the procedure for retirement.

With a favorable report.

H. B. 597, a bill to be entitled an act to amend Article 3 of Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

With a favorable report, as amended.

H. B. 598, a bill to be entitled an act to amend General Statutes 135-14 relating to pensions of certain teachers and State employees.

With a favorable report.

H. B. 609, a bill to be entitled an act to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Onslow County.

With a favorable report.

By Representative Thomas, for the Committee on Salaries and Fees.

H. B. 558, a bill to be entitled an act to change the fees of the Sheriff of Wilkes County.

With a favorable report, as amended.

H. B. 634, a bill to be entitled an act to amend Chapter 220 of the Session Laws of 1955 relating to fees of the Register of Deeds of Person County so as to increase the fee to be charged for deeds for easement right-of-way.

With a favorable report.

H. B. 635, a bill to be entitled an act to make the provisions of General Statutes 2-34 and General Statutes 2-35 relating to the Clerk of Superior Courts' fees for auditing final accounts of receivers, executors and trustees applicable to Person County.

With a favorable report.

H. B. 636, a bill to be entitled an act to fix and regulate the fees that may be charged and collected by the Clerk of Superior Court of Person County for the probate of chattel mortgages.

With a favorable report.

H. B. 637, a bill to be entitled an act to amend Chapter 165 of the Session Laws of 1953 so as to increase the salary of the Clerk of Superior Court of Person County.

With a favorable report.

H. B. 638, a bill to be entitled an act to amend Chapter 1129 of the Session Laws of 1957 so as to increase the salaries of the Sheriff and Register of Deeds of Person County.

With a favorable report.

H. B. 639, a bill to be entitled an act to fix and regulate certain fees to be charged by the Sheriff of Person County.

With a favorable report.

H. B. 683, a bill to be entitled an act to fix the compensation of the County Commissioners of Davidson County.

With a favorable report.

S. B. 227, a bill to be entitled an act to fix the fees of the Sheriff and other officers of Moore County, to provide for the appointment of deputies and their compensation, and the disposition of fees.

With a favorable report.

S. B. 246, a bill to be entitled an act to amend Chapter 671 of the Session Laws of 1951 relating to the salary of the Mayor of the City of Shelby.

With a favorable report.

S. B. 249, a bill to be entitled an act to amend Chapter 306 of the Session Laws of 1953 relating to the compensation of office assistants and expenses of the Sheriff of Edgecombe County.

With a favorable report.

S. B. 250, a bill to be entitled an act to amend General Statutes 156-133 relating to the compensation to be paid to auditors for drainage districts.

With a favorable report.

By Representative Hargett, for the Committee on Education.

H. B. 581, a bill to be entitled an act appropriating funds to the State Board of Education for a program of education by television in the schools of the State.

With a favorable report.

On motion of Representative Hargett the bill is recommitted to Committee on Appropriations.

H. B. 641, a bill to be entitled an act relating to the selection of trustees for the Leaksville Township Public School District.

With a favorable report.

H. B. 645, a bill to be entitled an act rewriting Section 4, Chapter 403, Public Laws of 1891, so as to provide for the election and term of office of the members of the Shelby City Board of Education.

With a favorable report, as amended.

H. B. 668, a bill to be entitled an act authorizing the Hendersonville City Board of Education to appoint an advisory committee for any school within the Hendersonville City Administrative Unit.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Sermons:

H. B. 708, a bill to be entitled an act to amend H. B. 475, ratified on the 23rd day of April, 1959, entitled "An Act to incorporate the Town of Chocowinity in Beaufort County."

On motion of Representative Sermons the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Buchanan:

H. B. 709, a bill to be entitled an act to create the State Law Enforcement Officers' Death Benefit Act.

Referred to Committee on Appropriations.

By Representative Wicker:

H. B. 710, a bill to be entitled an act relating to the operation of loud speakers, radios, piccolos, phonographs or other machinery or devices for the reproduction of musical and human voices outside of buildings after 11:00 o'clock at night in the rural areas of Lee County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 711, a bill to be entitled an act relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said county.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 712, a bill to be entitled an act relating to the operation or playing of pool or billiards on Sunday in the rural areas of Lee County.

Referred to Committee on Counties, Cities and Towns.

By Representative Woodard of Northampton:

H. B. 713, a bill to be entitled an act to amend Article 13 of Chapter 20 of the General Statutes relating to the Vehicle Financial Responsibility Act of 1957.

Referred to Committee on Insurance.

By Representative Burlison:

H. B. 714, a bill to be entitled an act to authorize the Sheriff of Mitchell County to appoint additional deputies sheriff.

Referred to Committee on Salaries and Fees.

And,

H. B. 715, a bill to be entitled an act to amend Chapter 1105 of the Session Laws of 1955 relating to the compensation of the Clerk of the Superior Court of Mitchell County.

Referred to Committee on Salaries and Fees.

By Representatives Yates, Buchanan, Greenwood, Hicks and Thomas:

H. B. 716, a bill to be entitled an act re-writing General Statutes 120-6 so as to provide that the General Assembly shall convene on the first Wednesday after the first Monday in January next after the election of its members.

Referred to Committee on State Government.

By Representative Uzzell:

H. B. 717, a bill to be entitled an act to amend Article 3 of Chapter 6 of the General Statutes to provide for the allowance of counsel fees in certain personal injury or property damage cases.

Referred to Committee on Judiciary No. 1.

And,

H. B. 718, a bill to be entitled an act to authorize the issuance of certificates to registered veterinarians of other states.

Referred to 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. 155, a bill to be entitled an act amending and rewriting certain sections of Chapter 139 of the General Statutes relating to Soil Conservation Districts so as to provide for the establishment of watershed improvement districts.

Referred to Committee on Agriculture.

S. B. 209, a bill to be entitled an act permitting Columbus County to authorize bonds for school purposes in the maximum aggregate principal amount of seven hundred and fifty thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Referred to Committee on Education.

S. B. 287, a bill to be entitled an act to extend the power of arrest to officers and men of units of the National Guard in certain emergencies.

Referred to Committee on Judiciary No. 2.

#### SPECIAL MESSAGE FROM THE SENATE

Senate Chamber  
April 28, 1959

*Mr. Speaker:*

Pursuant to your request we are returning herewith H. B. No. 633, entitled "A bill to be entitled an act to amend General Statutes 9-19 relating to the exemption of firemen from jury duty in Wayne County."

Respectfully,  
S. RAY BYERLY,  
*Principal Clerk*

Pursuant to the above Message Representative Braswell moves that the vote by which the bill passed its third reading be reconsidered; the motion prevails.

On motion of Representative Braswell the vote by which the bill passed its second reading is reconsidered.

On motion of Representative Braswell the bill is recommitted to the Committee on Local Government.

#### CALENDAR

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

H. B. 509, a bill to be entitled an act requiring the Justices of the Peace of Asheville Township to direct processes issued by them to the Constable of Asheville Township.

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

H. B. 608, a bill to be entitled an act to amend General Statutes 153-9 relating to fire protection in Lenoir County.

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

H. B. 650, a bill to be entitled an act to validate the actions and proceedings of the City Council of the City of Durham in extending the corporate limits of said City.

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 validate the actions and proceedings of the City Council of the City of Durham in re-defining and rearranging election wards in said City.

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

H. B. 656, a bill to be entitled an act to authorize the Register of Deeds of Washington County to install in the Register of Deeds' Office a record book, or bookbinder, to be designated or labeled "Miscellaneous", to be used for conditional sales contracts, mortgages, crop liens, deeds of trust and similar instruments and to validate the previous use of such a book or record.

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

H. B. 663, a bill to be entitled an act to authorize the governing body of the Town of Ayden to execute a deed reconvening certain property situated in Pitt County to E. F. Dennis and wife.

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

H. B. 665, a bill to be entitled an act to amend the Charter of the City of Monroe so as to provide for the holding of primary elections for the nomination of candidates for the general municipal elections for said City.

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 the Charter of the City of Monroe relating to the number of the Board of Aldermen of said City, providing for a vote by the Mayor of said City, and prescribing the salaries of said Mayor and other officials of said City.

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

H. B. 669, a bill to be entitled an act to establish a law library in Henderson 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 Section 4 of Chapter 456 of the Session Laws of 1947, relating to investments of pension funds by the Board of Trustees of the Pension Fund of the City of Fayetteville, in Cumberland 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 repeal Section 1 of Article 11 of Chapter 28 of the Private Laws of 1925 relating to the City of Fayetteville, North Carolina, so as to place said City under the General Statutes of North Carolina with respect to contracts on which advertisements and bids are required.

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 authorize the Board of County Commissioners of Cumberland County and the Cumberland County Board of Education to offer and pay rewards not to exceed \$1,000.00.

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 extend the time for making the quadrennial revaluation and reassessment of real property in Burke County.

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

H. B. 688, a bill to be entitled an act to authorize the Board of County Commissioners of Franklin County to place certain surplus funds into a special fund to be used for capital improvements.



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 authorize the expenditure of certain surplus funds for the erection of a county building in Polk County.

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

S. B. 189, a bill to be entitled an act providing for the election of the County Accountant and Tax Supervisor of Mitchell County, fixing his salary and the salary of his Assistant, and providing for filling vacancies in said office.

Passes its second and third readings and is ordered enrolled.

S. B. 195, a bill to be entitled an act to provide for the investment of funds by Pitt County.

On motion of Representative Wooten the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 232, a bill to be entitled an act to reduce the number of jurors in the trial of criminal cases in the General County Court of Duplin County and to fix the fees of all jurors in Duplin County at six dollars per day.

Passes its second and third readings and is ordered enrolled.

S. B. 245, a bill to be entitled an act to amend General Statutes 14-335 relating to public drunkenness so as to make the same apply to Cleveland County.

Passes its second and third readings and is ordered enrolled.

H. B. 464, a bill to be entitled an act making clarifying amendments to Article 16 of Chapter 130 of the General Statutes, relating to regulation of the manufacture of bedding.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Regan, Rodenbough, Satterfield,

Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 506, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons.

On motion of Representative Kemp consideration of the bill is postponed until Tuesday, May 5, 1959.

H. B. 507, a bill to be entitled an act to rewrite General Statutes 160-452 relating to the annexation of land by municipalities on petition by all owners of real property.

On motion of Representative Kemp consideration of the bill is postponed until Tuesday, May 5, 1959.

H. B. 508, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons.

On motion of Representative Kemp consideration of the bill is postponed until Tuesday, May 5, 1959.

H. B. 628, a bill to be entitled an act to amend Article 24 of Chapter 130 of the General Statutes of North Carolina relating to the formation and corporate powers of mosquito control districts.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Bursleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—111.

Those voting in the negative are: None.

S. B. 183, a bill to be entitled an act validating and confirming the appointment or election of members of sanitary district boards and all actions and proceedings taken in relation to the annexation of additional territory by sanitary districts.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burlison, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Paterson, Phelps, Philpott, Powell, Quinn, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—111.

Those voting in the negative are: None.

H. B. 231, a bill to be entitled an act to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges.

Returned for concurrence.

On motion of Representative Johnson the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 260, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the State Highway Commission.

On motion of Representative Jones of Pitt consideration of the bill is postponed until May 7, 1959.

H. B. 601, a bill to be entitled an act to amend Chapter 130 of the General Statutes relating to records of birth of abandoned children.

On motion of Representative Venters the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 617, a bill to be entitled an act to amend General Statutes 97-47 of the Workmen's Compensation Act relating to the modification of compensation by the Industrial Commission due to change in condition of employee.

Representative Bowman offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 618, a bill to be entitled an act to amend General Statutes 97-31 of the Workmen's Compensation Act relating to bodily disfigurement and loss of use or injury to parts of the body and rate of compensation to be awarded therefor.

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

H. B. 619, a bill to be entitled an act to amend General Statutes 97-53 relating to occupational diseases under the Workmen's Compensation Act.

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

On motion of Representative Thomas the House adjourns and will meet tomorrow at 12:00 o'clock noon.

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## SEVENTY-FOURTH DAY

HOUSE OF REPRESENTATIVES

Thursday, April 30, 1959

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

Prayer is offered by Representative Sidney Britt of Bladen County.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Cohoon, Catherine and Leslie Carol Phelps of Buncombe County and John Mahlon Phelps, II, of Harnett County, grandchildren of Representative and Mrs. Phelps of Washington County are made honorary pageette and pages, respectively, of the House of Representatives.

Mr. Speaker Hewlett appoints Julia Page Dolley, new daughter of Representative and Mrs. Dolley of Gaston County, an honorary pageette of the House.

Representative Lackey is granted a leave of absence for Friday, May 1, 1959.

Representative Buchanan is granted a leave of absence for Thursday, Friday, and Saturday, April 29, 30, and May 1, 1959.

Representative Venters is granted a leave of absence for Monday and Tuesday, May 4 and 5, 1959.

Representative Crawford of Swain is granted a leave of absence for Friday, May 1, 1959.

On motion of Representative Whitley H. B. 571, entitled "a bill to be entitled an act to amend General Statutes 20-6 to limit the definition of chauffeur to those persons who operate franchised motor vehicles", is taken from the unfavorable Calendar and recommitted to the Committee on Roads and Highway Safety.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 601, a bill to be entitled an act to amend Chapter 130 of the General Statutes relating to records of birth of abandoned children.

H. B. 617, a bill to be entitled an act to amend General Statutes 97-47 of the Workmen's Compensation Act relating to the modification of compensation by the Industrial Commission due to change in condition of employee.

#### 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 Representative Valentine, for the Committee on Judiciary No. 2.

Committee Substitute for H. B. 468, a bill to be entitled an act to amend Chapter 14 of the General Statutes relating to the possession of explosives.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Valentine the substitute bill is adopted.

On motion of Representative Valentine the bill is placed on the Calendar for consideration on Tuesday, May 5, 1959.

S. B. 287, a bill to be entitled an act to extend the power of arrest to officers and men of units of the National Guard in certain emergencies.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 671, a bill to be entitled an act to authorize the Board of County Commissioners of Graham County to pay mileage to Sheriff's Department for travel outside county.

With a favorable report.

H. B. 698, a bill to be entitled an act authorizing the Board of Commissioners of Cabarrus County to fix, within the limits specified, the compensation of the Clerk of the Superior Court and the Register of Deeds of said county.

With a favorable report.

H. B. 704, a bill to be entitled an act to create a Law Enforcement Officers' Relief Fund for the Peace Officers' Association of Cumberland County.

With a favorable report.

S. B. 270, a bill to be entitled an act to repeal Chapter 426 of the Public-Local Laws of 1919 relating to meter adjusters in New Hanover County.

With a favorable report.

S. B. 271, a bill to be entitled an act to amend Chapter 271 of the Public-Local Laws of 1929 relating to the Emergency and Pension Fund for law enforcement officers of New Hanover County.

With a favorable report.

S. B. 272, a bill to be entitled an act to amend Article 36 of Chapter 160 of the General Statutes so as to make the same applicable to New Hanover County.

With a favorable report.

By Representative Holcombe, for the Committee on Elections and Election Laws.

H. B. 621, a bill to be entitled an act to amend Chapter 238 of the Session Laws of 1959, the same being H. B. 360, ratified April 7, 1959, entitled "a bill to be entitled an act rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the state-wide primary laws."

With a favorable report.

H. B. 610, a bill to be entitled an act repealing Chapter 210, Session Laws of 1951, as modified by Chapter 598, Session Laws of 1955, and amending Chapter 826, Session Laws of 1957, relating to the rotation of the position of Democratic candidates for the office of State Senator among the counties of Cherokee, Clay, Graham, Macon, and Swain, which constitute the Thirty-Third Senatorial District.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 640, a bill to be entitled an act authorizing the governing body of the City of Roxboro to exchange certain property owned by said city for certain other property owned by Mrs. G. W. Kane, Jr., and W. D. Merritt in order to enable the City to widen a portion of Gordon Street.

With a favorable report.

H. B. 670, a bill to be entitled an act to amend General Statutes 105-405 relating to the release or remission of taxes by local taxing authorities.

With a favorable report.

By Representative O'Neal, for the Committee on Commercial Fisheries and Oyster Industry.

S. B. 22, a bill to be entitled an act to amend General Statutes 113-136 relating to the taking of clams, shrimp, fish, and oysters by persons for their own personal use.

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 Representative Strayhorn:

H. R. 719, a joint resolution designating May 1, 1959, as Law Day in North Carolina.

On motion of Representative Strayhorn the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Britt of Bladen:

H. R. 720, a joint resolution petitioning the commodity credit corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation loan program for grain storage facilities.

On motion of Representative Britt of Bladen the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Davis of Lenoir:

H. B. 721, a bill to be entitled an act to amend heretofore ratified H. B. 367 and heretofore ratified H. B. 370 by exempting Lenoir County from the provisions thereof.

Referred to Committee on Local Government.

By Representative Satterfield:

H. B. 722, a bill to be entitled an act to amend General Statutes 143-11 pertaining to the preparation of the proposed budget so as to require the

Director of the Budget to submit such budget to the General Assembly at least thirty days prior to the convening date of the General Assembly.

Referred to Committee on Appropriations.

By Representative Wooten:

H. B. 723, a bill to be entitled an act to amend General Statutes 156-120 relating to easements and rights-of-way belonging to drainage districts.

Referred to Committee on Judiciary No. 1.

By Representative Jordan:

H. B. 724, a bill to be entitled an act to amend General Statutes 163-115 of the Election Laws so as to increase the amount received by registrars in furnishing lists of registered voters to applicants.

Referred to Committee on Elections and Election Laws.

By Representatives High and Horton:

H. B. 725, a bill to be entitled an act to prohibit the advertisement of wines, beers, and other alcoholic beverages through any advertising media.

Referred to Committee on Judiciary No. 2.

By Representative Cover:

H. B. 726, a bill to be entitled an act repealing Section 2 of Chapter 194, Session Laws of 1951, as amended, so as to place the Deputies Sheriff of Cherokee County on a fee basis.

Referred to Committee on Local Government.

By Representative Arledge:

H. B. 727, a bill to be entitled an act to authorize the Board of County Commissioners of Polk County to adjust or cancel delinquent tax accounts for the period 1951 through 1955.

Referred to Committee on Local Government.

By Representatives Leatherman, Whitmire, Wilson, Powell, Arledge, Childers, Strayhorn, Reid, Bynum, Hill of Catawba, Gaither, Taylor, Braswell, Black, Raby, Holmes, and Edmisten:

H. B. 728, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the Clerks of Superior Court and Registers of Deeds.

Referred to Committee on Judiciary No. 1.

By Representative Humphrey:

H. B. 729, a bill to be entitled an act to increase the penalty for operating a motor vehicle in excess of eighty miles per hour.

Referred to Committee on Judiciary No. 2.

And,



H. B. 730, a bill to be entitled an act to establish a prima facie rule of evidence as to the operation of motor vehicles speeding in excess of 80 miles per hour.

Referred to 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. 254, a bill to be entitled an act to amend General Statutes 77-14 relating to obstructions in streams and farm land drainage districts so as to make the same apply to other lands.

Referred to Committee on Conservation and Development.

S. B. 268, a bill to be entitled an act relative to the recognition of gain or loss upon receipt of divested stock pursuant to order enforcing the antitrust laws.

Referred to Committee on Judiciary No. 1.

S. B. 274, a bill to be entitled an act to amend Chapter 160 of the General Statutes relating to the condemnation and removal of unsafe buildings in the City of Durham in Durham County.

Referred to Committee on Local Government.

S. B. 275, a bill to be entitled an act amending the Charter of the Town of Spruce Pine so as to authorize the commissioners of said town to fix the salary of the mayor at not more than \$50.00 per month and the commissioners at not more than \$25.00 per month each.

Referred to Committee on Counties, Cities, and Towns.

S. B. 284, a bill to be entitled an act relating to the revocation or suspension of motor vehicle licenses for failure to satisfy judgment.

Referred to Committee on Roads and Highway Safety.

S. B. 285, a bill to be entitled an act relating to the terms of office and election of the Board of County Commissioners of Union County.

Referred to Committee on Local Government.

S. B. 288, a bill to be entitled an act relating to the election of County Board of Commissioners for Cleveland County.

Referred to Committee on Local Government.

#### CALENDAR

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

H. B. 558, a bill to be entitled an act to change the fees of the Sheriff of Wilkes County.

On motion of Representative Story the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 622, a bill to be entitled an act to amend Chapter 192 of the Session Laws of 1947 relating to the operation of motor vehicles in certain beach areas in Dare 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 amend Chapter 220 of the Session Laws of 1955 relating to fees of the Register of Deeds of Person County so as to increase the fee to be charged for deeds for easement right-of-way.

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

H. B. 635, a bill to be entitled an act to make the provisions of General Statutes 2-34 and General Statutes 2-35 relating to the Clerk of Superior Courts' fees for auditing final accounts of receivers, executors, and trustees applicable to Person County.

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

H. B. 636, a bill to be entitled an act to fix and regulate the fees that may be charged and collected by the Clerk of Superior Court of Person County for the probate of chattel mortgages.

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

H. B. 637, a bill to be entitled an act to amend Chapter 165 of the Session Laws of 1953 so as to increase the salary of the Clerk of Superior Court of Person County.

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

H. B. 638, a bill to be entitled an act to amend Chapter 1129 of the Session Laws of 1957 so as to increase the salaries of the Sheriff and Register of Deeds of Person County.

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

H. B. 639, a bill to be entitled an act to fix and regulate certain fees to be charged by the Sheriff of Person 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 relating to the selection of Trustees for the Leaksville Township Public School District.

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 rewriting Section 4, Chapter 403, Public Laws of 1891, so as to provide for the election and term of office of the members of the Shelby City Board of Education.

On motion of Representative Palmer the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 668, a bill to be entitled an act authorizing the Hendersonville City Board of Education to appoint an advisory committee for any school within the Hendersonville City Administrative Unit.

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

H. B. 683, a bill to be entitled an act to fix the compensation of the County Commissioners of Davidson County.

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

S. B. 202, a bill to be entitled an act appointing members of the Columbus County Board of Education and fixing their terms of office.

On motion of Representative Williamson the committee amendment is adopted.

On motion of Representative Williamson consideration of the bill is postponed until May 12, 1959.

S. B. 227, a bill to be entitled an act to fix the fees of the Sheriff and other officers of Moore County; to provide for the appointment of deputies and their compensation, and the disposition of fees.

Passes its second and third readings and is ordered enrolled.

S. B. 246, a bill to be entitled an act to amend Chapter 671 of the Session Laws of 1951 relating to the salary of the Mayor of the City of Shelby.

Passes its second and third readings and is ordered enrolled.

S. B. 249, a bill to be entitled an act to amend Chapter 306 of the Session Laws of 1953 relating to the compensation of office assistants and expenses of the Sheriff of Edgecombe County.

Passes its second and third readings and is ordered enrolled.

H. B. 464, a bill to be entitled an act making clarifying amendments to Article 16 of Chapter 130 of the General Statutes relating to regulation of the manufacture of bedding.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of

Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 628, a bill to be entitled an act to amend Article 24 of Chapter 130 of the General Statutes of North Carolina relating to the formation and corporate powers of mosquito control districts.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—109.

Those voting in the negative are: None.

S. B. 183, a bill to be entitled an act validating and confirming the appointment or election of members of sanitary district boards and all actions and proceedings taken in relation to the annexation of additional territory by sanitary districts.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton,

Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 16, a bill to be entitled an act amending General Statutes 136-18 so as to authorize and require the State Highway Commission to repair and maintain ways to public cemeteries.

On motion of Representative Whitley consideration of the bill is postponed until Tuesday, May 5, 1959.

H. B. 535, a bill to be entitled an act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System.

On motion of Representative Rodenbough consideration of the bill is postponed until Friday, May 1, 1959.

H. B. 587, a bill to be entitled an act to amend General Statutes 108-9 to prohibit the payment of Welfare or Public Assistance Funds for the care of occupants of nursing homes or homes for the aged or infirm owned or operated by members of Public Welfare and other boards or their relatives.

On motion of Representative Taylor the committee amendment is adopted.

Representative Kemp offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 596, a bill to be entitled an act to amend General Statutes 135-5, relating to the Teachers' and State Employees' Retirement System so as to make more definite the procedure for retirement.

On motion of Representative Rodenbough consideration of the bill is postponed until Friday, May 1, 1959.

H. B. 597, a bill to be entitled an act to amend Article 3 of Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

On motion of Representative Rodenbough consideration of the bill is postponed until Friday, May 1, 1959.

H. B. 598, a bill to be entitled an act to amend General Statutes 135-14 relating to pensions of certain teachers and state employees.

On motion of Representative Rodenbough consideration of the bill is postponed until Friday, May 1, 1959.

H. B. 609, a bill to be entitled an act to amend Chapter 526 of the Session Laws of 1945 relating to the Local Governmental Employees' Retirement System so as to make the same applicable to Onslow County.

On motion of Representative Rodenbough consideration of the bill is postponed until Wednesday, May 6, 1959.

H. B. 642, a bill to be entitled an act to permit the State Bureau of Investigation to equip its vehicles with sirens and other special equipment.

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

S. B. 250, a bill to be entitled an act to amend General Statutes 156-133 relating to the compensation to be paid to auditors for drainage districts.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 56. An Act concerning the assignment of an Assistant Attorney General to the Utilities Commission.

S. B. 189. An Act providing for the election of the County Accountant and Tax Supervisor of Mitchell County, fixing his salary and the salary of his assistant, and providing for filling vacancies in said office.

S. B. 232. An Act to reduce the number of jurors in the trial of criminal cases in the General County Court of Duplin County and to fix the fees of all jurors in Duplin County at six dollars per day.

S. B. 245. An Act to amend General Statutes 14-335 relating to public drunkenness so as to make the same apply to Cleveland County.

H. B. 161. An Act to provide a method for creating the right of survivorship in bank deposits.

H. B. 231. An Act to amend Chapter 113 of the General Statutes so as to permit fishing from highway bridges.

H. B. 455. An Act to amend General Statutes 143-131 to provide more uniform standards in the awarding of public contracts by counties, cities, towns, and other subdivisions of the state.

H. B. 504. An Act to amend Chapter 14 of the General Statutes relating to the use of indecent or profane language in a public place.

H. B. 512. An Act to amend General Statutes 47-51 of the General Statutes relating to seal omitted from official deeds.

H. B. 520. An Act to amend Chapter 282, Private Laws of 1911, to re-define the corporate limits of the Town of Lake Waccamaw in Columbus County.

H. B. 551. An Act to amend Chapter 321, Private Laws of 1893, to re-define the corporate limits of the Town of Everetts in Martin County.

H. B. 553. An Act to amend General Statutes 7-393 relating to the jurisdiction of the County Criminal Court of Yadkin County.

H. B. 607. An Act relating to the terms of the Superior Court of Chatham County.

H. B. 658. An Act relating to the location of new cemeteries in or within one mile of the corporate limits of the Town of Brevard in Transylvania County.

H. B. 708. An Act to amend H. B. 475, ratified on the 23rd day of April, 1959, entitled "an act to incorporate the Town of Chocowinity in Beaufort County."

On motion of Representative Raby the House adjourns and will meet tomorrow at 10:30 A. M.

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## SEVENTY-FIFTH DAY

HOUSE OF REPRESENTATIVES  
Friday, May 1, 1959

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

Prayer is offered by Representative Rodenbough of Stokes County.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Representative Leatherman is granted a leave of absence for Friday, Saturday and Monday, May 1, 2 and 4, 1959.

On motion of Representative Snapp, Durham Smith, Jr. of Mecklenburg County is made an honorary page of the House of Representatives.

On motion of Representative Hunt, Jerry Kirkman, Frank Cochran and Ken Stewart of Guilford County are made honorary pages of the House.

On motion of Representative Newman the boys and girls of the three eighth grades of the Albemarle Junior High School in Stanly County are made honorary pages and pagettes of the House of Representatives.

On motion of Representative Hill of Catawba, Lesly Allyson Brown of Catawba County is made an honorary page of the House.

On motion of Representative Hargett, Barbara Gale Koonce of Jones County is made an honorary pagette of the House of Representatives.

On motion of Representative Strayhorn the following boys and girls of Durham County are made honorary pages and pagettes, respectively, of the House: Miles Fairfax Cary, A. Pell Pickett, Lynn L. Styers, Carlyle C. White, Thomas M. Wilson, Elizabeth Ward Callaway, Susan Dees, Barbara Jean Hoffer, Gwendolyn S. Horton, Sarah Theresa King, Mary Banks McPherson, Anne Stuart Robinson and Martha R. Tarrant.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 558, a bill to be entitled an act to change the fees of the Sheriff of Wilkes County.

H. B. 587, a bill to be entitled an act to amend General Statutes 108-9 to prohibit the payment of welfare or public assistance funds for the care of occupants of nursing homes or homes for the aged or infirm owned or operated by members of public welfare and other boards or their relatives.

H. B. 645, a bill to be entitled an act rewriting Section 4, Chapter 403, Public Laws of 1891, so as to provide for the election and term of office of the members of the Shelby City Board of Education.

#### 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 Representative Turner, for the Committee on Judiciary No. 1.

S. B. 23, a bill to be entitled an act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

With a favorable report, as amended.

By Representative Thomas, for the Committee on Salaries and Fees.

H. B. 655, a bill to be entitled an act relating to the compensation of the Chairman and of the other members of the Board of Commissioners of Catawba 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 Representative Powell:

H. B. 731, a bill to be entitled an act to revise and consolidate the Charter of the Town of Spray, North Carolina.

Referred to Committee on Local Government.

By Representative Williamson:

H. B. 732, a bill to be entitled an act restricting the jurisdiction of certain inferior courts.

Referred to Committee on Judiciary No. 1.

And,

H. B. 733, a bill to be entitled an act to amend Chapter 422 of the Session Laws of 1957 relating to the Columbus County Law Enforcement Officers' Relief Fund.

Referred to Committee on Judiciary No. 1.

By Representatives Snapp, Hicks, Belk, Strayhorn, Hill of Durham, Turner, Kemp, Uzzell, Bowman, Harriss of Rowan, Hardy, Coates, Wicker, Jones of Pitt, G'Neal and Stone:

H. B. 734, a bill to be entitled an act to amend Chapter 18 of the General Statutes to make unlawful the purchase of intoxicating beverages by persons under eighteen years of age, and to prohibit consumption on licensed premises of alcoholic liquors, the sale and possession of which is not authorized by law.

Referred to Committee on Judiciary No. 1.

By Representatives Snapp, Belk, Hicks and Kennedy:

H. B. 735, a bill to be entitled an act to amend Chapter 338, Private Laws of 1909, and Chapter 366, Public-Local Laws of 1939, relating to the Recorder's Court of the City of Charlotte in Mecklenburg County.

Referred to Committee on Judiciary No. 1.

By Representatives Zollicoffer and Yarborough:

H. B. 736, a bill to be entitled an act to amend Section 3, Article V, and Section 5, Article V, of the Constitution of North Carolina relative to the power of the General Assembly to exempt and to classify property for ad valorem tax purposes.

Referred to Committee on Constitutional Amendments.

By Representative Wicker:

H. B. 737, a bill to be entitled an act authorizing an election in Lee County upon the question of districting the County for the nomination of County Commissioners.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 738, a bill to be entitled an act relating to the terms of office of the members of the Board of County Commissioners of Lee County.

Referred to Committee on Counties, Cities and Towns.

By Representative Spruill:

H. B. 739, a bill to be entitled an act to validate certain acts of the Town Commissioners of the Town of Lewiston in Bertie County relating to the paving of streets in the Town of Lewiston during the year 1957.

Referred to 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. 278, a bill to be entitled an act to amend Chapter 4 of the Session Laws of 1949 relating to the corporate limits of the Town of Shallotte so as to correct a mistake set out in the description of the corporate limits of said town.

Referred to Committee on Local Government.

#### CALENDAR

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

H. B. 621, a bill to be entitled an act to amend Chapter 238 of the Session Laws of 1959, the same being H. B. 360, ratified April 7, 1959, entitled "a bill to be entitled an act rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the state-wide primary laws."

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 authorizing the governing body of the City of Roxboro to exchange certain property owned by said City for certain other property owned by Mrs. G. W. Kane, Jr., and W. D. Merritt in order to enable the City to widen a portion of Gordon Street.

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 authorize the Board of County Commissioners of Graham County to pay mileage to Sheriff's Department for travel outside 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 authorizing the Board of Commissioners of Cabarrus County to fix, within the limits specified, the compensa-

tion of the Clerk of the Superior Court and Register of Deeds of said 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 to create a Law Enforcement Officers Relief Fund for the Peace Officers Association of Cumberland County.

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 repeal Chapter 426 of the Public-Local Laws of 1919 relating to meter adjusters in New Hanover County.

Passes its second and third readings and is ordered enrolled.

S. B. 271, a bill to be entitled an act to amend Chapter 271 of the Public-Local Laws of 1929 relating to the Emergency and Pension Fund for law enforcement officers of New Hanover County.

Passes its second and third readings and is ordered enrolled.

S. B. 272, a bill to be entitled an act to amend Article 36 of Chapter 160 of the General Statutes so as to make the same applicable to New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 485, a bill to be entitled an act to amend General Statutes 135-5 relating to benefits under the Teachers' and State Employees' Retirement System.

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 to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System.

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

H. B. 596, a bill to be entitled an act to amend General Statutes 135-5, relating to the Teachers' and State Employees' Retirement System, so as to make more definite the procedure for retirement.

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

H. B. 597, a bill to be entitled an act to amend Article 3 of Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

On motion of Representative Rodenbough the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 598, a bill to be entitled an act to amend General Statutes 135-14, relating to pensions of certain teachers and State employees.

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

H. B. 610, a bill to be entitled an act repealing Chapter 210, Session Laws of 1951, as modified by Chapter 598, Session Laws of 1955 and amending Chapter 826, Session Laws of 1957, relating to the rotation of the position of Democratic candidates for the office of State Senator among the Counties of Cherokee, Clay, Graham, Macon and Swain, which constitute the Thirty-Third Senatorial District.

On motion of Representative Britt of Robeson consideration of the bill is postponed until May 5, 1959.

H. B. 670, a bill to be entitled an act to amend General Statutes 105-405, relating to the release or remission of taxes by local taxing authorities.

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 to amend General Statutes 113-136 relating to the taking of clams, shrimp, fish and oysters by persons for their own personal use.

On motion of Representative Bowman the Committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendments.

S. B. 287, a bill to be entitled an act to extend the power of arrest to officers and men of units of the National Guard in certain emergencies.

Representative Humphrey moves that consideration of the bill be postponed until May 5, 1959.

Representative Whitley moves that the motion made by Representative Humphrey be tabled; the motion prevails and the motion to postpone consideration of the bill is tabled.

Representative Valentine calls the previous question, the call sustains.

The question now recurs to the passage of the bill on its second reading.

The bill passes its second reading.

Representative Humphrey objects to the third reading of the bill and the bill remains on the Calendar for consideration on Monday Night, May 4, 1959.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 719. A Joint Resolution designating May 1, 1959, as Law Day in North Carolina.

S. B. 183. An Act validating and confirming the appointment or election of members of sanitary district boards and all actions and proceedings taken in relation to the annexation of additional territory by sanitary districts.

S. B. 195. An Act to provide for the investment of funds by Pitt County.

S. B. 227. An Act to fix the fees of the Sheriff and other officers of Moore County, to provide for the appointment of deputies and their compensation, and the disposition of fees.

S. B. 246. An Act to amend Chapter 671 of the Session Laws of 1951 relating to the salary of the Mayor of the City of Shelby.

S. B. 249. An Act to amend Chapter 306 of the Session Laws of 1953 relating to the compensation of office assistants and expenses of the Sheriff of Edgecombe County.

S. B. 250. An Act to amend General Statutes 156-133 relating to the compensation to be paid to auditors for drainage districts.

H. B. 377. An Act to amend General Statutes 127-102 relating to the distribution of allowances made to organizations of the National Guard.

H. B. 451. An Act to amend General Statutes 62-71 so as to require the payment of interest on amounts ordered refunded where utilities have put rates in effect under bond.

H. B. 576. An Act to amend Chapter 641 of the Session Laws of 1949, relating to the Charter of the City of Monroe, to extend the corporate limits of said City and to extend the jurisdiction of the peace officers of said City.

On motion of Representative Kiser the House adjourns and will meet tomorrow at 10 o'clock A.M.

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## SEVENTY-SIXTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, May 2, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by Representative Harris of Wake, Speaker Pro Tempore.

Representative Kiser reports for the Committee on the Journal, that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Kiser the House adjourns and will meet Monday night at 8 o'clock.

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## SEVENTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Monday Night, May 4, 1959

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

Prayer is offered by the Reverend R. J. Hahn, pastor of the Waynesville Methodist Church, Waynesville, North Carolina.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Yates, Dianne and Gary Hahn of Haywood County are made honorary pagette and page, respectively, of the House.

On motion of Representative Hill of Catawba, Linda Dianne Bowman of Mecklenburg County, Elyse Hill Brawley and Kimberly Ann Brawley of Iredell County, Nelson Goolsby of Forsyth County, John, Lesley and Jeffrey Walker of Catawba County are made honorary pages and pagettes, respectively, of the House of Representatives.

On motion of Representative Stone, John Charles Sewell of Forsyth County is made an honorary page of the House.

On motion of Representative Horton, Gary Jacques of Chatham County is made an honorary page of the House of Representatives.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 597, a bill to be entitled an act to amend Article 3 of Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

### 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 Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 649, a bill to be entitled an act to amend General Statutes 153-77 relating to the purposes for which bonds may be issued and taxes levied by counties.

With a favorable report.

S. B. 135, a bill to be entitled an act to amend General Statutes 1-175 relating to the time within which application for continuance before term must be made.

With a favorable report, as amended.

S. B. 137, a bill to be entitled an act to rewrite General Statutes 8-72 relating to the notice required for taking depositions.

With a favorable report, as amended.

S. B. 201, a bill to be entitled an act to create the Carolina Charter Tercentenary Commission.

Reported without prejudice, with the recommendation that the bill be re-committed to the Committee on Appropriations.

On motion of Representative Valentine the bill is recommitted to Committee on Appropriations.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Buchanan, Yates, Lloyd and Cover:

H. B. 740, a bill to be entitled an act to exempt sales by Cherokee Indian Reservation merchants from the sales and use tax.

Referred to Committee on Finance.

By Representative Holmes:

H. B. 741, a bill to be entitled an act amending Chapter 1036, Session Laws of 1945, so as to provide that General Statutes 2-33 and General Statutes 2-34 relating to fees to be charged by the Clerks of the Superior Court, shall not apply to Perquimans County.

Referred to Committee on Salaries and Fees.

And,

H. B. 742, a bill to be entitled an act providing that costs of meals furnished to prisoners in the Perquimans County Jail shall be included in the bill of costs in criminal cases.

Referred to Committee on Judiciary No. 2.

By Representatives Quinn and Black:

H. B. 743, a bill to be entitled an act amending General Statutes 160-68 so as to provide for seven Library Trustees in the City of Concord.

Referred to Committee on Counties, Cities and Towns.

By Representative Byrd:

H. B. 744, a bill to be entitled an act to provide for the appointment of a part-time Assistant Clerk of Superior Court in Burke County and to fix his compensation.

Referred to Committee on Judiciary No. 1.

By Representative Burgess:

H. B. 745, a bill to be entitled an act to authorize the County Board of Education of Camden County to sell certain real property at private sale.

Referred to Committee on Education.

By Representatives Coates and Thomas:

H. B. 746, a bill to be entitled an act to amend Chapter 705 of the Session Laws of 1957, relating to the Johnston County Recorder's Court.

Referred to Committee on Counties, Cities and Towns.

By Representative Hill of Durham:

H. B. 747, a bill to be entitled an act to impose an additional five dollar license tax on the operation of music machines for the benefit of the North Carolina Symphony Society.

Referred to Committee on Finance.

By Representative Kiser:

H. B. 748, a bill to be entitled an act to amend Chapter 115 of the Public-Local Laws of 1913 so as to enable trial on the original warrant of misdemeanor cases appealed from the County Criminal Court of Scotland County to the Superior Court.

Referred to Committee on Judiciary No. 2.

And,

H. B. 749, a bill to be entitled an act to exempt from the sales tax sales of used text books.

Referred to 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. 280, a bill to be entitled an act authorizing the transfer to the General Fund of Vance County of any delinquent taxes hereafter collected for the retirement of the Townsville Township Railroad Bonds.

Referred to Committee on Local Government.



S. B. 286, a bill to be entitled an act to fix the fees, costs and commissions to be charged and collected by the Clerk of the Superior Court of Edgecombe County Recorder's Court.

Referred to Committee on Counties, Cities and Towns.

S. B. 292, a bill to be entitled an act to amend Chapter 173 of the Session Laws of 1957 so as to fix the salaries of the Clerk of Superior Court, Sheriff and Register of Deeds of Beaufort County.

Referred to Committee on Salaries and Fees.

S. B. 294, a bill to be entitled an act to authorize the governing body of the Town of Angier to release, settle or otherwise adjust taxes due prior to July 1, 1949.

Referred to Committee on Local Government.

S. B. 295, a bill to be entitled an act relating to the authority of police officers of the Town of Angier.

Referred to Committee on Local Government.

S. B. 296, a bill to be entitled an act to authorize the Coroner of Harnett County to appoint an Assistant Coroner to act in his absence.

Referred to Committee on Local Government.

H. B. 440, a bill to be entitled an act to provide for the election of the County Board of Education in Chowan County.

Placed on the Calendar for concurrence.

#### CALENDAR

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

H. B. 655, a bill to be entitled an act relating to the compensation of the Chairman and of the other members of the Board of Commissioners of Catawba County.

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

S. B. 287, a bill to be entitled an act to extend the power of arrest to officers and men of units of the National Guard in certain emergencies.

Representative Humphrey offers an amendment which is adopted.

The bill passes its third reading, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 23, a bill to be entitled an act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

On motion of Representative Turner consideration of the bill is postponed until May 5, 1959.

On motion of Representative Holcombe of Yancey the House adjourns in honor of Dr. W. L. Bennett, a member of the House during the 1943-45 Sessions and will meet tomorrow at 12:00 o'clock noon.

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## SEVENTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, May 5, 1959

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

Prayer is offered by the Reverend Lynwood Peterson, Pastor of the First Baptist Church of Lincolnton, North Carolina.

Representative Uzzell, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Crawford of Swain the courtesies of the floor are extended the Honorable Thad Bryson, a former member of the House of Representatives.

On motion of Representative Satterfield the courtesies of the floor are extended the Honorable R. L. Harris of Person County, a former Speaker of the House and former Lieutenant Governor of North Carolina.

On motion of Representative Newman the courtesies of the floor are extended the Honorable Graham K. Hobbs, a former member of the House from New Hanover County.

On motion of Representative Britt of Robeson the courtesies of the floor are extended the Honorable Paul A. Thompson, a former member of the House from Robeson County.

On motion of Representative Hunter, Louis Penn Hunter, Jr., of McDowell County is made an honorary page of the House of Representatives.

On motion of Representative Stone, John Stephen Kanipe, Vicki Lynn White, and Harvey Nathaniel Young, Jr., are made honorary pages and pagette, respectively, of the House of Representatives.

### 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 Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 590, a bill to be entitled an act creating the Research Triangle Regional Planning Commission.

With a favorable report, as amended.

H. B. 592, a bill to be entitled an act to authorize the Town of Mooresville to sell certain real estate at private sale.

With a favorable report.

H. B. 710, a bill to be entitled an act relating to the operation of loud speakers, radios, piccolos, phonographs, or other machinery or devices for the reproduction of musical and human voices outside of buildings after 11:00 o'clock at night in the rural areas of Lee County.

With a favorable report.

H. B. 711, a bill to be entitled an act relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said county.

With a favorable report.

H. B. 712, a bill to be entitled an act relating to the operation or playing of pool or billiards on Sunday in the rural areas of Lee County.

With a favorable report.

H. B. 737, a bill to be entitled an act authorizing an election in Lee County upon the question of districting the county for the nomination of county commissioners.

With a favorable report.

H. B. 738, a bill to be entitled an act relating to the terms of office of the members of the Board of County Commissioners of Lee County.

With a favorable report.

H. B. 739, a bill to be entitled an act to validate certain acts of the Town Commissioners of the Town of Lewiston in Bertie County relating to the paving of streets in the Town of Lewiston during the year 1957.

With a favorable report.

H. B. 743, a bill to be entitled an act amending General Statutes 160-68 so as to provide for seven Library Trustees in the City of Concord.

With a favorable report.

S. B. 286, a bill to be entitled an act to fix the fees, costs, and commissions to be charged and collected by the Clerk of the Superior Court of Edgecombe County Recorder's Court.

With a favorable report.

By Representative Rodenbough, for the Committee on Teachers' and State Employees' Retirement.

H. B. 433, a bill to be entitled an act to amend Chapter 135 of the General Statutes so as to permit Social Security coverage of state employees who are members of the Law Enforcement Officers' Benefit and Retirement Fund, and for other purposes.

With a favorable report.

H. B. 706, a bill to be entitled an act to amend General Statutes 135-5 relating to disability retirement allowances.

With a favorable report.

By Representative Johnson, for the Committee on Wildlife Resources.

H. B. 80, a bill to be entitled an act to amend General Statutes 113-111 so as to add the county of Greene to the counties in which there is no closed season for fox hunting.

With a favorable report.

H. B. 687, a bill to be entitled an act to permit red foxes and bobcats to be taken in Sampson County at any time.

With a favorable report.

H. B. 701, a bill to be entitled an act to authorize the hunting and taking of foxes in certain portions of Currituck County at any time during the year.

With a favorable report.

S. B. 258, a bill to be entitled an act amending General Statutes 113-104 relating to the possession and sale of snares.

With a favorable report.

S. B. 241, a bill to be entitled an act to prohibit the taking of deer from public highways in Granville County.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 742, a bill to be entitled an act providing that costs of meals furnished to prisoners in the Perquimans County Jail shall be included in the bill of costs in criminal cases.

With a favorable report.

H. B. 748, a bill to be entitled an act to amend Chapter 115 of the Public-Local Laws of 1913 so as to enable trial on the original warrant of misdemeanor cases appealed from the County Criminal Court of Scotland County to the Superior Court.

With a favorable report.

S. B. 192, a bill to be entitled an act to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 417, a bill to be entitled an act extending the corporate limits of the City of High Point and amending the charter of said city with reference to the corporate limits of said city.

With a favorable report, as amended.

H. B. 727, a bill to be entitled an act to authorize the Board of County Commissioners of Polk County to adjust or cancel delinquent tax accounts for the period 1951 through 1955.

With a favorable report.

H. B. 731, a bill to be entitled an act to revise and consolidate the Charter of the Town of Spray, North Carolina.

With a favorable report.

S. B. 280, a bill to be entitled an act authorizing the transfer to the General Fund of Vance County of any delinquent taxes hereafter collected for the retirement of the Townsville Township Railroad Bonds.

With a favorable report.

S. B. 294, a bill to be entitled an act to authorize the governing body of the Town of Angier to release, settle, or otherwise adjust taxes due prior to July 1, 1949.

With a favorable report.

S. B. 295, a bill to be entitled an act relating to the authority of police officers of the Town of Angier.

With a favorable report.

S. B. 296, a bill to be entitled an act to authorize the Coroner of Harnett County to appoint an Assistant Coroner to act in his absence.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 510, a bill to be entitled an act to abolish the requirement for private seals on conveyances of real property.

With an unfavorable report.

H. B. 644, a bill to be entitled an act to create a Peace Officers' Relief Fund for the County of Chowan.

With a favorable report.

H. B. 686, a bill to be entitled an act to provide for the confiscation of motor vehicles used in committing larceny, receiving stolen goods, robbery, burglary, and certain other offenses.

With an unfavorable report.

H. B. 717, a bill to be entitled an act to amend Article 3 of Chapter 6 of the General Statutes to provide for the allowance of counsel fees in certain personal injury or property damage cases.

With a favorable report, as amended.

H. B. 733, a bill to be entitled an act to amend Chapter 422 of the Session Laws of 1957 relating to the Columbus County Law Enforcement Officers' Relief Fund.

With a favorable report.

H. B. 735, a bill to be entitled an act to amend Chapter 338, Private Laws of 1909, and Chapter 366, Public-Local Laws of 1939, relating to the Recorder's Court of the City of Charlotte in Mecklenburg County.

With a favorable report.

H. B. 744, a bill to be entitled an act to provide for the appointment of a part-time Assistant Clerk of Superior Court in Burke County and to fix his compensation.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Childers:

H. B. 750, a bill to be entitled an act authorizing the Catawba Heights Sanitary District to expend certain surplus funds for the construction of an office and utility building, subject to a referendum vote of the people within said district.

Referred to Committee on Local Government.

By Representative Hargett:

H. B. 751, a bill to be entitled an act relative to the counting of ballots cast for group candidates in Jones County.

Referred to Committee on Elections and Election Laws.

By Representative Reid:

H. B. 752, a bill to be entitled an act relating to the compensation of the Board of County Commissioners and the County Board of Education of Surry County.

Referred to Committee on Salaries and Fees.

By Representative Uzzell:

H. B. 753, a bill to be entitled an act amending various Sections of Chapter 115 of the General Statutes and defining the North Carolina public school system as consisting of eleven grades instead of twelve, and providing for a school year of two hundred days instead of one hundred eighty days.

Referred to Committee on Education.

By Representative Isaac:

H. B. 754, a bill to be entitled an act to provide that certain delinquent taxes be paid into the General Fund of Avery County.

Referred to Committee on Local Government.

By Representatives Jones of Pitt, Henley, Hunt, Crawford of Swain, Davis of Lenoir, Phelps, and Hicks:

H. B. 755, a bill to be entitled an act to provide for registration of sanitarians for the protection of the public health.

Referred to Committee on Health.

By Representative Doughton:

H. B. 756, a bill to be entitled an act to amend Chapter 682 of the 1945 Session Laws relating to the compensation of members of the Board of Education of Alleghany County.

Referred to Committee on Education.

By Representatives Kennedy, Snapp, Hicks, and Belk:

H. B. 757, a bill to be entitled an act to amend H. B. 467, ratified April 28, 1959, relating to the reorganization of the Mecklenburg County Board of Education.

Referred to Committee on Education.

By Representative Davis of Rutherford:

H. B. 758, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Rutherford County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 759, a bill to be entitled an act to amend General Statutes 9-25 so as to provide the manner of drawing grand juries in Rutherford County.

Referred to Committee on Judiciary No. 1.

By Representative Snapp:

H. B. 760, a bill to be entitled an act to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons.

Referred to Committee on Judiciary No. 1.

By Representative Hunter:

H. B. 761, a bill to be entitled an act amending General Statutes 143-135 relating to the letting of contracts by the McDowell County Board of Education and the Marion City Board of Education.

Referred to Committee on Education.

And,

H. B. 762, a bill to be entitled an act fixing the terms of office of the County Commissioners of McDowell County.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 763, a bill to be entitled an act amending Chapter 1160, Session Laws of 1953, relating to the filing of papers by Clerks of the Superior Court so as to make said chapter applicable to McDowell County.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 764, a bill to be entitled an act providing for the transfer of cases from the McDowell County Criminal Court to the Superior Court when trial by jury is demanded.

Referred to Committee on Judiciary No. 2.

And,

H. B. 765, a bill to be entitled an act to amend Chapter 19 of the General Statutes relating to public nuisances in McDowell County.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Kemp, Turner, Hunt, and Humphrey:

H. B. 766, a bill to be entitled an act to authorize the Board of County Commissioners of Guilford County to supplement the salary of the District Solicitor of the Superior Court.

Referred to Committee on Local Government.

By Representative Gaither:

H. B. 767, a bill to be entitled an act to provide aid to the Brevard Music Foundation, Incorporated.

Referred to Committee on Appropriations.

By Representative Blue:

H. B. 768, a bill to be entitled an act to require withholding of income taxes from wages and filing of declarations of estimated income and current payment of income tax liability by individuals.

Referred to Committee on Finance.

By Representative Lloyd:

H. B. 769, a bill to be entitled an act to amend Chapter 245, Session Laws of 1957, relating to the salary of the County Accountant in Graham County.

Referred to Committee on Salaries and Fees.



And,

H. B. 770, a bill to be entitled an act to amend Chapter 190, Session Laws of 1947, relating to the salary of the Register of Deeds of Graham County.

Referred to Committee on Salaries and Fees.

By Representative Whitehurst:

H. B. 771, a bill to be entitled an act to incorporate the Town of Trent Woods in Craven County, North Carolina.

Referred to Committee on Local Government.

#### 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. 260, a bill to be entitled an act to provide for reserves for losses in building and loan or savings and loan associations.

Referred to Committee on Banks and Banking.

S. B. 298, a bill to be entitled an act to appoint a member of the Board of Education of New Hanover County.

Referred to Committee on Education.

S. B. 299, a bill to be entitled an act relating to the qualifications for membership on the Board of County Commissioners of New Hanover County.

Referred to Committee on Local Government.

S. B. 300, a bill to be entitled an act to amend General Statutes 47-17.1 relating to the designation of draftsmen on documents accepted for probate or recordation so as to include New Hanover County within the provisions of the statute.

Referred to Committee on Local Government.

S. R. 312, a joint resolution honoring the life and memory of Brandon P. Hodges, former member of the State Senate, former Treasurer of North Carolina, who served his state with honor and distinction.

On motion of Representative Jordan the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF BRANDON P. HODGES, FORMER MEMBER OF THE STATE SENATE, FORMER TREASURER OF NORTH CAROLINA, WHO SERVED HIS STATE WITH HONOR AND DISTINCTION.

On the evening of December 4, 1957, the Honorable Brandon P. Hodges, one time member of the Senate of North Carolina, died at his home in Asheville. While he had not been in the best of health for some time, his passing shocked the state and brought a sense of great sorrow and loss to all the people of North Carolina.

In a comparatively short time, he had lived a very rich and fruitful life of great benefit not only to the City of Asheville and the County of Buncombe, but to the commonwealth of North Carolina.

Brandon Hodges was born in Asheville, North Carolina, September 6, 1903. He was educated in the public schools of Asheville, Porter Military Academy, the University of North Carolina, and Wake Forest College. He was a member of the North Carolina Bar, acting as Judge Pro Tem of the Asheville Police Court. He rendered signal service in the refinancing of Buncombe County's obligations following the depression. However, perhaps his greatest public service began in the State Senate in 1943 and 1945; there he quickly assumed a position of leadership, being Chairman of the Senate Appropriations Committee, and serving afterwards as Chairman of the Advisory Budget Commission. He also acted as Legislative Counsel of Governor Cherry, and was elected Treasurer of the State of North Carolina on November 2, 1948, and was re-elected to that office on November 4, 1952. In addition, he served on many important commissions, and was Chairman of the Board of Trustees of Western Carolina Teachers' College, 1947-48.

Of recent memory is the distinguished service of Mr. Hodges as Chairman of the Tax Study Commission, the report of which was received with sympathetic interest by the General Assembly of 1947, which enacted many of its more important recommendations into law.

Brandon Hodges was fortunate in his family life. He was married to Miss Genevive Hare, and the happy domestic circle which supported him in his career was completed by a son and a daughter: Brandon P. Jr., and Sarah Jane. Throughout his public and private life, he was strengthened by the loyalty and affection of Mrs. Hodges and their children.

Brandon Hodges possessed a high order of intelligence and had the ability to master easily the complicated and complex problems of public finance. Yet he never considered taxation and a balanced budget as isolated matters, but always related them to the human purposes that they were to serve. Thus it is proper to say that he was one fiscal expert who never forgot the humanities.

When Mr. Hodges resigned as State Treasurer in 1953, he became connected with the Champion Paper and Fibre Company of Canton, North Carolina, and it was while he was associated with this very important and progressive industry that he served with such distinction as Chairman of the Tax Study Commission.

Brandon Hodges was in every sense of the word a statesman whose mind was characterized by breadth of vision. It can be truly said of him that his view of the forest was not lost in an examination of the trees, and that he could rise above heated disputes to take a lofty look at the scene

of debate or conflict. After others had expressed sharply differing views, it was good to hear his dispassionate, calm summing up of the problem, and his tactful suggestions for a solution. He was a man who led others through the warmth of his personality and through the moral suasion of his voice. His mind was capacious, his integrity complete, his vision unobstructed by prejudice. He saw the state as a whole, and, above all, believed that industry, agriculture, and every other phase of our life were made significant and meaningful through the beneficent influence of education.

In appreciation of the life of Brandon Hodges, and the knowledge that North Carolina will miss his wisdom and his foresight, and that those of us who knew him so well will feel deeply the loss of a loyal and dependable friend, NOW, THEREFORE,  
Be it resolved by the Senate, the House of Representatives concurring:

Section 1. That in the death of Brandon P. Hodges, the State of North Carolina and the citizens of Buncombe County have lost one of their most beloved and ablest citizens, whose record of public service constituted a magnificent contribution to the progress of the State and to the cause of good government.

Sec. 2. This resolution shall be incorporated in the permanent records of this General Assembly as a tribute and expression of respect to the memory of Brandon Hodges and that a copy be furnished to the members of his immediate family.

Sec. 3. This resolution shall be in full force and effect from and after its ratification.

#### CALENDAR

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

H. B. 440, a bill to be entitled an act to provide for the election of the County Board of Education in Chowan County.

Returned for concurrence in Senate amendment.

On motion of Representative Byrum the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 649, a bill to be entitled an act to amend General Statutes 153-77 relating to the purposes for which bonds may be issued and taxes levied by counties.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burlison, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge,

Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey, of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitely, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 506, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5000 or more persons.

On motion of Representative Kemp consideration of the bill is postponed until Wednesday, May 6, 1959.

H. B. 507, a bill to be entitled an act to rewrite General Statutes 160-452 relating to the annexation of land by municipalities on petition by all owners of real property.

On motion of Representative Kemp consideration of the bill is postponed until Wednesday, May 6, 1959.

H. B. 508, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5000 persons.

On motion of Representative Kemp consideration of the bill is postponed until Wednesday, May 6, 1959.

H. B. 16, a bill to be entitled an act amending General Statutes 136-18 so as to authorize and require the State Highway Commission to repair and maintain ways to public cemeteries.

On motion of Representative Buchanan the committee amendment is adopted.

Representative Strayhorn offers an amendment which is adopted.

Representative Byrd offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 57, a bill to be entitled an act to rewrite Chapter 146 of the General Statutes, entitled "State Lands".

On motion of Representative Snapp consideration of the bill is postponed until Thursday, May 7, 1959.

H. B. 468, a bill to be entitled an act to amend Chapter 14 of the General Statutes relating to the possession of explosives.

On motion of Representative Zollicoffer consideration of the bill is postponed until Wednesday, May 6, 1959.

H. B. 610, a bill to be entitled an act repealing Chapter 210, Session Laws of 1951, as modified by Chapter 598, Session Laws of 1955, and amending Chapter 826, Session Laws of 1957, relating to the rotation of the position of Democratic candidates for the office of State Senator among the counties of Cherokee, Clay, Graham, Macon, and Swain, which constitute the Thirty-Third Senatorial District.

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

S. B. 23, a bill to be entitled an act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

On motion of Representative Turner consideration of the bill is postponed until Wednesday, May 6, 1959.

House Committee Substitute for S. B. 97, a bill to be entitled an act to clarify the exemption of certain property from ad valorem taxation.

Passes its second and third readings and is ordered sent to the Senate for concurrence in House substitute bill.

S. B. 135, a bill to be entitled an act to amend General Statutes 1-175 relating to the time within which application for continuance before term must be made.

On motion of Representative Valentine the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 137, a bill to be entitled an act to rewrite General Statutes 8-72 relating to the notice required for taking depositions.

On motion of Representative Valentine the committee amendment is adopted.

Representative Valentine offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 720. A Joint Resolution petitioning the Commodity Credit Corporation for certain changes in regulations relating to the Agricultural Stabilization Corporation loan program for grain storage facilities.

S. B. 110. An Act to amend General Statutes 15-200 to enlarge the jurisdiction of the Superior Courts in probation matters.

S. B. 270. An Act to repeal Chapter 426 of the Public-Local Laws of 1919 relating to meter adjusters in New Hanover County.

S. B. 271. An Act to amend Chapter 271 of the Public-Local Laws of 1929 relating to the Emergency and Pension Fund for law enforcement officers of New Hanover County.

S. B. 272. An Act to amend Article 36 of Chapter 160 of the General Statutes so as to make the same applicable to New Hanover County.

H. B. 188. An Act to amend General Statutes 14-401.5 prohibiting fortune telling so as to make the same applicable to Currituck County.

H. B. 436. An Act appointing certain members of the Fairmont City Board of Education.

H. B. 441. An Act designating successor Trustees of the Edenton Academy created by Chapter 39, Public Laws of 1800, and amended by Chapter 4, Public Laws of 1844, and authorizing such trustees to execute a conveyance of certain school property bounded by Queen and Church Streets in the Town of Edenton to the Edenton City Board of Education.

H. B. 448. An Act to promote the establishment and development of educational facilities and programs for selected inmates of the State Prison System.

H. B. 478. An Act amending General Statutes 115-74 so as to provide that when district lines are changed as between and among districts that have voted the same rate of supplemental tax, the same shall not have the effect of abolishing such tax.

H. B. 482. An Act providing for the election of members of the Moore County Board of Education and fixing their terms of office.

H. B. 491. An Act to amend General Statutes 160-176 relating to changes in zoning ordinances by municipalities.

H. B. 533. An Act to amend General Statutes 160-66 relating to tax levies for libraries in Polk County.

H. B. 534. An Act to amend General Statutes 115-19 relating to the nomination and election of members of the Board of Education of Polk County.

H. B. 559. An Act to increase the number of deputy sheriffs in Wilkes County, to fix their salaries, and for other purposes.

H. B. 562. An Act authorizing the Board of Education of Caswell County to transfer certain surplus current expense school funds to the Special School Fund.

H. B. 570. An Act to amend Section 143-135 of the General Statutes relating to public building contracts to regulate the construction of school buildings in Moore County.

H. B. 582. An Act to authorize the Board of Commissioners of Washington County to fix the fees and commissions which may be charged by the Register of Deeds of Washington County for the performance of any service or duty of his office as required by law.

H. B. 586. An Act relating to collection of wine and beer license taxes in Franklin County.

H. B. 602. An Act amending General Statutes 115-70 so as to authorize the Polk County Board of Education to appoint a separate committee of five for the new consolidated high school district recently created in the Polk County Administrative Unit.

H. B. 606. An Act to amend General Statutes 6-52 relating to the witness fees of salaried law enforcement officers in the Criminal Courts of Wayne County.

S. B. 22. An Act to amend General Statutes 113-136 relating to the taking of clams, shrimp, fish, and oysters by persons for their own personal use.

H. B. 310. An Act relative to the taxation of dry cleaning and laundry plants and solicitors of dry cleaning and laundry work.

H. B. 463. An Act to re-enact Article 22 of Chapter 143 of the General Statutes relating to the creation, authority, and powers of the North Carolina State Ports Authority.

H. B. 611. An Act authorizing the Board of County Commissioners of Graham County to transfer the sum of Three Thousand Dollars from the Debt Service Fund to the General Fund of the county.

H. B. 612. An Act to authorize the Charlotte and Mecklenburg school boards to cooperate with other agencies in providing recreational facilities in Charlotte and Mecklenburg County.

H. B. 648. An Act authorizing the Board of County Commissioners of Mecklenburg County to adopt by resolution the County Manager form of government.

H. B. 657. An Act to require persons, firms, and corporations to furnish, upon request of the Register of Deeds of Washington County, blank copies of sales contracts, retain title contracts, mortgages, and all other forms of instruments used by said persons, firms, and corporations in the transaction of their business and which are recorded in the office of the Register of Deeds.

H. B. 663. An Act to authorize the governing body of the Town of Ayden to execute a deed reconveying certain property situated in Pitt County to E. F. Dennis and wife.

H. B. 697. An Act to authorize the expenditure of certain surplus funds for the erection of a County Building in Polk County.

On motion of Representatives Jordan, Crawford of Buncombe, and Greenwood the House adjourns in honor of the memory of the late Brandon P. Hodges, former North Carolina Treasurer, and will meet tomorrow at 12 o'clock Noon.

## SEVENTY-NINTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, May 6, 1959

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

Prayer is offered by the Reverend B. L. Raines of Rocky Hook Baptist Church, Edenton, Chowan County.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Palmer, the Honorable O. M. Mull, former Speaker of the House from Cleveland County, is extended the courtesies of the floor.

On motion of Representative Davis of Lenoir the courtesies of the floor are extended the Honorable John G. Dawson, a former Speaker of the House from Lenoir County.

Mr. Speaker Hewlett extends the courtesies of the floor to the Honorable D. Lacy McBride, a former member of the House from Scotland County.

Representative Hunter is granted a leave of absence for Thursday and Friday, May 7 and 8.

Representative Holmes is granted a leave of absence for today, May 6, 1959.

On motion of Representative Hill of Catawba, the following boys and girl are made honorary pages and pagette of the House of Representatives: Robert M. Wilson, Jimmy L. Wilson, Patrick L. Barkley, Charles T. Barkley, John P. Barkley and Catherine A. Wilson.

On motion of Representative Black, H. B. 698 entitled, "a bill to be entitled an act authorizing the Board of Commissioners of Cabarrus County to fix, within the limits specified, the compensation of the Clerk of the Superior Court and the Register of Deeds of said county", is recalled from the Senate for further consideration by the House.

## ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully examined, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 16, a bill to be entitled an act amending General Statutes 136-18 so as to authorize and require the State Highway Commission to repair and maintain ways to public cemeteries.



## 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 Representative Hargett, for the Committee on Education.

H. B. 480, a bill to be entitled an act amending various sections of Chapter 115 of the General Statutes relating to the public schools of North Carolina.

With a favorable report, as amended.

H. B. 745, a bill to be entitled an act to authorize the County Board of Education of Camden County to sell certain real property at private sale.

With a favorable report.

H. B. 756, a bill to be entitled an act to amend Chapter 682 of the 1945 Session Laws relating to the compensation of members of the Board of Education of Alleghany County.

With a favorable report.

H. B. 757, a bill to be entitled an act to amend H. B. 467, ratified April 28, 1959, relating to the reorganization of the Mecklenburg County Board of Education.

With a favorable report.

H. B. 761, a bill to be entitled an act amending General Statutes 143-135 relating to the letting of contracts by the McDowell County Board of Education and the Marion City Board of Education.

With a favorable report.

S. B. 209, a bill to be entitled an act permitting Columbus County to authorize bonds for school purposes in the maximum aggregate principal amount of seven hundred and fifty thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

With a favorable report.

S. B. 298, a bill to be entitled an act to appoint a member of the Board of Education of New Hanover County.

With a favorable report.

By Representative Snapp, for the Committee on State Government.

H. B. 33, a bill to be entitled an act to create a State Department of Water Resources.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Snapp the substitute bill is adopted and placed on the Calendar for May 12, 1959.

By Representative Thomas, for the Committee on Salaries and Fees.

H. B. 714, a bill to be entitled an act to authorize the Sheriff of Mitchell County to appoint additional deputies sheriff.

With a favorable report.

H. B. 715, a bill to be entitled an act to amend Chapter 1105 of the Session Laws of 1955 relating to the compensation of the Clerk of the Superior Court of Mitchell County.

With a favorable report, as amended.

H. B. 741, a bill to be entitled an act amending Chapter 1036, Session Laws of 1945, so as to provide that General Statutes 2-33 and General Statutes 2-34 relating to fees to be charged by the Clerks of the Superior Court, shall not apply to Perquimans County.

With a favorable report.

H. B. 769, a bill to be entitled an act to amend Chapter 245, Session Laws of 1957, relating to the salary of the County Accountant in Graham County.

With a favorable report.

H. B. 770, a bill to be entitled an act to amend Chapter 190, Session Laws of 1947, relating to the salary of the Register of Deeds of Graham County.

With a favorable report.

S. B. 131, a bill to be entitled an act to authorize the Board of County Commissioners of Columbus County to increase the salaries and travel allowances of county employees.

With a favorable report.

S. B. 231, a bill to be entitled an act to fix the salary of the Judge and the Solicitor of the General County court of Duplin County.

With a favorable report.

S. B. 269, a bill to be entitled an act to fix the salaries of certain officials and employees of New Hanover County.

With a favorable report.

S. B. 292, a bill to be entitled an act to amend Chapter 173 of the Session Laws of 1957 so as to fix the salaries of the Clerk of Superior Court, Sheriff and Register of Deeds of Beaufort County.

With a favorable report.

By Representative Blue, for the Committee on Finance.

H. B. 660, a bill to be entitled an act to amend Article 3 of Chapter 131 of the General Statutes to provide, subject to an election thereon, for the conversion of any County Tuberculosis Hospital to other uses and the

issuance of county bonds and the levy of a maintenance tax for any hospital or facility to which such hospital is converted.

With a favorable report.

S. B. 236, a bill to be entitled an act to amend General Statutes 115-116 and General Statutes 115-119 relating to special tax elections for school purposes in Lincoln County.

With a favorable report.

By Representative Hostetler, for the Committee on Insurance.

H. B. 4, a bill to be entitled an act amending General Statutes 20-310 relating to the notice to be given by insurer of termination of liability insurance on motor vehicles.

With an unfavorable report.

House Committee Substitute for H. B. 501, a bill to be entitled an act amending General Statutes 97-99 so as to permit notice of cancellation of policies of Workmen's Compensation insurance to be given by certified mail as well as by registered mail.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Hostetler the substitute bill is adopted.

H. B. 713, a bill to be entitled an act to amend Article 13 of Chapter 20 of the General Statutes relating to the Vehicle Financial Responsibility Act of 1957.

With a favorable report.

By Representative Womble, for the Committee on Roads and Highway Safety.

H. B. 7, a bill to be entitled an act to amend General Statutes 20-51 relating to the exemption of certain vehicles from registration.

With an unfavorable report.

Committee Substitute for H. B. 262, a bill to be entitled an act to amend General Statutes 20-88 (c) to provide for licensing of farm trailers at one-half the licensing rate applicable to trailers.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Womble the substitute bill is adopted.

H. B. 584, a bill to be entitled an act to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway.

With a favorable report, as amended.

H. B. 652, a bill to be entitled an act to make it unlawful to place lights or lighting devices along highways so as to blind, hamper, mislead or distract the attention of operators of motor vehicles.

With a favorable report, as amended.

By Representative Venters, for the Committee on Health.

H. B. 594, a bill to be entitled an act relating to the use of ionizing radiation, radiation machines, and radioactive materials, and atomic energy.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Hargett:

H. B. 772, a bill to be entitled an act to fix the per diem compensation and travel expense of members of the Jones County Board of Commissioners, Board of Education and Board of Welfare and travel allowance for jurors.

Referred to Committee on Education.

By Representatives Sermons, Bell, Belk, Whitehurst, Cohoon, Hill of Catawba, Buchanan, O'Neal and Kemp:

H. B. 773, a bill to be entitled an act to regulate the operation of Watercraft on the waters of the State.

Referred to Committee on Wildlife Resources.

By Representatives Everett, Gregory, Coates, Hostetler, Hunt, Murphrey, Horton, Newman and Bryant:

H. B. 774, a bill to be entitled an act to appropriate funds to the State Board of Education for Vocational Agriculture Education purposes.

Referred to Committee on Education.

By Representative Edmisten:

H. B. 775, a bill to be entitled an act to provide that vacancies occurring in county elective offices shall be filled by the Democratic Executive Committee of Watauga County.

Referred to Committee on Local Government.

By Representatives Arledge and Henley:

H. B. 776, a bill to be entitled an act to amend General Statutes 103-4 so as to designate November 11th as Veterans Day.

Referred to Committee on Veteran's Legislation.

By Representatives Jones of Pitt and Wooten:

H. B. 777, a bill to be entitled an act to fix the compensation of certain elective officials in Pitt County.

Referred to Committee on Salaries and Fees.

By Representative Whitehurst:

H. B. 778, a bill to be entitled an act to appropriate to the Department of Agriculture funds with which to employ an additional experienced veterinarian.

Referred to Committee on Appropriations.

By Representative Raby

H. B. 779, a bill to be entitled an act providing that certain delinquent taxes of Macon County, when collected, shall be paid into the general fund of said county.

Referred to Committee on Conservation and Development.

By Representative Rodenbough:

H. B. 780, a bill to be entitled an act to amend General Statutes 46-7.1 relating to the compensation of Commissioners for the partition or division of lands in Stokes County.

Referred to Committee on Local Government.

And,

H. B. 781, a bill to be entitled an act to amend General Statutes 105-422 relating to the statute of limitations on enforcement of tax liens so as to exempt Stokes County from the provision of the statute.

Referred to Committee on Local Government.

And,

H. B. 782, a bill to be entitled an act to amend Chapter 837, Session Laws of 1953, relating to the salaries of certain county officials of Stokes County.

Referred to Committee on Local Government.

By Representative Taylor:

H. B. 783, a bill to be entitled an act to extend the authority of police officers of the Town of Wadesboro in Anson County for a distance of one mile beyond the corporate limits.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 784, a bill to be entitled an act amending Chapter 26 of the Private Laws of 1891 being the Charter of the Town of Wadesboro relating to the compensation of the Board of Commissioners.

Referred to 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. 239, a bill to be entitled an act to amend S. B. 8, ratified the 11th of March, 1959, relating to the letting of public contracts for school construction in Brunswick County.

Referred to Committee on Education.

S. B. 248, a bill to be entitled an act to make unlawful the giving birth to two or more illegitimate children.

Referred to Committee on Health.

S. B. 267, a bill to be entitled an act amending General Statutes 153-9(12a) and General Statutes 153-48.5 so as to place Transylvania in the list of counties in which the Board of County Commissioners may fix the fees to be charged by county officers and the compensation of certain county officials and employees.

Referred to Committee on Local Government.

## CALENDAR

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

H. B. 417, a bill to be entitled an act extending the corporate limits of the City of High Point and amending the Charter of said city with reference to the corporate limits of said city.

The Committee amendment is adopted, the adoption of same constitutes the first reading of the bill and the bill remains on the Calendar for its second reading, as amended, roll call.

H. B. 731, a bill to be entitled an act to revise and consolidate the Charter of the Town of Spray, North Carolina.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn,

Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 80, a bill to be entitled an act to amend General Statutes 113-111 so as to add the County of Greene to the counties in which there is no closed season for fox hunting.

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

H. B. 592, a bill to be entitled an act to authorize the Town of Mooresville to sell certain real estate at private sale.

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

H. B. 644, a bill to be entitled an act to create a Peace Officers' Relief Fund for the County of Chowan.

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 permit red foxes and bobcats to be taken in Sampson County at any time.

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

H. B. 701, a bill to be entitled an act to authorize the hunting and taking of foxes in certain portions of Currituck County at any time during the year.

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

H. B. 710, a bill to be entitled an act relating to the operation of loud speakers, radios, piccolos, phonographs or other machinery or devices for the reproduction of musical and human voices outside of buildings after 11:00 o'clock at night in the rural areas of Lee County.

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

H. B. 712, a bill to be entitled an act relating to the operation or playing of pool or billiards on Sunday in the rural areas of Lee County.

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

H. B. 727, a bill to be entitled an act to authorize the Board of County Commissioners of Polk County to adjust or cancel delinquent tax accounts for the period 1951 through 1955.

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 amend Chapter 422 of the Session Laws of 1957 relating to the Columbus County Law Enforcement Officers' Relief Fund.

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

H. B. 735, a bill to be entitled an act to amend Chapter 338, Private Laws of 1909, and Chapter 366, Public-Local Laws of 1939, relating to the Recorder's Court of the City of Charlotte in Mecklenburg County.

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

H. B. 737, a bill to be entitled an act authorizing an election in Lee County upon the question of districting the County for the nomination of County Commissioners.

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

H. B. 738, a bill to be entitled an act relating to the terms of office of the members of the Board of County Commissioners of Lee 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 validate certain acts of the Town Commissioners of the Town of Lewiston in Bertie County relating to the paving of streets in the Town of Lewiston during the year 1957.

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 providing that costs of meals furnished to prisoners in the Perquimans County Jail shall be included in the bill of costs in criminal cases.

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 amending General Statutes 160-68 so as to provide for seven Library Trustees in the City of Concord.

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 provide for the appointment of a part-time Assistant Clerk of Superior Court in Burke County and to fix his compensation.

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 to amend Chapter 115 of the Public-Local Laws of 1913 so as to enable trial on the original warrant of misdemeanor cases appealed from the County Criminal Court of Scotland County to the Superior Court.

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

S. B. 241, a bill to be entitled an act to prohibit the taking of deer from public highways in Granville County.

Passes its second and third readings and is ordered enrolled.

S. B. 280, a bill to be entitled an act authorizing the transfer to the general fund of Vance County of any delinquent taxes hereafter collected for the retirement of the Townsville Township Railroad Bonds.

Passes its second and third readings and is ordered enrolled.

S. B. 286, a bill to be entitled an act to fix the fees, costs and commissions to be charged and collected by the Clerk of the Superior Court of Edgecombe County Recorder's Court.

Passes its second and third readings and is ordered enrolled.

S. B. 294, a bill to be entitled an act to authorize the governing body of the Town of Angier to release, settle or otherwise adjust taxes due prior to July 1, 1949.

Passes its second and third readings and is ordered enrolled.

S. B. 295, a bill to be entitled an act relating to the authority of police officers of the Town of Angier.

Passes its second and third readings and is ordered enrolled.

S. B. 296, a bill to be entitled an act to authorize the Coroner of Harnett County to appoint an Assistant Coroner to act in his absence.

Passes its second and third readings and is ordered enrolled.

H. B. 649, a bill to be entitled an act to amend General Statutes 153-77 relating to the purposes for which bonds may be issued and taxes levied by counties.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Bureson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac,

Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 506, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons.

Representative Satterfield offers an amendment which is adopted.

Representative Turner offers an amendment which is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Black, Bowman, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Bynum, Coates, Cohoon, Courtney, Crawford of Buncombe, Crawford of Swain, Delamar, Drummond, Edmisten, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Lackey, Leatherman, Long, Murphrey of Halifax, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Umstead, Uzzell, Venters, Wallace, Watkins, Whitley, Wicker, Wilson, Womble, Woodard of Northampton, Wooten, Yates and Zollicoffer—86.

Those voting in the negative are: Representatives Blue, Burrow, Byrd, Cover, Davis of Lenoir, Dill, Dolley, Henley, High, Kiser, Newman, Satterfield, Thomas, Turner and Valentine—15.

H. B. 507, a bill to be entitled an act to rewrite General Statutes 160-452 relating to the annexation of land by municipalities on petition by all owners of real property.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert,

Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 508, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons.

Representative Satterfield offers an amendment which is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Black, Bowman, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Bynum, Coates, Courtney, Crawford of Swain, Davis of Lenoir, Delamar, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kemp, Kennedy, Kerr, Lackey, Leatherman, Long, Murphrey of Halifax, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Umstead, Uzzell, Venters, Wallace, Watkins, Whitley, Wicker, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Zollicoffer—80.

Those voting in the negative are: Representatives Blue, Burrow, Byrd, Crawford of Buncombe, Dill, Dolley, Henley, High, Kiser, Murphy of Pender, Newman, Satterfield, Thomas, Turner and Valentine—15.

H. B. 433, a bill to be entitled an act to amend Chapter 135 of the General Statutes so as to permit social security coverage of State employees who are members of the Law Enforcement Officers' Benefit and Retirement Fund and for other purposes.

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

H. B. 590, a bill to be entitled an act creating the Research Triangle Regional Planning Commission.

The Committee amendment is adopted.

Representative Hill of Durham offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 23, a bill to be entitled an act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

On motion of Representative Turner the bill is recommitted to the Committee on Judiciary No. 1.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 312. A Joint Resolution honoring the life and memory of Brandon P. Hodges, former member of the State Senate, former Treasurer of North Carolina, who served his State with honor and distinction.

S. B. 287. An Act to extend the power of arrest to officers and men of units of the National Guard in certain emergencies.

H. B. 440. An Act to provide for the election of the County Board of Education in Chowan County.

H. B. 538. An Act to amend Chapter 225, Private Laws of 1927, to provide for the extension of the corporate limits of the Town of Newport in Carteret County.

H. B. 613. An Act to create the Charlotte-Mecklenburg Recreation Commission.

H. B. 647. An Act to extend the corporate limits of the Town of Pineville in Mecklenburg County.

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

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## EIGHTIETH DAY

HOUSE OF REPRESENTATIVES  
Thursday, May 7, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative High the courtesies of the floor are extended the Honorable Wilson Yarborough, a former member of the House from Cumberland County.

On motion of Representative Williamson the courtesies of the floor are extended the Honorable Wayland Floyd, a former member of the House from Robeson County.

On motion of Representative Zollicoffer the courtesies of the floor are extended the Honorable Fred Royster, a former member of the House from Vance County.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 590, a bill to be entitled an act creating the Research Triangle Regional Planning Commission.

#### 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 Representative Murphy, for the Committee on Agriculture.

H. B. 632, a bill to be entitled an act to amend Article 34 of Chapter 106 of the General Statutes of North Carolina relating to control of hog cholera.

With a favorable report.

H. B. 664, a bill to be entitled an act amending certain sections of Article 31, Chapter 106 of the General Statutes and known as "The North Carolina Seed Law".

With a favorable report.

By Representative Kiser, for the Committee on Public Welfare.

H. B. 678, a bill to be entitled an act to amend Chapter 108 of the General Statutes to insure that Aid to Dependent Children grants are used to benefit the children.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 615, a bill to be entitled an act providing that any supplemental tax voted by the Southport School District may be used to supplement any item in the current Expense Budget or in the Capital Outlay Budget.

With a favorable report.

H. B. 721, a bill to be entitled an act to amend heretofore ratified H. B. 367 and heretofore ratified H. B. 370 by exempting Lenoir County from the provisions thereof.

With a favorable report.

H. B. 726, a bill to be entitled an act repealing Section 2 of Chapter 194, Session Laws of 1951, as amended, so as to place the Deputies Sheriff of Cherokee County on a fee basis.

With a favorable report.

H. B. 750, a bill to be entitled an act authorizing the Catawba Heights Sanitary District to expend certain surplus funds for the construction of an office and utility building, subject to a referendum vote of the people within said District.

With a favorable report.

H. B. 766, a bill to be entitled an act to authorize the Board of County Commissioners of Guilford County to supplement the salary of the District Solicitor of the Superior Court.

With a favorable report.

H. B. 775, a bill to be entitled an act to provide that vacancies occurring in county elective offices shall be filled by the Democratic Executive Committee of Watauga County.

With a favorable report, as amended.

H. B. 780, a bill to be entitled an act to amend General Statutes 46-7.1 relating to the compensation of Commissioners for the partition or division of lands in Stokes County.

With a favorable report.

H. B. 781, a bill to be entitled an act to amend General Statutes 105-422 relating to the statute of limitations on enforcement of tax liens so as to exempt Stokes County from the provisions of the statute.

With a favorable report.

S. B. 210, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Mooresville to appoint an Assistant Clerk of the Recorder's Court.

With a favorable report.

S. B. 215, a bill to be entitled an act to amend Chapter 1067 of the Session Laws of 1955 so as to fix the corporate limits of the Town of Long Beach in Brunswick County, and for other purposes.

With a favorable report.

S. B. 278, a bill to be entitled an act to amend Chapter 4 of the Session Laws of 1949 relating to the corporate limits of the Town of Shallotte so as to correct a mistake set out in the description of the corporate limits of said Town.

With a favorable report.

S. B. 288, a bill to be entitled an act relating to the election of County Board of Commissioners for Cleveland County.

With a favorable report.

S. B. 299, a bill to be entitled an act relating to the qualifications for membership on the Board of County Commissioners of New Hanover County.

With a favorable report.

By Representative Blue, for the Committee on Finance.

H. B. 492, a bill to be entitled an act to authorize counties to levy a special tax to defray expenses of mapping lands and discovering unlisted land.

With a favorable report.

H. B. 623, a bill to be entitled an act to amend General Statutes 58-63 relating to the schedule of fees charged by the Commissioner of Insurance.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 696, a bill to be entitled an act to amend General Statutes 48-21 relating to the validity of adoption proceedings.

With a favorable report, as amended.

H. B. 764, a bill to be entitled an act providing for the transfer of cases from the McDowell County Criminal Court to the Superior Court when trial by jury is demanded.

With a favorable report.

House Committee Substitute for S. B. 107, a bill to be entitled an act to make certain sacred and/or moral communications confidential.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Valentine the House substitute bill is adopted.

On motion of Representative Valentine the bill is placed on the Calendar for consideration on Tuesday, May 12, 1959.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Johnson, Yates, Hardy, Cohoon, Quinn, Drummond, Lackey, Holmes, Crawford of Buncombe, Barwick, Jones of Pitt, Holcombe of Yancey, Britt of Bladen, Burrow, Bryant, Delamar, Ansell, Woodward of Northampton, Thomas, Cover, Jones of Ashe, Gregory, Humphrey,

Phelps, Sermons, O'Neal, Leatherman, Herbert, Crawford of Swain, Whitmire, Arledge, Black and Greenwood:

H. B. 785, a bill to be entitled an act to appropriate funds from the General Fund to the North Carolina Firemen's Pension Fund.

Referred to Committee on Appropriations.

By Representative Whitmire:

H. B. 786, a bill to be entitled an act amending Subsection 43 of General Statutes 153-9 relating to tax levies for certain special purposes so as to make the same applicable to Henderson County.

Referred to Committee on Local Government.

By Representative Taylor:

H. B. 787, a bill to be entitled an act rewriting Section 1 of Chapter 173, Private Laws of 1925, relating to the appointment of the members of the Wadesboro City Board of Education.

Referred to Committee on Education.

And,

H. B. 788, a bill to be entitled an act to authorize the issuance of school building bonds and notes in behalf of the Wadesboro City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

Referred to Committee on Education.

By Representative Arledge:

H. B. 789, a bill to be entitled an act to repeal Chapter 987, Session Laws of 1949, as amended by Chapter 888, Session Laws of 1953, relating to the funding of interest on bonds of the Town of Columbus.

Referred to Committee on Local Government .

By Representative Jones of Ashe:

H. B. 790, a bill to be entitled an act amending General Statutes 143-135 relating to the letting of contracts by the Ashe County Board of Education.

Referred to the Committee on Education.

By Representative Woodard of Northampton:

H. B. 791, a bill to be entitled an act to amend Chapter 128, Private Laws of 1883, to redefine the corporate limits of the Town of Rich Square in Northampton County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Burrow:

H. B. 792, a bill to be entitled an act relating to the compensation of the Sheriff, Register of Deeds, Clerk of Superior Court, Board of County Commissioners, Board of Education and certain other employees of Randolph County.



Referred to Committee on Salaries and Fees.

By Representatives Kemp, Hunt, Humphrey and Turner:

H. B. 793, a bill to be entitled an act to provide for the appointment and duties of a bailiff, or bailiffs, for the Municipal Court of High Point.

Referred to Committee on Local Government.

By Representatives Kemp, Whitehurst, and Jones of Pitt:

H. B. 794, a bill to be entitled an act rewriting Section 2 of H. B. 205, 1959 Session, relating to the disposition of the products of prison labor, ratified on March 27, 1959.

Referred to Committee on Penal Institutions.

By Representative Turner:

H. B. 795, a bill to be entitled an act to amend Article 2 of Chapter 87 of the General Statutes relating to the State Board of Examiners of Plumbing and Heating Contractors to provide that operating surplus and examination fees shall be used to defray expenses of the Board.

Referred to Committee on Judiciary No. 1.

By Representative Hicks:

H. B. 796, a bill to be entitled an act to amend Chapter 20 of the General Statutes, providing for the classification, licensing and registration of automobile utility trailers.

Referred to Committee on Roads and Highway Safety.

By Representative Bryant:

H. B. 797, a bill to be entitled an act to amend H. B. 217, ratified the 24th day of March, 1959, entitled "An act to appoint certain members of the Boards of Education of the respective counties of North Carolina and to fix their terms of office."

On motion of Representative Bryant the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Horton:

H. B. 798, a bill to be entitled an act to amend General Statutes 9-25 relating to grand juries in Chatham County.

Referred to Committee on Judiciary No. 2.

By Representatives Womble, Whitley and Harris of Wake:

H. B. 799, a bill to be entitled an act appropriating \$13,597.60 from the General Fund to Wake County for expenses incurred in the trial of nine prisoners on first-degree murder charges.

Referred to Committee on Appropriations.

By Representative Bowman:

H. B. 800, a bill to be entitled an act to amend General Statutes 163-175 relating to single shot voting so as to make paragraph 6 thereof inapplicable to Brunswick County.

Referred to Committee on Judiciary No. 1.

By Representative Wooten:

H. B. 801, a bill to be entitled an act to amend General Statutes 46-15 relating to judgments rendered in partition proceedings.

Referred to Committee on Judiciary No. 1.

By Representatives Wooten, Sermons, Long and Jones of Pitt:

H. B. 802, a bill to be entitled an act to amend General Statutes 160-200 relating to the corporate powers of municipal corporations.

Referred to Committee on Counties, Cities and Towns.

By Representative Valentine:

H. B. 803, a bill to be entitled an act to amend General Statutes 28-173 relating to the application of amounts recovered in actions for wrongful death.

Referred to Committee on Judiciary No. 2.

And,

H. B. 804, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the soil conservation services.

Referred to Committee on Judiciary No. 2.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Wednesday, May 6, 1959

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that the Senate has deferred action on your request for return of H. B. 698, entitled "A bill to be entitled an act authorizing the Board of Commissioners of Cabarrus County to fix, within the limits specified, the compensation of the Clerk of the Superior Court and the Register of Deeds of said County".

Respectfully,

S. RAY BYERLY, *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. 223, a bill to be entitled an act to amend General Statutes 130-57 relating to the performance of notarial acts by Registers of Deeds.

Referred to Committee on Local Government.

S. B. 297, a bill to be entitled an act to authorize the installation and use of sirens and red lights on motor vehicles used by the Sheriff and Deputy Sheriffs of any county for law enforcement purposes.

Referred to Committee on Roads and Highway Safety.

S. B. 304, a bill to be entitled an act to amend Chapter 837 of the Session Laws of 1955 relating to Lincoln County.

Referred to Committee on Judiciary No. 1.

S. B. 314, a bill to be entitled an act to authorize the Board of County Commissioners of Harnett County to fix the fees to be charged by the Sheriff, Clerk of the Superior Court, and Register of Deeds of Harnett County.

Referred to Committee on Local Government.

## CALENDAR

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

H. B. 731, a bill to be entitled an act to revise and consolidate the Charter of the Town of Spray, North Carolina.

On motion of Representative Powell consideration of the bill is postponed until Wednesday, May 13, 1959.

H. B. 417, a bill to be entitled an act extending the corporate limits of the City of High Point and amending the Charter of said City with reference to the corporate limits of said City.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Mc-

Laughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 711, a bill to be entitled an act relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said County.

On motion of Representative Wicker the bill is recommitted to the Committee on Finance.

H. B. 757, a bill to be entitled an act to amend H. B. 467, ratified April 28, 1959, relating to the reorganization of the Mecklenburg County Board of Education.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Goble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates, and Zollicoffer—114.

Those voting in the negative are: None.

S. B. 209, a bill to be entitled an act permitting Columbus County to authorize bonds for school purposes in the maximum aggregate principal amount of seven hundred and fifty thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of

Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates, and Zollcoffer—114.

Those voting in the negative are: None.

S. B. 236, a bill to be entitled an act to amend General Statutes 115-116 and General Statutes 115-119 relating to special tax elections for school purposes in Lincoln County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates, and Zollcoffer—114.

Those voting in the negative are: None.

H. B. 609, a bill to be entitled an act to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Onslow County.

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 to authorize the Sheriff of Mitchell County to appoint additional deputies sheriff.

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 amend Chapter 1105 of the Session Laws of 1955 relating to the compensation of the Clerk of the Superior Court of Mitchell County.

On motion of Representative Burleson the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 741, a bill to be entitled an act amending Chapter 1036, Session Laws of 1945, so as to provide that General Statutes 2-33 and General Statutes 2-34 relating to fees to be charged by the Clerks of the Superior Court, shall not apply to Perquimans County.

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 authorize the County Board of Education of Camden County to sell certain real property at private sale.

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 amend Chapter 682 of the 1945 Session Laws relating to the compensation of members of the Board of Education of Alleghany County.

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 amending General Statutes 143-135 relating to the letting of contracts by the McDowell County Board of Education and the Marion City Board of Education.

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

H. B. 769, a bill to be entitled an act to amend Chapter 245, Session Laws of 1957, relating to the salary of the County Accountant in Graham County.

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

H. B. 770, a bill to be entitled an act to amend Chapter 190, Session Laws of 1947, relating to the salary of the Register of Deeds of Graham County.

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

S. B. 131, a bill to be entitled an act to authorize the Board of County Commissioners of Columbus County to increase the salaries and travel allowances of county employees.

Passes its second and third readings and is ordered enrolled.

S. B. 231, a bill to be entitled an act to fix the salary of the Judge and the Solicitor of the General County Court of Duplin County.

Passes its second and third readings and is ordered enrolled.

S. B. 269, a bill to be entitled an act to fix the salaries of certain officials and employees of New Hanover County.

Passes its second and third readings and is ordered enrolled.

S. B. 292, a bill to be entitled an act to amend Chapter 173 of the Session Laws of 1957 so as to fix the salaries of the Clerk of Superior Court, Sheriff and Register of Deeds of Beaufort County.

Passes its second and third readings and is ordered enrolled.

S. B. 298, a bill to be entitled an act to appoint a member of the Board of Education of New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 506, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons.

Representative Zollicoffer offers an amendment which is adopted.

Representative Henley offers an amendment.

Representative Barwick moves that the amendment offered by Representative Henley lie on the table; the motion prevails and the amendment is tabled.

Representatives Valentine, Henley, High, Dill, Murphrey, McLaughlin, Burrow, Holmes and Yarborough offer an amendment.

Representative Barwick moves that the amendment offered by Representative Valentine and others lie on the table; the motion receiving no second is not put by the Speaker.

The question now recurs to the adoption of the amendment offered by Representative Valentine and others.

The amendment is adopted.

Representative Whitmire offers an amendment.

Representative Whitmire withdraws his amendment.

The question now recurs to the passage of the bill on its third reading, as amended.

The bill passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Bowman, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jordan, Kemp, Kennedy, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates, and Zollicoffer—100.

Those voting in the negative are: Representatives Blue, Braswell, Burrow, Byrd, Dolley, Henley, High, Kiser, Satterfield, Thomas, and Turner—11.

H. B. 507, a bill to be entitled an act to rewrite General Statutes 160-452 relating to the annexation of land by municipalities on petition by all owners of real property.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates, and Zollicoffer—114.

Those voting in the negative are: None.

H. B. 508, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons.



Representatives Valentine, Henley, High, Dill, Murphrey, McLaughlin, Burrow, Holmes and Yarborough offer an amendment which is adopted.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Bynum, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Drummond, Edmisten, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jordan, Kemp, Kennedy, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates, and Zollicoffer—96.

Those voting in the negative are: Representatives Blue, Braswell, Burrow, Byrd, Doughton, Henley, Kiser, Satterfield, Thomas, and Turner—10.

H. B. 262, a bill to be entitled an act to amend General Statutes 20-88 (c) to provide for licensing of farm trailers at one-half the licensing rate applicable to trailers.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Everett, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, Hill of Catawba, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates, and Zollicoffer—97.

Those voting in the negative are: Representatives Burgess, Crawford of Buncombe, Crawford of Swain, Edmisten, Henley, High, Hill of Durham, Kerr, and Turner—9.

H. B. 660, a bill to be entitled an act to amend Article 3 of Chapter 131 of the General Statutes to provide, subject to an election thereon, for the

conversion of any county tuberculosis hospital to other uses and the issuance of county bonds and the levy of a maintenance tax for any hospital or facility to which such hospital is converted.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates, and Zollcoffer—114.

Those voting in the negative are: None.

H. B. 57, a bill to be entitled an act to rewrite Chapter 146 of the General Statutes, entitled "State Lands".

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough, Yates, and Zollcoffer—114.

Those voting in the negative are: None.

H. B. 480, a bill to be entitled an act amending various sections of Chapter 115 of the General Statutes relating to the public schools of North Carolina.

Representative Yarborough offers an amendment which is adopted.

Representative Kiser offers an amendment.

Representative Bowman moves that the amendment offered by Representative Kiser be tabled; the motion prevails and the amendment is tabled.

The question now recurs to the passage of the bill on its second reading, as amended, roll call.

The bill passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burrow, Byrd, Byrum, Childers, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Doughton, Edmisten, Gaither, Greenwood, Hardy, Hargett, Har-riss of Rowan, Hawfield, Henley, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Isaac, Jackson, Johnson, Jones of Ashe, Lackey, Long, Murphrey of Halifax, Palmer, Philpott, Powell, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Valentine, Venters, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Woodard of Northamp-ton, Wooten, Yarborough, Yates, and Zollicoffer—75.

Those voting in the negative are: Representatives Kerr and Kiser—2.

H. B. 468, a bill to be entitled an act to amend Chapter 14 of the General Statutes relating to the possession of explosives.

Representative Zollicoffer offers an amendment.

On motion of Representative Zollicoffer consideration of the bill is postponed until Friday, May 8, 1959.

H. B. 260, a bill to be entitled an act to amend Chapter 136 of the General Statutes relating to the State Highway Commission.

On motion of Representative Holmes the committee amendment is adopted.

The bill fails to pass its second reading.

Representative Kerr moves that the vote by which the bill failed to pass its second reading be reconsidered and that this motion lie on the table; the motion prevails and the motion is tabled.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 694. A Joint Resolution honoring the life and memory of Virgil A. Wilson, a former member of the General Assembly from Forsyth County.

S. B. 135. An Act to amend General Statutes 1-175 relating to the time within which application for continuance before term must be made.

S. B. 241. An Act to prohibit the taking of deer from public highways in Granville County.

S. B. 280. An Act authorizing the transfer to the General Fund of Vance County of any delinquent taxes hereafter collected for the retirement of the Townsville Township Railroad Bonds.

S. B. 294. An Act to authorize the governing body of the Town of Angier to release, settle or otherwise adjust taxes due prior to July 1, 1949.

S. B. 295. An Act relating to the authority of police officers of the Town of Angier.

S. B. 296. An Act to authorize the Coroner of Harnett County to appoint an Assistant Coroner to act in his absence.

H. B. 527. An Act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

H. B. 589. An Act to amend General Statutes 7-54 relating to special judges of Superior Court.

H. B. 666. An Act to amend the Charter of the City of Monroe relating to the number of the Board of Aldermen of said City, providing for a vote by the Mayor of said City, and prescribing the salaries of said Mayor and other officials of said City.

On motion of Representative Whitley the House takes a recess until 7:55 tonight.

#### NIGHT SESSION

May 7, 1959

The House meets pursuant to its recess. Mr. Speaker Hewlett presiding.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Thursday, May 7, 1959

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to Joint Resolution 661, entitled, "A Joint Resolution providing for a Joint Session of the Senate and House of Representatives for the purpose of accepting the portrait of the late W. Kerr Scott",

the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,  
S. RAY BYERLY, *Principal Clerk*

#### JOINT SESSION

Pursuant to S. R. 661, heretofore adopted, the House and Senate are seated in the Hall of the House. Mr. Speaker Hewlett invites Lieutenant Governor Barnhardt to preside.

The purpose of the Joint Session is to accept the portrait of the late Governor W. Kerr Scott.

PRESENTATION OF PORTRAIT  
OF  
W. KERR SCOTT  
A GIFT OF FRIENDS AND COWORKERS  
AND  
PRESENTED BY THE FAMILY  
HALL OF THE HOUSE OF REPRESENTATIVES  
STATE CAPITOL  
RALEIGH, NORTH CAROLINA  
8:00 P. M.  
MAY 7, 1959

#### PROGRAM

Presiding.....	Lt. Governor Luther E. Barnhardt
Invocation.....	Reverend Ralph L. Buchanan Pastor, Hawfields Presbyterian Church
Unveiling of Portrait.....	Elizabeth White Lowdermilk Granddaughter of W. Kerr Scott
Introductions.....	Honorable Addison Hewlett, Jr., Speaker of the House of Representatives
Address.....	Terry Sanford Fayetteville, North Carolina

We are brought together in this historic Capitol, in the tradition of our people, to add another portrait to the gallery of leaders who have carried North Carolina to preeminence. Here, tonight, gallant, rugged Kerr Scott takes his place in North Carolina's honored halls of grateful memory.

This painting of William Kerr Scott, done by Howard Chandler Christy, made possible by his co-workers and friends, and presented by his wife and family, will in the course of generations to come, be displayed in many different places.

It may be placed in the Agriculture Department where he gave zealous leadership for nearly a dozen years. It may spend some time in the Highway Building from whence sprang his road building miracles.

It may find its way, from time to time, in and out of the Chief Executive's office, a source of inspiration to yet other determined men.

But wherever this oil and canvas token of the man might be exhibited, the vigorous, resolute, confident, rolling spirit of Kerr Scott will well up in the pages of every recorded history of North Carolina's progress.

In the year 1904, a visitor to the Melville community in Alamance County wrote that he saw "his fine Jersey cows, his flock of sheep, his hogs, his chickens and his lands. On every hand are evidences of his thrift, industry, and good management. He has a little boy, about eight years of age, who milks every night and morning, a herd of 10 cows." The writer was reporting a visit with farm leader Robert W. Scott. On the yellowed page the part about the little boy is underlined, and in the margin the proud little boy had penciled his initials, "W. K. S."

Robert W. Scott, father of Kerr Scott, was more than a farm leader of his day; he was a farm missionary. He took worn-out land and made it productive. He was a pioneer of agricultural diversification. He was a lecturer for the Farmers Institute, forerunner of the Extension Service. He was the first and twenty-first president of the North Carolina Farmers' Convention. He was selected a "Master Farmer" in the first group ever to receive the award.

Five times in the North Carolina General Assembly, twice in the Senate, he was author of the act requiring the Commissioner of Agriculture and members of the Board to be practical farmers, and he put through authorization for the first agriculture building at State College. He was named to the State Board of Agriculture by Governor Charles Brantley Aycock, and re-named by Governors Glenn, Craig, Kitchen, Bickett, Morrison, McLean and Gardner.

Governor Aycock and Bob Scott were friends in the days of the Battle. Scott led the forces of universal education in Alamance County. Another engaged in this fight with Josephine Hughes, daughter of Professor Samuel Hughes, wife of Robert Scott, mother of Kerr Scott. She was quite a lady. Mother of eleven children, all of whom went to college, she ran the farm when Robert was lecturing and legislating. She favored public education because she didn't think it fair for her children to be taught by a private tutor, while other less fortunate children were without these opportunities. Though she died when she was only 49, her life was an abiding influence on her son, William Kerr.

Kerr Scott's chief hero was his father, but also Governor Aycock occupied a hero's role. Aycock once came visiting when young Kerr was ill

with typhoid. Advised not to go into the sick room, the understanding and gentle Aycock nevertheless went in and shook hands with the sick little boy. Of such are a little boy's heroes made.

Kerr Scott never forgot that visit, but neither did he ever forget the dramatic all-night ringing of the bells when it was known that Governor Aycock's public school proposal had won out. Those were days of glory and splendor, the days of battles fought and won. It was great for a little boy to be alive.

To all little boys these days might not have been so vibrant. Older brother, Dr. Floyd Scott recounts that "Kerr was born with tremendous energy. He could do more work than any two men in the field—and he used his head. He arrived at practical solutions sooner than the rest of us." Governors, farm leaders, educators, politicians of all grades were attracted to the Bob Scott household at Melville, where they talked, argued, questioned and dreamed. Dr. Floyd remembers "Kerr would be sitting there listening, mouth and mind wide open. Kerr would be taking it all in, while the rest of us children probably would be fighting to see who got the best piece of chicken."

Scott enjoyed telling in later years how he was anxious to grow up, afraid that his father and his friends would solve all the problems that confronted their civilization, afraid that by the time he became grown there would be no problems left to face.

Some forty years later, public education and good roads were the foundation of a Governor's platform. Said a Hawfields neighbor at the time, "Of course it's Kerr's program, but it is also the program his daddy worked for all his life—this thing of better roads and better schools."

In 1948, when Kerr Scott was engaged in the campaign leading to his election as Governor of North Carolina, he received from Rockingham, a letter, handwritten and beautiful in the graceful manner of an elderly and gentle and remembering lady.

"My dear Mr. Scott," it began.

"Many years ago a group of young people were sitting on the steps of a boarding house in Chapel Hill (Hogan's). There was Ed Scott and Robert Scott, Robert Hughes, "June" Kerr, my brother, Alex Phillips, Lizzie Kerr and myself. We were talking about what we wanted to be.

"Your father was a shy youngster and was the last to say that he wanted to build in North Carolina a monument that would forever make his name remembered and honored in the State. The rest of us, mistaking his meaning, whooped with scorn, what good would a marble monument do anybody, the idea of spending a life merely to put up a monument. He blushed and stammered and before he could explain his meaning the supper bell rang, Alex, Lizzie and I ran across the street to our own home, the others went in to the evening meal and now you are building the "Monument" your father planned so long ago and I am helping you in an old woman's futile way. . . ."

The letter continues:

"I am watching your career with deep interest because I know that the future of humanity rests on the agricultural progress of the world. Even the great scientists have to be fed and clothed.

"With all good wishes

"Your hereditary friend  
"Lucy Phillips Russell"

"And now you are building the 'Monument' your father planned so long ago..."

And what a monument.

—Almost 15,000 miles of highways and secondary roads paved, bringing new life, confidence and pride to rural areas, and generating industrial expansion of North Carolina by linking the industrial plant and the rural home, as many miles as had already been paved in all the history of North Carolina, adding a new colloquialism, "Scott road," for the unnumbered but paved rural road.

—31,000 additional rural telephone and 150,000 additional rural electric service connections.

—A public school building program which provided 8,000 new classrooms, many additional lunch rooms and recreational facilities.

—Over 330 million dollars worth of permanent improvements at the institutions of higher learning and in construction of mental, tubercular, spastic, orthopedic, and community hospitals.

—Agricultural programs and advances unprecedented.

—A far-sighted program for development and conservation of water resources.

—Fruition of the 100-year-old dream for deep water shipping outlets with the construction of modern port facilities at Morehead City and Wilmington.

—A gain of 398 new industrial plants, providing employment for an estimated 39,000.

Kerr Scott would not have regarded these accomplishments as a monument. He recognized he was carrying on progress begun by others, that his own program was possible only because of his co-workers, and that all accomplishments would become meaningless if the people of North Carolina should ever lose their vitality in the future.

From personal experience Kerr Scott knew the problems and the hopes and dreams of rural North Carolina. These hopes and dreams became the "Go Forward" program. He had a strong conviction that these things he worked for, out of his rural experience, would benefit all of North Carolina. Time and again he made the point that the rural road building, for example, would mean more to the industrial development of the State than even to the rural residents of the State. He probably would have developed and carried on the "Go Forward" program even if these things



would have benefitted only part of the population, but he never needed to make such a hard decision. He was convinced absolutely that his program would benefit everybody, would draw town and country closer together, would preserve the farm and rural life and a balance between rural and urban living which he considered a great and wholesome benefit to the moral, political, and economic health of the State.

William Kerr Scott, "The Squire of Haw River", as he was pleased to be called, needs no eulogy from me. Neither have I attempted biography. Rather I have hoped to touch upon some of the facets of his character which might illuminate the impact of this public life upon the economy and well-being of North Carolina and her four million citizens.

On January 4, 1951, Governor Scott, in delivering his message to the General Assembly, indicated his creed.

"I believe that the proper objective of our country is preservation of freedom under God, and that our State must be ready to support this objective at all costs. \* \* \*

"I believe that we must start at home when we want to build a better world. . . .

"I believe in the high quality of the natural value of our State; that both people and material resources are worthy of great investment."

W. Kerr Scott was a fighter for the things in which he believed. I am reminded of a tense moment during the battle to win legislative approval of the two hundred million dollar road bond program. Several of the Governor's advisers came to him and reported that the opposition—mainly composed of those who opposed the tax feature of the program—could be won over if he would reduce the amount to one hundred million dollars.

There was hardly any discussion.

"No," drawled the Governor, "they'll oppose that too, just as soon as they get us to cut down. We need it all. Let's keep on fighting."

Kerr Scott enjoyed life. When he was campaigning he made the mistake of calling on a weekly newspaperman on press day. Monkey wrench in hand, greasy, from under his balky press, the irritated newsman asked, "What makes you think you ought to be Governor?"

"Well," said Scott, "I can tie a hamestring and thread a binder."

Apparently that answered the question. The newspaper supported Scott. Scott was stern and stubborn and unyielding—a fighter who asked and gave no quarter—but this was only part of him. He was also gentle, kind, and sentimental. His talk on flowers in the Senate Chapel, to the Senators constituting the weekly prayer group, was reprinted and distributed by dozens of United States Senators.

"What boy, raised in the country," he said, "has not sought out in the early spring on sunny hillsides delicate, pale, dancing forget-me-nots to shyly lay a tight little bouquet in his mother's lap? . . ."

He was a devoted husband and father. There was always a softness in his voice when he spoke of "Miss Mary", the gentle little girl in his grammar school days who later became his bride, the mother of their three children, and his confidante and adviser in all important matters throughout his career.

He and Mrs. Scott built their house together not long after they were married, and although they had to wait a while for enough furniture, they made it a warm, friendly and loving home. Kerr Scott had become the County Farm Agent. Mrs. Scott recalls these days as happy times.

"The Jersey herd was growing and Kerr was rising at 5:00 A. M. to help milk, taking the milk to market in his pick-up truck as he went to his office. His first desk was a nail keg, his office in the basement of the old Courthouse in Graham, and there he worked those first years without a stenographer or assistant. He took his home-packed lunch with him and most of the time returned home only after the regularly scheduled night meetings. Any time off the job was spent in pushing some special project at the farm. This continued all his life. For years I marvelled at his strength and energy until it became a habit to think that there was no limit to his endurance. He had a love for the land that was such a vital part of him. It matched his love for public service and he poured his whole life into these with vigor that few people ever possess."

W. Kerr Scott left his imprint on North Carolina, but "Miss Mary" helped mightily in moulding the "Squire" into the public servant he became.

In talking about Kerr Scott, how can we avoid talking a little about his so-called "roughness"? After all, this was without question the surface side of him that was the distinguishing feature for the public. Depending upon how you felt about him, and what he stood for, you felt differently about this side of his nature.

If you were one of those who were just naturally afraid of what the man was liable to do to the *status quo*, you called him "wild-man", and raised vague whisperings about what he was going to do to destroy the State. And of course it got a little rougher than that, even to the point that at one time a State newspaper pointed out editorially the obvious fact that by birth, breeding, raising, education and moral character he was the peer of any of the gentlemen so openly and vehemently worried about his alleged lack of refinement.

But if you were one of those who trusted his basic instincts and motivations, this side of him was to you the same good rough-hewness that has always characterized the democratic leaders from agrarian back-grounds; a refreshing down-to-earthness that brought welcome relief from sometimes overmuch silkiness and subtlety in high places; a necessary corollary to the ability to get things done *now* in the maze of conflicting pressures and interests which characterize public service.

Well, he was rough—and tough; a rough, tough gentleman. In many ways rough and tough just like old Andy Jackson; and yes, like the Illinois rail-splitter; and in later times, like a pretty fair political battler from Missouri. And history will say of him as it is already saying of them, long after the

fleeting barbs of outraged gentility are lost in limbo, that *he got things done*; and will characterize that ingredient of his character which we at close hand, friend and foe alike, have called "roughness", in terms, rather, of strength, vision, perseverance, indomitable will, and just plain courage.

No man, no matter how strong, can long withstand the buffeting of life, and especially political life, without the extra strength of spiritual peace of mind, and "The Squire of Haw River" possessed an inner strength which carried him above the petty quibbling of the day, above the vicious criticism of political foes, above the doubting timidity of political friends, onward toward his determined, if not always serene, path to achievement. Kerr Scott was always a deeply religious man.

The symbol of inner strength which he had made his own is found in his favorite hymn sung at his funeral: "I come to the garden alone, while the dew is still on the roses. . ."

Those who knew the Governor well can visualize this companionship as he fell out early in the morning to walk about his farm pastures, as he walked the clay road to Brother Ralph's and then to his beloved Hawfields Presbyterian Church on Sunday morning, or as he walked almost daily the five miles from his apartment to his Washington office. And they can imagine Kerr Scott talking over his troubles of the moment, finding consolation, encouragement and comfort in the knowledge that "He walks with me, and He talks with me, and He tells me I am His own. . ."

The life of W. Kerr Scott, farmer, Governor, United States Senator, exemplified the motto: To be rather than to seem. His spirit and inspiration, deeply etched across our State, will forever go forward, enriching the great heritage of North Carolina.

It is completely appropriate that this memorial to his service as Governor of North Carolina should be presented formally by his true friend, his loyal associate, his co-worker in the field of going forward, builder of highways, former Chairman and tireless leader of the Highway Commission, Dr. Henry W. Jordan.

Presentation of Portrait.....Dr. Henry Jordan  
Cedar Falls, North Carolina

In the passage of time, it seems that most of us come to recognize the value of true friendship.

For friendship, when analyzed, can be many things to us. It can be the nourishment that we need when there may come that feeling that all is not well. It may be the tonic for our souls in despair. It may be, in reality, the foundation of happiness when we are strained and pushed and thrown into depression through some reversal which may overtake us.

But what is friendship?

We have to look only here tonight to find at least one part of it.

For assembled here are many people who were friends of W. Kerr Scott. We are proud to identify ourselves in such a way, for in doing so we, in

our hearts, know of our devotion and our dedication to that noble and honorable and sincere association.

But friendship can go beyond the individual. It can unite like flames whipping around a massive fire and can cast off a huge glow.

No better example can be found than in the collective friendship which was shown to our departed friend and leader, W. Kerr Scott. When he sought out his friend, whomever he might have been and wherever he might have lived, that friend was ready to heed his call. When he called upon his collective friends in all walks of life and in all levels of our society, they would unite and join with him.

He literally could move mountains, this man of the soil, and could sincerely move the hearts of those close to him to a complete devotion to him and to his cause.

It was friends who joined together to provide this Portrait which we have here tonight for presentation to our great state. They were friends who worked for the State and friends who came from many places. They joined their interest and their means to provide the funds for it to be transpired from canvas into what is now a living memorial.

And while I know that these friends don't want to find expression of appreciation for what they did, the family of W. Kerr Scott nevertheless is grateful for this kindness, for this tribute, and for the meaning and respect which it represents.

And well it could be that through this Portrait this closeness that was felt for so long by so many friends will be preserved.

Those things which are so worthwhile to life, we are told, should never be kept isolated. They should be shared.

And it would seem right, then, that the friendship that was shown to our departed leader in such an outward and convincing and strong way during his life, now takes on a new meaning. It has moved from the respected level of the people directly involved and now becomes an official part of our State's possessions, where it shall live for as long as North Carolina lives.

It is with this thought then, that I am privileged to present this Portrait to our State.

It is a combination of canvas and color in the creation of an image.

It also is a combination of hearts of many people in the expression of a love—for a man, for his friendship, for his leadership, and for what he meant to us all.

Acceptance.....His Excellency, The Honorable Luther  
H. Hodges, Governor of North Carolina

Lieutenant Governor Barnhardt presents His Excellency Luther Hartwell Hodges, who accepts the Portrait on behalf of the State.

Introductions.....	Mrs. W. Kerr Scott Osborne W. Scott Mrs. Alfred J. Lowdermilk, Jr. Robert W. Scott
Benediction.....	Reverend Russell E. Fleming Pastor, Western Boulevard Presbyterian Church

On motion of Senator Morgan the Joint Session dissolves.

On motion of Representative Blue the House adjourns and will meet tomorrow at 10:00 o'clock A. M.

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## EIGHTY-FIRST DAY

HOUSE OF REPRESENTATIVES  
Friday, May 8, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hewlett extends the courtesies of the floor to the Honorable Smith Williams, a former member of the House from Yadkin County.

### 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. 224, a bill to be entitled an act to amend the next to the last paragraph of General Statutes 95-17 relating to the number of days that a male person may be employed in any period of fourteen consecutive days, for the purpose of clarifying said section and to bring said section into conformity and compliance with the Fair Labor Standards Act of 1938, as amended.

Referred to Committee on Manufacturers and Labor.

S. B. 225, a bill to be entitled an act to amend General Statutes 7-51 so as to make consistent the retirement provisions with respect to Justices of the Supreme Court, Superior Court Judges, and the Attorney General.

Referred to Committee on Judiciary No. 2.

S. B. 253, a bill to be entitled an act relating to the use of ionizing radiation, radiation machines and radioactive materials, and atomic energy.

On motion of Representative Venters the bill is placed on today's Calendar.

S. B. 289, a bill to be entitled an act to amend Chapter 1131 of the Session Laws of 1951 relating to health and the practice of physical therapy.

Referred to Committee on Health.

S. B. 290, a bill to be entitled an act to amend General Statutes 160-272 relating to pleading municipal ordinances in judicial proceedings.

Referred to Committee on Judiciary No. 1.

#### CALENDAR

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

H. B. 417, a bill to be entitled an act extending the corporate limits of the City of High Point and amending the Charter of said city with reference to the corporate limits of said city.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphrey, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

H. B. 757, a bill to be entitled an act to amend H. B. 467, ratified April 28, 1959, relating to the reorganization of the Mecklenburg County Board of Education.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks,

High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphrey, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

S. B. 209, a bill to be entitled an act permitting Columbus County to authorize bonds for school purposes in the maximum aggregate principal amount of seven hundred and fifty thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphrey, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

S. B. 236, a bill to be entitled an act to amend General Statutes 115-116 and General Statutes 115-119 relating to special tax elections for school purposes in Lincoln County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphrey, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

S. B. 215, a bill to be entitled an act to amend Chapter 1067 of the Session Laws of 1955 so as to fix the corporate limits of the Town of Long Beach in Brunswick County, and for other purposes.

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

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphrey, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

S. B. 278, a bill to be entitled an act to amend Chapter 4 of the Session Laws of 1949 relating to the corporate limits of the Town of Shallotte so as to correct a mistake set out in the description of the corporate limits of said town.

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

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphre, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

H. B. 615, a bill to be entitled an act providing that any supplemental tax voted by the Southport School District may be used to supplement any item in the current expense budget or in the capital outlay budget.



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

H. B. 721, a bill to be entitled an act to amend heretofore ratified H. B. 367, and heretofore ratified H. B. 370, by exempting Lenoir County from the provisions thereof.

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

H. B. 726, a bill to be entitled an act repealing Section 2 of Chapter 194, Session Laws of 1951, as amended, so as to place the Deputies Sheriff of Cherokee County on a fee basis.

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 authorizing the Catawba Heights Sanitary District to expend certain surplus funds for the construction of an office and utility building, subject to a referendum vote of the people within said district.

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

H. B. 764, a bill to be entitled an act providing for the transfer of cases from the McDowell County Criminal Court to the Superior Court when trial by jury is demanded.

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 authorize the Board of County Commissioners of Guilford County to supplement the salary of the District Solicitor of the Superior Court.

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

H. B. 775, a bill to be entitled an act to provide that vacancies occurring in county elective offices shall be filled by the Democratic Executive Committee of Watauga County.

On motion of Representative Edmisten the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 780, a bill to be entitled an act to amend General Statutes 46-7.1 relating to the compensation of commissioners for the partition or division of lands in Stokes County.

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

H. B. 781, a bill to be entitled an act to amend General Statutes 105-422 relating to the statute of limitations on enforcement of tax liens so as to exempt Stokes County from the provision of the statute.

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

S. B. 210, a bill to be entitled an act to authorize the Board of Commissioners of the Town of Mooresville to appoint an Assistant Clerk of the Recorder's Court.

Passes its second and third readings and is ordered enrolled.

S. B. 288, a bill to be entitled an act relating to the election of County Board of Commissioners for Cleveland County.

Passes its second and third readings and is ordered enrolled.

S. B. 299, a bill to be entitled an act relating to the qualifications for membership on the Board of County Commissioners of New Hanover County.

Passes its second and third readings and is ordered enrolled.

H. B. 57, a bill to be entitled an act to rewrite Chapter 146 of the General Statutes, entitled "State Lands".

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphre, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

H. B. 262, a bill to be entitled an act to amend General Statutes 20-88 (c) to provide for licensing of farm trailers at one-half the licensing rate applicable to trailers.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover,

Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphrey, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

H. B. 480, a bill to be entitled an act amending various sections of Chapter 115 of the General Statutes relating to the public schools of North Carolina.

Representative Hostetler offers an amendment which is adopted.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphre, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

H. B. 660, a bill to be entitled an act to amend Article 3 of Chapter 131 of the General Statutes to provide, subject to an election thereon, for the conversion of any county tuberculosis hospital to other uses and the issuance of county bonds and the levy of a maintenance tax for any hospital or facility to which such hospital is converted.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks,

High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphrey, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

H. B. 492, a bill to be entitled an act to authorize counties to levy a special tax to defray expenses of mapping lands and discovering unlisted land.

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

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphrey, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

H. B. 623, a bill to be entitled an act to amend General Statutes 58-63 relating to the schedule of fees charged by the Commissioner of Insurance.

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

Those voting in the affirmative are: Representatives Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Hostetler, Humphrey, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—92.

Those voting in the negative are: None.

H. B. 468, a bill to be entitled an act to amend Chapter 14 of the General Statutes relating to the possession of explosives.

Representative Zollicoffer withdraws the amendment heretofore offered.

Representative Zollicoffer offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 501, a bill to be entitled an act amending General Statutes 97-99 so as to permit notice of cancellation of policies of Workmen's Compensation Insurance to be given by certified mail as well as by registered mail.

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

H. B. 584, a bill to be entitled an act to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles prearranged and conducted on a street or highway.

On motion of Representative Barwick the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 253, a bill to be entitled an act relating to the use of ionizing radiation, radiation machines and radioactive materials, and atomic energy.

Passes its second and third readings and is ordered enrolled.

H. B. 594, a bill to be entitled an act relating to the use of ionizing radiation, radiation machines and radioactive materials, and atomic energy.

On motion of Representative Venters consideration of the bill is postponed indefinitely.

H. B. 632, a bill to be entitled an act to amend Article 34 of Chapter 106 of the General Statutes of North Carolina relating to control of hog cholera.

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

H. B. 652, a bill to be entitled an act to make it unlawful to place lights or lighting devices along highways so as to blind, hamper, mislead, or distract the attention of operators of motor vehicles.

On motion of Representative Womble the committee amendment is adopted.

Representative Strayhorn offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 664, a bill to be entitled an act amending certain sections of Article 31, Chapter 106, of the General Statutes and known as "The North Carolina Seed Law".

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

H. B. 678, a bill to be entitled an act to amend Chapter 108 of the General Statutes to insure that Aid to Dependent Children grants are used to benefit the children.

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

H. B. 696, a bill to be entitled an act to amend General Statutes 48-21 relating to the validity of adoption proceedings.

On motion of Representative Valentine the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 706, a bill to be entitled an act to amend General Statutes 135-5 relating to disability retirement allowances.

On motion of Representative Davis of Lenoir consideration of the bill is postponed until Tuesday, May 12, 1959.

H. B. 713, a bill to be entitled an act to amend Article 13 of Chapter 20 of the General Statutes relating to the Vehicle Financial Responsibility Act of 1957.

The bill passes its second reading.

Representative Britt of Bladen objects to the third reading of the bill and the bill remains on the Calendar.

H. B. 717, a bill to be entitled an act to amend Article 3 of Chapter 6 of the General Statutes to provide for the allowance of counsel fees in certain personal injury or property damage cases.

Representative Venters offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 192, a bill to be entitled an act to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

Representative Spruill moves that the bill be tabled.

Representative Harris of Wake moves that subject to the ratifying of the Enrolled Bills, the House adjourn until tomorrow at 10 o'clock A.M.; the motion prevails.

The bill remains on the Calendar for consideration.

## ENROLLED BILLS

Representative Holcombe of Madison, 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. 131. An Act to authorize the Board of County Commissioners of Columbus County to increase the salaries and travel allowances of county employees.

S. B. 137. An Act to rewrite General Statutes 8-72 relating to the notice required for taking depositions.

S. B. 160. An Act to amend the first paragraph of General Statutes 1-42 so as to provide an additional method of proving title.

S. B. 231. An Act to fix the salary of the Judge and the Solicitor of the General County Court of Duplin County.

S. B. 269. An Act to fix the salaries of certain officials and employees of New Hanover County.

S. B. 286. An Act to fix the fees, costs, and commissions to be charged and collected by the Clerk of the Superior Court of Edgecombe County, and the Clerk Ex-Officio of the Edgecombe County Recorder's Court.

S. B. 292. An Act to amend Chapter 173 of the Session Laws of 1957 so as to fix the salaries of the Clerk of Superior Court, Sheriff, and Register of Deeds of Beaufort County.

S. B. 298. An Act to appoint a member of the Board of Education of New Hanover County.

H. B. 121. An Act to establish minimum wages in North Carolina.

H. B. 213. An Act prohibiting the sale of beer or wine within one mile of Mountain View Baptist Church or Mountain View Public School at Hays, North Carolina in Wilkes County.

H. B. 529. An Act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

On motion of Representative Harris of Wake, heretofore adopted, the House adjourns and will meet tomorrow at 10 o'clock A. M.

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**EIGHTY-SECOND DAY**

HOUSE OF REPRESENTATIVES  
Saturday, May 9, 1959

The House meets pursuant to adjournment and is called to order by Representative Kiser, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

The Lord's Prayer is repeated in unison, led by Representative Kiser, Speaker Pro Tempore.

Representative Raby, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Herbert the House adjourns and will meet Monday Night at 8 o'clock.

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## EIGHTY-THIRD DAY

HOUSE OF REPRESENTATIVES  
Monday Night, May 11, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Regan, Harry W. Williamson, Jr., of Columbus County is made an honorary page of the House.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 417, a bill to be entitled an act extending the corporate limits of the City of High Point and amending the Charter of said city with reference to the corporate limits of said city.

H. B. 468, a bill to be entitled an act to amend Chapter 14 of the General Statutes relating to the possession of explosives.

H. B. 480, a bill to be entitled an act amending various sections of Chapter 115 of the General Statutes relating to the public schools of North Carolina.

H. B. 584, a bill to be entitled an act to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway .

H. B. 652, a bill to be entitled an act to make it unlawful to place lights or lighting devices along highways so as to blind, hamper, mislead or distract the attention of operators of motor vehicles.



H. B. 696, a bill to be entitled an act to amend General Statutes 48-21 relating to the validity of adoption proceedings.

H. B. 717, a bill to be entitled an act to amend Article 3 of Chapter 6 of the General Statutes to provide for the allowance of counsel fees in certain personal injury or property damage cases.

H. B. 775, a bill to be entitled an act to provide that vacancies occurring in county elective offices shall be filled by the Democratic Executive Committee of Watauga County.

H. B. 506, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons.

H. B. 508, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons.

H. B. 715, a bill to be entitled an act to amend Chapter 1105 of the Session Laws of 1955 relating to the compensation of the Clerk of the Superior Court of Mitchell County.

#### 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 Representative Wilson, for the Committee on Manufacturers and Labor.

Committee Substitute for H. B. 118, a bill to be entitled an act to prohibit State employees and employees of cities, towns and other agencies and units of government from becoming members of trade unions or labor unions.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Wilson the substitute bill is adopted.

On motion of Representative Wilson the bill is placed on the Calendar for consideration on Thursday, May 14, 1959.

By Representative Holcombe of Yancey, for the Committee on Elections and Election Laws.

Committee Substitute for H. B. 78, a bill to be entitled an act to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Holcombe of Yancey the substitute bill is adopted.

On motion of Representative Holcombe of Yancey the bill is placed on the Calendar for consideration on May 14, 1959.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Gregory, Britt of Bladen, Thomas, Wicker, Coates, Stone, Satterfield, Raby, Cover, Jones of Ashe, Burlison, Murphy, Williamson, Askew, Davis of Lenoir, Powell, Delamar, Wilson, Johnson, Umstead, O'Neal, Holcombe of Yancey, Brock, Burgess, Ansell, Barwick, Whitmire, Dill, Wooten, Davis of Rutherford, Newman, Rodenbough, Buchanan, Edmisten, Lackey, Yates, Holcombe of Madison, Long, Leatherman, Murphrey, Phelps, Cohoon, Greenwood, Yarborough, Drummond, Hostetler, Valentine, Bryant, Bowman, Uzzell, Turner, Spruill, Woodard of Northampton, Kemp, Holmes, Burrow, Hardy, Regan, Whitehurst, Byrum, Jones of Pitt, Britt of Robeson, Hargett, Watkins, Jackson, Everett, Patterson, Arledge, Henley, Herbert, Dolley and Hunter:

H. B. 805, a bill to be entitled an act to appropriate to State College sufficient funds with which to establish a swine evaluation station.

Referred to Committee on Appropriations.

By Representative Stone:

H. B. 806, a bill to be entitled an act to prohibit the sale of wine, beer and intoxicating beverages within two miles of Goodwill Missionary Baptist Church, Belews Creek Township, in Forsyth County.

Referred to Committee on Local Government.

By Representatives Henley and High:

H. B. 807, a bill to be entitled an act to authorize the Cumberland County Board of Commissioners to call an election on the question of levying a tax for the operation of a recreational center in Seventy-First Township.

Referred to Committee on Finance.

By Representatives Ansell, Bell, Phelps, Woodard of Wilson and Cohoon:

H. B. 808, a bill to be entitled an act to provide for the regulation, taxation, control, and licensing of racing within the State of North Carolina; to create and establish a State Racing Commission, prescribe its duties and authority; to fix the terms of office, compensation and manner of appointment of its members; to provide for county-wide referenda; to allocate revenues among the various counties of this State, and otherwise; to establish a procedure for the issuance of licenses to conduct racing operations; to regulate pari-mutuel pools conducted in connection with racing operations; to declare the purpose and intent of this Act; to repeal conflicting laws; to establish the effective date; and for other purposes.

Referred to Committee on Propositions and Grievances.

By Representative Story:

H. B. 809, a bill to be entitled an act authorizing the Board of Commissioners of Wilkes County to extend the time for the quadrennial assessment of property for taxation.

Referred to Committee on Counties, Cities, and Towns.

By Representative Williamson:

H. B. 810, a bill to be entitled an act to include the Town of Whiteville within the provisions of Article 15 of Chapter 160 of the General Statutes.

Referred to Committee on Judiciary No. 1.

And,

H. B. 811, a bill to be entitled an act to establish the date for municipal elections in the Town of Whiteville in Columbus County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 812, a bill to be entitled an act to amend Section 126 of Chapter 160 of the General Statutes of North Carolina relating to the issuing of building permits in the Town of Whiteville, Columbus County, North Carolina.

Referred to Committee on Judiciary No. 1.

And,

H. B. 813, a bill to be entitled an act to permit the governing body of the Town of Whiteville in Columbus County to establish reasonable rules relating to appeals to the Board of Adjustment.

Referred to Committee on Judiciary No. 1.

And,

H. B. 814, a bill to be entitled an act to authorize the governing body of the Town of Whiteville to regulate by ordinance the dead-line for filing for municipal offices.

Referred to Committee on Judiciary No. 1.

And,

H. B. 815, a bill to be entitled an act to amend Chapter 172 of the Session Laws of 1957 relating to the election of the Governing Body of the Town of Whiteville in Columbus County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 816, a bill to be entitled an act to provide for the Plan "D" method of city government for the Town of Whiteville in Columbus County.

Referred to Committee on Judiciary No. 1.

By Representative Davis of Lenoir:

H. B. 817, a bill to be entitled an act appropriating funds for additions, betterments, buildings and constructions and for other general purposes of improvements at The Governor Richard Caswell Memorial Site.

Referred to Committee on Appropriations.

And,

H. B. 818, a bill to be entitled an act to amend General Statutes 163-31.3 relating to municipal use of county registration books.

Referred to Committee on Local Government.

By Representative Rodenbough:

H. B. 819, a bill to be entitled an act to make an appropriation to construct a State office building to house the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System, and the North Carolina Public Employees' Social Security Agency, and other departments and agencies.

Referred to Committee on Appropriations.

And,

H. B. 820, a bill to be entitled an act to amend Chapter 135 of the General Statutes, relating to the Teachers' and State Employees' Retirement System, so as to permit retirement coverage of employees of certain licensing and examining boards.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representative Blue:

H. B. 821, a bill to be entitled an act to appropriate funds for the establishment of a poultry diagnostic laboratory.

Referred to Committee on Appropriations.

#### MESSAGE FROM THE SENATE

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

S. B. 161, a bill to be entitled an act relating to the uniform assessment of property for ad valorem tax purposes.

Referred to Committee on Finance.

S. B. 293, a bill to be entitled an act to amend General Statutes 135-5, relating to disability retirement allowances.

Referred to Committee on Teachers' and State Employees' Retirement.

S. B. 310, a bill to be entitled an act to authorize the qualified voters of the Town of Shallotte to determine whether alcoholic beverage control

stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

S. B. 305, a bill to be entitled an act to provide for a purchasing agent for Mecklenburg County.

Referred to Committee on Local Government.

H. B. 384, a bill to be entitled an act to amend Article 2 of Chapter 39 of the General Statutes, relating to conveyances of real property by husband and wife.

Returned for concurrence in Senate amendment.

The bill is placed on the Calendar for May 12, 1959.

H. B. 535, a bill to be entitled an act to amend Chapter 135 of the General Statutes, relating to the Teachers' and State Employees' Retirement System.

Returned for concurrence.

The bill is placed on the Calendar for May 12, 1959.

#### CALENDAR

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

S. B. 215, a bill to be entitled an act to amend Chapter 1067 of the Session Laws of 1955 so as to fix the corporate limits of the Town of Long Beach in Brunswick County, and for other purposes.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burrow, Byrum, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Henley, Herbert, High, Hill of Catawba, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Lackey, Lloyd, McLaughlin, Murphy of Pender, Newman, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Valentine, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Zollicoffer—73.

Those voting in the negative are: None.

S. B. 278, a bill to be entitled an act to amend Chapter 4 of the Session Laws of 1949 relating to the corporate limits of the Town of Shallotte so as to correct a mistake set out in the description of the corporate limits of said town.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burrow, Byrum, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Henley, Herbert, High, Hill of Catawba, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Lackey, Lloyd, McLaughlin, Murphy of Pender, Newman, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Valentine, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Zollicoffer—73.

Those voting in the negative are: None.

H. B. 492, a bill to be entitled an act to authorize counties to levy a special tax to defray expenses of mapping lands and discovering unlisted land.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burrow, Byrum, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Henley, Herbert, High, Hill of Catawba, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Lackey, Lloyd, McLaughlin, Murphy of Pender, Newman, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Valentine, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Zollicoffer—73.

Those voting in the negative are: None.

H. B. 623, a bill to be entitled an act to amend General Statutes 58-63 relating to the schedule of fees charged by the Commissioner of Insurance.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burrow, Byrum, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Henley, Herbert, High, Hill of Catawba, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Lackey, Lloyd, McLaughlin, Murphy of Pender, Newman, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Valentine, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Zollicoffer—73.

Those voting in the negative are: None.

H. B. 713, a bill to be entitled an act to amend Article 13 of Chapter 20 of the General Statutes relating to the Vehicle Financial Responsibility Act of 1957.

On motion of Representative Woodard of Northampton consideration of the bill is postponed until May 12, 1959.

S. B. 192, a bill to be entitled an act to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

On motion of Representative Woodard of Northampton consideration of the bill is postponed until May 12, 1959.

S. B. 258, a bill to be entitled an act amending General Statutes 113-104 relating to the possession and sale of snares.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Jones of Pitt the House adjourns and will meet tomorrow at 12 o'clock noon.

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## EIGHTY-FOURTH DAY

HOUSE OF REPRESENTATIVES  
Tuesday, May 12, 1959

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

Prayer is offered by the Reverend James Fogartie, Pastor of the Myers Park Presbyterian Church of Charlotte, North Carolina.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Belk, Ann, Elizabeth, Arthur and Jimmie Fogartie, sons and daughters of Reverend and Mrs. James E. Fogartie of Mecklenburg County, are made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of Representative Humphrey, Allen Wall, son of Mr. and Mrs. Percy Wall of Guilford County, is made an honorary page of the House.

On motion of Representative Buchanan, Clinton Williams, Jr., of Currituck County is made an honorary page of the House of Representatives.

On motion of Representative Hill of Catawba the following boys and girls of Catawba County are made honorary pages and pagettes, respectively, of the House: P. K. Buff, Jr., Robert Johnson, Ernest Preston Rhyne,

III, Thomas Stain, McDuffie S. Lutz, Margaret Carol Buff, Jane Johnson, Laurie Jane Lutz, Candace Rhyne, Mary Martha Stain, June Brittain, Nancy Lackey, Carolyn Brewer, Sally Ann Mitchell, Brenda Buchanan, Nancy Cuneo, Kathleen Cauble, Katherine Cline and Page Palmer.

#### 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 Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 620, a bill to be entitled an act to provide for the allocation of delinquent taxes collected by Halifax County.

With a favorable report.

H. B. 762, a bill to be entitled an act fixing the terms of office of the County Commissioners of McDowell County.

With a favorable report.

H. B. 763, a bill to be entitled an act amending Chapter 1160, Session Laws of 1953, relating to the filing of papers by Clerks of the Superior Court so as to make said Chapter applicable to McDowell County.

With a favorable report.

H. B. 765, a bill to be entitled an act to amend Chapter 19 of the General Statutes relating to public nuisances in McDowell County.

With a favorable report.

H. B. 783, a bill to be entitled an act to extend the authority of police officers of the Town of Wadesboro in Anson County for a distance of one mile beyond the corporate limits.

With a favorable report.

H. B. 784, a bill to be entitled an act amending Chapter 26 of the Private Laws of 1891, being the Charter of the Town of Wadesboro, relating to the compensation of the Board of Commissioners.

With a favorable report.

H. B. 791, a bill to be entitled an act to amend Chapter 128, Private Laws of 1883, to redefine the corporate limits of the Town of Rich Square in Northampton County.

With a favorable report.

H. B. 809, a bill to be entitled an act authorizing the Board of Commissioners of Wilkes County to extend the time for the quadrennial assessment of property for taxation.

With a favorable report.



S. B. 275, a bill to be entitled an act amending the Charter of the Town of Spruce Pine so as to authorize the Commissioners of said Town to fix the salary of the Mayor at not more than fifty dollars per month and the Commissioners at not more than twenty-five dollars per month each.

With a favorable report.

By Representative Bowman, for the Committee on Propositions and Grievances.

S. B. 310, a bill to be entitled an act to authorize the qualified voters of the Town of Shallotte to determine whether alcoholic beverage control stores shall be established in said Town and to prescribe the method of operation and the disposition of the net profits thereof.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 754, a bill to be entitled an act to provide that certain delinquent taxes be paid into the General Fund of Avery County.

With a favorable report.

H. B. 786, a bill to be entitled an act amending Subsection 43 of General Statutes 153-9 relating to tax levies for certain special purposes so as to make the same applicable to Henderson County.

With a favorable report.

H. B. 789, a bill to be entitled an act to repeal Chapter 987, Session Laws of 1949, as amended by Chapter 888, Session Laws of 1953, relating to the funding of interest on bonds of the Town of Columbus.

With a favorable report.

H. B. 793, a bill to be entitled an act to provide for the appointment and duties of a bailiff, or bailiffs, for the Municipal Court of High Point.

With a favorable report.

H. B. 806, a bill to be entitled an act to prohibit the sale of wine, beer and intoxicating beverages within two miles of Goodwill Missionary Baptist Church, Belews Creek Township, in Forsyth County.

With a favorable report.

On motion of Representative Stone the bill is placed on today's Calendar.

S. B. 223, a bill to be entitled an act to amend General Statutes 130-57 relating to the performance of notarial acts by Registers of Deeds.

Reported without prejudice.

On motion of Representative Snapp the bill is recommitted to Committee on Judiciary No. 2.

S. B. 305, a bill to be entitled an act to provide for a purchasing agent for Mecklenburg County.

With a favorable report.

S. B. 314, a bill to be entitled an act to authorize the Board of County Commissioners of Harnett County to fix the fees to be charged by the Sheriff, Clerk of the Superior Court, and Register of Deeds of Harnett County.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

S. B. 123, a bill to be entitled an act to amend General Statutes 20-28 to make the relief provisions therein apply retrospectively.

With a favorable report.

H. B. 798, a bill to be entitled an act to amend General Statutes 9-25 relating to grand juries in Chatham County.

With a favorable report.

S. B. 73, a bill to be entitled an act to amend Chapter 39, entitled "Conveyances", of the General Statutes so as to determine the risk of destruction or condemnation as between vendor and purchaser of real property.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 800, a bill to be entitled an act to amend General Statutes 163-175 relating to single shot voting so as to make Paragraph 6 thereof inapplicable to Brunswick County.

With a favorable report.

H. B. 810, a bill to be entitled an act to include the Town of Whiteville within the provisions of Article 15 of Chapter 160 of the General Statutes.

With a favorable report.

H. B. 811, a bill to be entitled an act to establish the date for municipal elections in the Town of Whiteville in Columbus County.

With a favorable report.

S. B. 274, a bill to be entitled an act to amend Chapter 160 of the General Statutes relating to the condemnation and removal of unsafe buildings in the City of Durham in Durham County.

With a favorable report, as amended.

S. B. 304, a bill to be entitled an act to amend Chapter 837 of the Session Laws of 1955 relating to Lincoln 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 Representatives Drummond, Gobble and Stone:

H. B. 822, a bill to be entitled an act to permit the City of Winston-Salem to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 823, a bill to be entitled an act amending Chapter 296 of the Public-Local Laws for the year 1939 permitting the Winston-Salem Employees Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

Referred to Committee on Counties, Cities and Towns.

By Representatives Crawford of Swain, Lloyd, Cover, Buchanan, Greenwood, Crawford of Buncombe, Yates, and Jordan:

H. R. 824, a joint resolution to designate that portion of U. S. Highway No. 19 extending from the Georgia State line to Asheville, North Carolina, as the "Tomahawk Trail".

On motion of Representative Crawford of Swain the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Buchanan, Strayhorn and High:

H. B. 825, a bill to be entitled an act to amend Chapter 163 of the General Statutes relating to the purchase of voting machines by counties through State aid.

Referred to Committee on Elections and Election Laws.

By Representative Hostetler:

H. B. 826, a bill to be entitled an act to amend Article I of Chapter 58 of the General Statutes defining as an insurance contract certain motor vehicle warranties.

Referred to Committee on Insurance.

By Representative Kemp:

H. B. 827, a bill to be entitled an act amending General Statutes 115-6, General Statutes 115-230 and General Statutes 115-86 so as to make industrial education centers a part of the public school system and to provide that countywide current expense funds for operation of industrial education centers be allocated prior to apportionment among administrative units of the county.

Referred to Committee on Education.

By Representative Wilson:

H. B. 828, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the Clerk of Court of money owed to an intestate in Caswell County.

Referred to Committee on Local Government.

By Representative Wilson:

H. B. 829, a bill to be entitled an act to authorize the Board of County Commissioners of Caswell County to regulate the operation of commercial establishments within one-quarter mile of a church during church services on Sunday.

Referred to Committee on Local Government.

By Representatives Black, Hill of Durham and Crawford of Buncombe:

H. B. 830, a bill to be entitled an act to amend Chapter 53, Article 6 of the General Statutes of North Carolina relating to banks.

Referred to Committee on Banks and Banking.

By Representative Yarborough:

H. B. 831, a bill to be entitled an act to amend Chapter 1095, Session Laws of 1947, relating to the Mayor's Court of the Town of Franklinton in Franklin County.

Referred to Committee on Judiciary No. 1.

By Representative Jones of Pitt, by request:

H. B. 832, a bill to be entitled an act to fix the corporate limits of the Town of Farmville in Pitt County.

Referred to Committee on Counties, Cities and Towns.

By Representative Reid:

H. B. 833, a bill to be entitled an act to clarify the status of tobacco curing flues for sales tax purposes.

Referred to Committee on Finance.

By Representatives Womble, O'Neal, Taylor, Valentine, Spruill, Holmes, Snapp, Etheridge, Hicks, Thomas, Phelps, Hill of Durham, Arledge, Umstead, Kemp, Crawford of Swain and Quinn:

H. B. 834, a bill to be entitled an act to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways.

Referred to Committee on Roads and Highway Safety.

By Representative Hunter:

H. B. 835, a bill to be entitled an act to amend Chapter 242 of the Public-Local Laws of 1921 to the end that special meetings of the Board of County Commissioners of McDowell County, North Carolina, shall be as provided under General Statutes 153-8.

Referred to Committee on Counties, Cities and Towns.

By Representative Courtney:

H. B. 836, a bill to be entitled an act to amend General Statutes 7-134 to fix the fees to be charged by Justices of the Peace of Caldwell County.

Referred to Committee on Counties, Cities and Towns.

By Representatives Hill of Durham, Hardy, Johnson, Davis of Lenoir, Burrow, Drummond and Newman:

H. B. 837, a bill to be entitled an act to amend General Statutes 115-14 relating to the administrative duties of the State Superintendent of Public Instruction.

Referred to Committee on Education.

By Representative Jones of Ashe:

H. B. 838, a bill to be entitled an act rewriting Section 3, Chapter 372, Public-Local Laws of 1927, fixing of fees to be charged by Justices of the Peace in Ashe County.

Referred to Committee on Local Government.

By Representative Powell:

H. B. 839, a bill to be entitled an act to appoint Justices of the Peace for the several counties of North Carolina.

Referred to Committee on Justices of the Peace.

By Representative Hargett:

H. B. 840, a bill to be entitled an act amending Article 25, Chapter 115 of the General Statutes relating to the selection and adoption of textbooks.

Referred to Committee on Education.

By Representatives Harris of Wake and Womble:

H. B. 841, a bill to be entitled an act to provide for increasing the number of county commissioners of Wake County from five to seven and relating to the election and terms of County Commissioners in Wake County.

Referred to Committee on Local Government.

By Representative Gaither:

H. B. 842, a bill to be entitled an act relating to the appointment of a single registrar of vital statistics for Transylvania County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 843, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of the Superior Court in Transylvania County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 844, a bill to be entitled an act to amend General Statutes 9-4 relating to the number of jurors to be drawn in Transylvania County.

Referred to Committee on Counties, Cities and Towns.

By Representative Johnson:

H. B. 845, a bill to be entitled an act rewriting Section 4, Chapter 596, Session Laws of 1949, relating to the election of the Mayor and Commissioners of the Town of Wallace.

Referred to Committee on Local Government.

#### 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. 162, a bill to be entitled an act to provide for the systematic re-valuation of property for ad valorem tax purposes.

Referred to Committee on Finance.

S. B. 243, a bill to be entitled an act to provide for the appointment of a special county attorney and to define his duties.

Referred to Committee on Local Government.

S. B. 316, a bill to be entitled an act to authorize the Board of County Commissioners of Cleveland County to appropriate nontax revenue funds to rescue teams organized under the Civil Defense Act.

Referred to Committee on Local Government.

#### CALENDAR

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

H. B. 806, a bill to be entitled an act to prohibit the sale of wine, beer and intoxicating beverages within two miles of Goodwill Missionary Baptist Church, Belews Creek Township, in Forsyth County.

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

S. B. 202, a bill to be entitled an act appointing members of the Columbus County Board of Education and fixing their terms of office.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

H. B. 384, a bill to be entitled an act to amend Article 2 of Chapter 39 of the General Statutes relating to conveyances of real property by husband and wife.

Returned for concurrence.

On motion of Representative Zollicoffer the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 535, a bill to be entitled an act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System.

Returned for concurrence in Senate amendment.

On motion of Representative Rodenbough the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 713, a bill to be entitled an act to amend Article 13 of Chapter 20 of the General Statutes relating to the Vehicle Financial Responsibility Act of 1957.

Representative Jones of Ashe offers an amendment which is adopted.

The bill passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 33, a bill to be entitled an act to create a State Department of Water Resources.

On motion of Representative Snepp consideration of the bill is postponed until Thursday, May 14, 1959.

H. B. 706, a bill to be entitled an act to amend General Statutes 135-5 relating to disability retirement allowances.

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

House Committee Substitute for S. B. 107, a bill to be entitled an act to make certain sacred and/or moral communications confidential.

The bill passes its second reading.

On motion of Representative Kennedy the bill remains on the Calendar for consideration on May 13, 1959.

S. B. 192, a bill to be entitled an act to amend General Statutes 45-21.38 relating to the abolition of deficiency judgments where mortgage represents part of the purchase price.

On motion of Representative Valentine the bill is recommitted to the Committee on Judiciary No. 2.

On motion of Representative Williamson the vote by which S. B. 202 entitled, "A bill to be entitled an act appointing members of the Columbus County Board of Education and fixing their terms of office" passed its third reading is reconsidered.

On motion of Representative Williamson the bill is placed on the Calendar for consideration on May 21, 1959.

## ENROLLED BILLS

Mr. Drummond, 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. 209. An Act permitting Columbus County to authorize bonds for school purposes in the maximum aggregate principal amount of seven hundred and fifty thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

S. B. 210. An Act to authorize the Board of Commissioners of the Town of Mooresville to appoint an Assistant Clerk of the Recorder's Court.

S. B. 236. An Act to amend General Statutes 115-116 and General Statutes 115-119 relating to special tax elections for school purposes in Lincoln County.

S. B. 253. An Act relating to the use of ionizing radiation, radiation machines, and radioactive materials, and atomic energy.

S. B. 288. An Act relating to the election of County Board of Commissioners for Cleveland County.

S. B. 299. An Act relating to the qualifications for membership on the Board of County Commissioners of New Hanover County.

H. B. 283. An Act to amend Chapter 58, Article 22 relating to reserve valuation and nonforfeiture benefits of life insurance policies.

H. B. 442. An Act to amend Chapter 366 of the Public-Local and Private Laws of 1939, relating to elections in the City of Charlotte.

H. B. 462. An Act to provide for four-year staggered terms for Councilmen, subject to approval by the voters, of the City of Reidsville in Rockingham County.

H. B. 494. An Act to amend General Statutes 160-281.1 relating to validation of conveyances by cities, towns and school boards.

H. B. 575. An Act to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Gates County.

H. B. 578. An Act to amend General Statutes 47-94 relating to the validation of certain acknowledgments, proofs of execution, and registration of certain mortgages and deeds of trust.

H. B. 596. An Act to amend General Statutes 135-5, relating to the Teachers' and State Employees' Retirement System, so as to make more definite the procedure for retirement.

H. B. 597. An Act to amend Article 3 of Chapter 128 of the General Statutes relating to the North Carolina Local Governmental Employees' Retirement System.

H. B. 601. An Act to amend Chapter 130 of the General Statutes relating to records of birth of abandoned children.



H. B. 621. An Act to amend Chapter 238 of the Session Laws of 1959, the same being H. B. No. 360, ratified April 7, 1959, entitled "A bill to be entitled an act rewriting Section 1 of Chapter 1069, Session Laws of 1953, so as to place all political parties in Watauga County under the State-wide Primary Laws.

H. B. 642. An Act to permit the State Bureau of Investigation to equip its vehicles with sirens and other special equipment.

H. B. 650. An Act to validate the actions and proceedings of the City Council of the City of Durham in extending the corporate limits of said City.

H. B. 651. An Act to validate the actions and proceedings of the City Council of the City of Durham in re-defining and rearranging election wards in said City.

H. B. 653. An Act amending Chapter 1227 of the 1953 Session Laws entitled "An act to authorize the County Commissioners of each county in this State to fix the salaries or other compensation of all elective and appointive county officials and employees drawing compensation from said counties", and as heretofore amended.

H. B. 665. An Act to amend the Charter of the City of Monroe so as to provide for the holding of primary elections for the nomination of candidates for the General Municipal elections for said City.

S. B. 215. An Act to amend Chapter 1067 of the Session Laws of 1955 so as to fix the corporate limits of the Town of Long Beach in Brunswick County, and for other purposes.

S. B. 258. An Act amending General Statutes 113-104 relating to the possession and sale of snares.

S. B. 278. An Act to amend Chapter 4 of the Session Laws of 1949 relating to the corporate limits of the Town of Shallotte so as to correct a mistake set out in the description of the corporate limits of said Town.

H. B. 398. An Act to amend General Statutes 160-227.1 providing for the regulation of the subdivision of land in and around the City of Shelby in Cleveland County.

H. B. 622. An Act to amend Chapter 192 of the Session Laws of 1947, relating to the operation of motor vehicles in certain beach areas in Dare County.

H. B. 640. An Act authorizing the governing body of the City of Roxboro to exchange certain property owned by said City for certain other property owned by Mrs. G. W. Kane, Jr. and W. D. Merritt in order to enable the City to widen a portion of Gordon Street.

H. B. 644. An Act to create a Peace Officers' Relief Fund for the County of Chowan.

H. B. 669. An Act to establish a Law Library in Henderson County.

H. B. 688. An Act to authorize the Board of County Commissioners of

Franklin County to place certain surplus funds into a Special Fund to be used for capital improvements.

H. B. 710. An Act relating to the operation of loud speakers, radios, piccolos, phonographs or other machinery or devices for the reproduction of musical and human voices outside of buildings after 11:00 o'clock at night in the rural areas of Lee County.

H. B. 712. An Act relating to the operation or playing of pool or billiards on Sunday in the rural areas of Lee County.

H. B. 744. An Act to provide for the appointment of a part-time Assistant Clerk of Superior Court in Burke County and to fix his compensation.

On motion of Representative Crawford of Swain the House adjourns and will meet tomorrow at 12:00 o'clock noon.

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## EIGHTY-FIFTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, May 13, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Holmes the courtesies of the floor are extended the Honorable Jim Speight, a former member of the House from Bertie County.

On motion of Representative Hill of Catawba, Patricia Shirley Clarke, Camellia Rhodes Seagle, Glenn Morton Datnoff, and Lawrence Elliott Datnoff, all of Catawba County, are made honorary pagettes and pages, respectively, of the House.

On motion of Representative Humphrey, Donald B. Morgan, Jimmy Morgan, and Mike Morgan of Guilford County are made honorary pages of the House of Representatives.

### 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 Representative Hargett, for the Committee on Education.

H. B. 772, a bill to be entitled an act to fix the per diem compensation and travel expense of members of the Jones County Board of Commissioners, Board of Education, and Board of Welfare, and travel allowance for jurors.

With a favorable report.

H. B. 787, a bill to be entitled an act rewriting Section 1 of Chapter 173, Private Laws of 1925, relating to the appointment of the members of the Wadesboro City Board of Education.

With a favorable report.

H. B. 788, a bill to be entitled an act to authorize the issuance of school building bonds and notes in behalf of the Wadesboro City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

With a favorable report.

On motion of Representative Hargett the bill is recommitted to Committee on Finance.

H. B. 790, a bill to be entitled an act amending General Statutes 143-135 relating to the letting of contracts by the Ashe County Board of Education.

With a favorable report.

S. B. 239, a bill to be entitled an act to amend S. B. 8, ratified the 11th of March, 1959, relating to the letting of public contracts for school construction in Brunswick County.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 595, a bill to be entitled an act to authorize the use of special equipment on privately-owned vehicles operated by the chief and one assistant chief of emergency rescue squads and first-aid teams.

With a favorable report, as amended.

H. B. 599, a bill to be entitled an act to amend Chapter 1 of the General Statutes relating to the dismissal of appeals to the Supreme Court.

With a favorable report, as amended.

H. B. 758, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Rutherford County.

With a favorable report.

H. B. 759, a bill to be entitled an act to amend General Statutes 9-25 so as to provide the manner of drawing grand juries in Rutherford County.

With a favorable report.

S. B. 23, a bill to be entitled an act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

With a favorable report, as amended.

By Representative Buchanan, for the Committee on Conservation and Development.

H. B. 646, a bill to be entitled an act to fix the distribution of National Forest Funds received from the Federal Government by Macon County and to provide that certain delinquent taxes of Macon County, when collected, shall be paid into the General Fund of said county.

With an unfavorable report.

H. B. 667, a bill to be entitled an act to amend Article 4, Chapter 113, of the General Statutes to provide for recovering expenses incurred as a result of a fire started through negligence.

With a favorable report.

H. B. 779, a bill to be entitled an act providing that certain delinquent taxes of Macon County, when collected, shall be paid into the General Fund of said county.

With a favorable report.

S. B. 251, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of Edgecombe County for industrial development and other purposes.

With a favorable report.

By Representative Womble, for the Committee on Roads and Highway Safety.

H. B. 699, a bill to be entitled an act defining the responsibilities of the State Highway Commission and municipalities in providing a coordinated system of streets and highways in and around municipalities.

With a favorable report.

H. B. 796, a bill to be entitled an act to amend Chapter 20 of the General Statutes providing for the classification, licensing, and registration of automobile utility trailers.

With a favorable report.

By Representative Watkins, for the Committee on Public Utilities.

H. B. 695, a bill to be entitled an act to amend General Statutes 95-4 so as to empower the North Carolina Department of Labor to make, promulgate, and enforce rules and regulations to provide for the safety of the employees of railroads or railways.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Harris of Wake:

H. B. 846, a bill to be entitled an act to amend General Statutes 2-53 relating to the payment of money for indigent children and persons non compos mentis.

Referred to Committee on Judiciary No. 1.

And,

H. B. 847, a bill to be entitled an act to amend General Statutes 28-170 relating to the commissions allowed personal representatives and fiduciaries.

Referred to Committee on Judiciary No. 1.

And,

H. B. 848, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the clerk of money owed to an intestate.

Referred to Committee on Judiciary No. 1.

By Representative Uzzell:

H. B. 849, a bill to be entitled an act to amend Article 4 of Chapter 119 of the General Statutes, Replacement Volume of 1958, relating to safety regulations in the design, location, installation, and operation of equipment and facilities for storing, handling, transporting, and utilizing liquified petroleum gas for fuel or heating purposes.

Referred to Committee on Judiciary No. 1.

By Representative Venters:

H. B. 850, a bill to be entitled an act to amend General Statutes 47-108.5 so as to validate certain deeds executed in other states where the seal was omitted.

Referred to Committee on Judiciary No. 1.

By Representative Buchanan:

H. B. 851, a bill to be entitled an act relating to the appointment of Jury Commissioners in Jackson County.

Referred to Committee on Local Government.

By Representative Arledge:

H. B. 852, a bill to be entitled an act to extend the planning and zoning powers of the Town of Tryon and its governing body to the territory beyond and surrounding the corporate limits of the Town of Tryon for a distance of one mile in all directions.

Referred to Committee on Local Government.

By Representative Byrd:

H. B. 853, a bill to be entitled an act to amend H. B. 295, ratified April 1, 1959, relating to the Morganton Employees' Retirement Fund.

Referred to Committee on Local Government.

By Representative Hunter:

H. B. 854, a bill to be entitled an act to amend Chapter 776 of the Session Laws of 1957 relating to the fees to be charged by Justices of the Peace in McDowell County.

Referred to Committee on Counties, Cities, and Towns.

By Representative O'Neal:

H. B. 855, a bill to be entitled an act authorizing payment for services of an accountant by Hyde County Drainage District No. 7.

Referred to Committee on Conservation and Development.

By Representative Etheridge:

H. B. 856, a bill to be entitled an act to amend Chapter 82 of the General Statutes relating to wreck districts and commissioners of wrecks so far as the same relates to Dare County.

On motion of Representative Etheridge the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Newman:

H. B. 857, a bill to be entitled an act to amend General Statutes 153-5 to provide for election of Sampson County Commissioners for terms of four years each.

Referred to Committee on Local Government.

By Representatives Snapp and Umstead:

H. B. 858, a bill to be entitled an act to amend General Statutes 122-93 relating to the disposition of certain lands at Camp Butner.

Referred to Committee on State Government.

By Representative Gaither:

H. B. 859, a bill to be entitled an act to amend General Statutes 9-25 relating to grand juries in Transylvania County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Black:

H. B. 860, a bill to be entitled an act authorizing the deputy sheriff or officer on duty as desk sergeant in Concord to issue warrants returnable before Justices of the Peace or any inferior court in said county.

Referred to Committee on Local Government.

By Representatives Hill of Durham and Strayhorn:

H. B. 861, a bill to be entitled an act to prescribe the filing fees of candidates for office of the City of Durham.

Referred to 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:

H. B. 289, a bill to be entitled an act to rewrite Subsection 4 of General Statutes 105-296 so as to clarify its provisions and include in the exemption from taxation all lands, buildings, and facilities reasonably necessary and useful in the functional operation of public libraries and educational institutions.

Returned for concurrence in Senate amendment.

On motion of Representative Harris of Wake the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 598, a bill to be entitled an act to amend General Statutes 135-14 relating to pensions of certain teachers and state employees.

Returned for concurrence in Senate amendment.

On motion of Representative Rodenbough the bill is placed on the Calendar for Thursday, May 14, 1959.

S. B. 72, a bill to be entitled an act to amend Chapter 55 of the North Carolina General Statutes.

Referred to Committee on Corporations.

S. B. 266, a bill to be entitled an act to amend Chapter 1115 of the Session Laws of 1953 relating to advisory members of the Neuse River Watershed Authority.

Referred to Committee on Conservation and Development.

S. R. 339, a joint resolution providing for the election of John Sprunt Hill as an honorary life-time member of the Board of Trustees of the University of North Carolina.

On motion of Representative Umstead, seconded by Representatives Johnson and Strayhorn, the rules are suspended and the resolution is placed on 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. 731, a bill to be entitled an act to revise and consolidate the Charter of the Town of Spray, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, High, Hill of Catawba, Hill of Durham, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 786, a bill to be entitled an act amending Subsection 43 of General Statutes 153-9 relating to tax levies for certain special purposes so as to make the same applicable to Henderson County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, High, Hill of Catawba, Hill of Durham, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.



H. B. 791, a bill to be entitled an act to amend Chapter 128, Private Laws of 1883, to re-define the corporate limits of the Town of Rich Square in Northampton County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, High, Hill of Catawba, Hill of Durham, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps. Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 620, a bill to be entitled an act to provide for the allocation of delinquent taxes collected by Halifax County.

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

H. B. 754, a bill to be entitled an act to provide that certain delinquent taxes be paid into the General Fund of Avery County.

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

H. B. 762, a bill to be entitled an act fixing the terms of office of the County Commissioners of McDowell County.

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

H. B. 763, a bill to be entitled an act amending Chapter 1160, Session Laws of 1953, relating to the filing of papers by Clerks of the Superior Court so as to make said chapter applicable to McDowell County.

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

H. B. 765, a bill to be entitled an act to amend Chapter 19 of the General Statutes relating to public nuisances in McDowell County.

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

H. B. 783, a bill to be entitled an act to extend the authority of police officers of the Town of Wadesboro in Anson County for a distance of one mile beyond the corporate limits.

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

H. B. 784, a bill to be entitled an act amending Chapter 26 of the Private Laws of 1891 being the Charter of the Town of Wadesboro relating to the compensation of the Board of Commissioners.

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

H. B. 789, a bill to be entitled an act to repeal Chapter 987, Session Laws of 1949, as amended by Chapter 888, Session Laws of 1953, relating to the funding of interest on bonds of the Town of Columbus.

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

H. B. 793, a bill to be entitled an act to provide for the appointment and duties of a bailiff, or bailiffs, for the Municipal Court of High Point.

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 amend General Statutes 9-25 relating to grand juries in Chatham County.

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

H. B. 800, a bill to be entitled an act to amend General Statutes 163-175 relating to single shot voting so as to make Paragraph 6 thereof inapplicable to Brunswick County.

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 authorizing the Board of Commissioners of Wilkes County to extend the time for the quadrennial assessment of property for taxation.

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

H. B. 810, a bill to be entitled an act to include the Town of Whiteville within the provisions of Article 15 of Chapter 160 of the General Statutes.

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 establish the date for municipal elections in the Town of Whiteville in Columbus County.

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

S. B. 274, a bill to be entitled an act to amend Chapter 160 of the General Statutes relating to the condemnation and removal of unsafe buildings in the City of Durham in Durham County.

On motion of Representative Strayhorn the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 275, a bill to be entitled an act amending the Charter of the Town of Spruce Pine so as to authorize the commissioners of said town to fix the salary of the mayor at not more than fifty dollars per month and the commissioners at not more than twenty-five dollars per month each.

Passes its second and third readings and is ordered enrolled.

S. B. 304, a bill to be entitled an act to amend Chapter 837 of the Session Laws of 1955 relating to Lincoln County.

Passes its second and third readings and is ordered enrolled.

S. B. 305, a bill to be entitled an act to provide for a purchasing agent for Mecklenburg County.

Passes its second and third readings and is ordered enrolled.

S. B. 310, a bill to be entitled an act to authorize the qualified voters of the Town of Shallotte to determine whether alcoholic beverage control stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

Passes its second and third readings and is ordered enrolled.

S. B. 314, a bill to be entitled an act to authorize the Board of County Commissioners of Harnett County to fix the fees to be charged by the Sheriff, Clerk of the Superior Court, and Register of Deeds of Harnett County.

Passes its second and third readings and is ordered enrolled.

House Committee Substitute for S. B. 107, a bill to be entitled an act to make certain sacred and/or moral communications confidential.

Representative Valentine offers an amendment which is adopted.

Representative Kennedy offers an amendment.

Representative Valentine moves that the amendment offered by Representative Kennedy lie upon the table, seconded by Representative Jordan; the motion sustains and the amendment is tabled.

Representative Hill of Durham offers an amendment.

Representative Valentine moves that the amendment offered by Representative Hill of Durham be tabled; the motion sustains and the amendment is tabled.

Representative Kiser moves that the bill lie upon the table; the motion fails.

The question now recurs to the passage of the bill on its third reading, as amended.

The bill passes its third reading, as amended, and is ordered sent to the Senate for concurrence in House substitute bill.

S. B. 73, a bill to be entitled an act to amend Chapter 39, entitled "Conveyances", of the General Statutes so as to determine the risk of destruction or condemnation as between vendor and purchaser of real property.

Passes its second and third readings and is ordered enrolled.

S. B. 123, a bill to be entitled an act to amend General Statutes 20-28 to make the relief provisions therein apply retrospectively.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Drummond, 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. 97. An Act to clarify the exemption of certain property from ad valorem taxation.

H. B. 384. An Act to amend Article 2 of Chapter 39 of the General Statutes relating to conveyances of real property by husband and wife.

H. B. 535. An Act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System.

On motion of Representative Jackson the House adjourns in honor of the late David Collins Barnes of Hertford County and will meet tomorrow at 11 o'clock A. M.

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### EIGHTY-SIXTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, May 14, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Blue reports for the Committee on the Journal, that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Whitley for Friday, May 15, 1959.

On motion of Representative Woodard of Wilson, Joseph Colin Eagles, III, of Wilson County is made an honorary page of the House .

On motion of Representative Quinn, William L. Mills, III, of Cabarrus County is made an honorary page of the House.

On motion of Representative Strayhorn the following boys and girls of Durham County are made honorary pages and pagettes, respectively, of the House of Representatives: Howard Allen Lipton, Lawrence Jay Lipton, Stuart Samuel Lipton, Lee Wariner Battle, Michael Floyd Duncan, Clayton Isaac Duncan, Joseph Harmon Duncan, James Floyd Fletcher, Jr., Mark Badham Gardner, John Alston Gardner, William Allen Hawkins, Richard Wright Hawkins, James Robert Hawkins, Robert Winston Carr, Jr., Edgar Toms Carr, Lee Carver Carr, Lewis McKee Pate, William Muirhead Hobbs, William Muirhead, II, Margaret Howe Bryant, Elizabeth Walker Bryant, Frances Dewey Bryant, Janice Ewing Harris, Betty Ann Fletcher, Cora Turissa Hawkins, Rebecca Elizabeth Hawkins, Mary Carolyn Eaves, Jean Marie Eaves, Miriam Cargile Eaves, Julia Toms Carr, Syvil Elizabeth Pate, Constance Mary Hobbs, Margaret Cushing Muirhead, and Cheryl Kay Winders.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully examined, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 713, a bill to be entitled an act to amend Article 13 of Chapter 20 of the General Statutes relating to the Vehicle Financial Responsibility Act of 1957.

#### 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 Representative Kemp, for the Committee on Local Government.

H. B. 771, a bill to be entitled an act to incorporate the Town of Trent Woods in Craven County, North Carolina.

With a favorable report, as amended.

H. B. 782, a bill to be entitled an act to amend Chapter 837, Session Laws of 1953, relating to the salaries of certain county officials of Stokes County.

With a favorable report, as amended.

H. B. 828, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the Clerk of Court of money owed to an intestate in Caswell County.

With a favorable report.

H. B. 829, a bill to be entitled an act to authorize the Board of County Commissioners of Caswell County to regulate the operation of commercial establishments within one-quarter mile of a church during church services on Sunday.

With a favorable report.

H. B. 838, a bill to be entitled an act rewriting Section 3, Chapter 372, Public-Local Laws of 1927, fixing of fees to be charged by Justices of Peace in Ashe County.

With a favorable report.

H. B. 852, a bill to be entitled an act to extend the planning and zoning powers of the Town of Tryon and its governing body to the territory beyond and surrounding the corporate limits of the Town of Tryon for a distance of one mile in all directions.

With a favorable report.

H. B. 853, a bill to be entitled an act to amend H. B. 295, ratified April 1, 1959, relating to the Morganton Employees' Retirement Fund.

With a favorable report.

S. B. 300, a bill to be entitled an act to amend General Statutes 47-17.1 relating to the designation of draftsmen on documents accepted for probate or recordation so as to include New Hanover County within the provisions of the statute.

With a favorable report.

By Representative Gaither, for the Committee on Penal Institutions.

H. B. 794, a bill to be entitled an act rewriting Section 2 of H. B. 205, 1959 Session, relating to the disposition of the products of prison labor, ratified on March 27, 1959.

With an unfavorable report.

By Representative Hargett, for the Committee on Education.

H. B. 691, a bill to be entitled an act amending Chapter 115 of the General Statutes so as to provide for a School Incentive Fund as a supplement to the current expense outlay school funds of the several counties of the State.

With an unfavorable report.

H. B. 753, a bill to be entitled an act amending various sections of Chapter 115 of the General Statutes and defining the North Carolina public school system as consisting of eleven grades instead of twelve and providing for a school year of two hundred days instead of one hundred eighty days.

Reported without prejudice.

On motion of Representative Hargett the bill is recommitted to Committee on Appropriations.

H. B. 774, a bill to be entitled an act to appropriate funds to the State Board of Education for Vocational Agriculture Education purposes.

Reported without prejudice.

On motion of Representative Hargett the bill is recommitted to Committee on Appropriations.

By Representative Blue, for the Committee on Finance.

H. B. 711, a bill to be entitled an act relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said county.

With a favorable report.

H. B. 807, a bill to be entitled an act to authorize the Cumberland County Board of Commissioners to call an election on the question of levying a tax for the operation of a recreational center in Seventy-First Township.

With a favorable report.

By Representative Holcombe of Yancey, for the Committee on Elections and Election Laws.

H. B. 702, a bill to be entitled an act to amend General Statutes 163-78 of the election laws so as to combine Challenge Day with the last day of registration prior to a primary or an election.

With a favorable report.

On motion of Representative Leatherman the bill is placed on the Calendar for consideration on May 19, 1959.

H. B. 724, a bill to be entitled an act to amend General Statutes 163-115 of the election laws so as to increase the amount received by registrars in furnishing lists of registered voters to applicants.

With a favorable report.

H. B. 751, a bill to be entitled an act relative to the counting of ballots cast for group candidates in Jones 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 Representative Hawfield:

H. B. 862, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the Clerk of Court of money owed to an intestate in Union County.

Referred to Committee on Local Government.

By Representative Woodard of Northampton:

H. B. 863, a bill to be entitled an act to amend Chapter 76 of the Public Laws of 1929 relating to the grand and petit juries of Northampton County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Jackson:

H. R. 864, a joint resolution honoring the memory of and expressing sympathy upon the death of David Collin Barnes, former State Senator and member of the House of Representatives from Hertford County.

On motion of Representative Jackson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Hicks, Belk, Snepp and Kennedy:

H. B. 865, a bill to be entitled an act to amend Chapter 926 of the Session Laws of 1947, relating to the Charlotte Firemen's Retirement System.

Referred to Committee on Insurance.

By Representatives Hicks, Henley, Davis of Lenoir and Holcombe of Yancey:

H. B. 866, a bill to be entitled an act relating to regulation of possession and sale of barbiturate drugs.

Referred to Committee on Health.

By Representative Harris of Wake:

H. B. 867, a bill to be entitled an act to amend Article 9 of Chapter 44 of the General Statutes to require notice be given to perfect liens on money recovered for personal injuries.

Referred to Committee on Judiciary No. 1.

By Representatives Regan and Britt of Robeson:

H. B. 868, a bill to be entitled an act to validate the municipal election of May 5, 1959, of the Town of Maxton in Robeson County.

Referred to Committee on Local Government.

By Representative Horton:

H. B. 869, a bill to be entitled an act to amend paragraph 12a of General Statutes 153-9 so as to make the same applicable to Chatham County.

Referred to Committee on Judiciary No. 2.

By Representative Newman:



H. B. 870, a bill to be entitled an act relating to the punishment for manufacture and sale of illicit liquor and drunken driving.

Referred to Committee on Judiciary No. 1.

And,

H. B. 871, a bill to be entitled an act to provide that the Board of County Commissioners shall fill vacancies in the Board in certain counties.

Referred to Committee on Counties, Cities, and Towns.

By Representative Womble:

H. B. 872, a bill to be entitled an act to amend the Vehicle Financial Responsibility Act of 1957.

Referred to Committee on Roads and Highway Safety.

By Representative Jones of Pitt:

H. B. 873, a bill to be entitled an act rewriting Section 16, Chapter 151, Private Laws of 1895, the Charter of the Town of Grifton, so as to give to said town the same authority to acquire property by gift, device, purchase or condemnation that is granted to municipalities of this State by Chapter 160 of the General Statutes.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 874, a bill to be entitled an act amending General Statutes 160-45 so as to make the qualifications for voting in municipal elections conform to the provisions of Article 6, Section 2, of the State Constitution as amended.

Referred to 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:

S. B. 261, a bill to be entitled an act to protect and regulate the use of the National System of Interstate and Defense Highways.

Referred to Committee on Roads and Highway Safety.

S. B. 263, a bill to be entitled an act to regulate the speed of motor vehicles on the National System of Interstate and Defense Highways.

Referred to Committee on Roads and Highway Safety.

S. B. 264, a bill to be entitled an act to authorize the State Highway Commission to acquire entire lots, blocks or tracts of property affected by highway construction.

Referred to Committee on Roads and Highway Safety.

S. B. 265, a bill to be entitled an act to clarify the issuance by the State Highway Commission of special permits for vehicles of excessive size or weight.

Referred to Committee on Roads and Highway Safety.

#### CALENDAR

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

H. B. 758, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Rutherford County.

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

H. B. 759, a bill to be entitled an act to amend General Statutes 9-25 so as to provide the manner of drawing grand juries in Rutherford County.

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 to fix the per diem compensation and travel expense of members of the Jones County Board of Commissioners, Board of Education and Board of Welfare and travel allowance for jurors.

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 providing that certain delinquent taxes of Macon County, when collected, shall be paid into the General Fund of said County.

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

H. B. 787, a bill to be entitled an act rewriting Section 1 of Chapter 173, Private Laws of 1925, relating to the appointment of the members of the Wadesboro City Board of Education.

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 amending General Statutes 143-135 relating to the letting on contracts by the Ashe County Board of Education.

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 amend S. B. 8, ratified the 11th of March, 1959, relating to the letting of public contracts for school construction in Brunswick County.

Passes its second and third readings and is ordered enrolled.

S. B. 251, a bill to be entitled an act to authorize appropriations by the

Board of Commissioners of Edgecombe County for industrial development and other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 598, a bill to be entitled an act to amend General Statutes 135-14, relating to pensions of certain teachers and State employees.

Returned for concurrence in Senate amendment.

On motion of Representative Rodenbough the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 33, a bill to be entitled an act to create a State Department of Water Resources.

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

#### ENROLLED BILLS

Representative Drummond, 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. 339. A Joint Resolution providing for the election of John Sprunt Hill as an honorary lifetime member of the Board of Trustees of the University of North Carolina.

S. B. 73. An Act to amend Chapter 39, entitled "Conveyances", of the General Statutes so as to determine the risk of destruction or condemnation as between vendor and purchaser of real property.

S. B. 123. An Act to amend General Statutes 20-28 to make the relief provisions therein apply retrospectively.

S. B. 275. An Act amending the Charter of the Town of Spruce Pine so as to authorize the Commissioners of said town to fix the salary of the Mayor at not more than fifty dollars per month and the Commissioners at not more than twenty-five dollars per month each.

S. B. 304. An Act to amend Chapter 837 of the Session Laws of 1955 relating to Lincoln County.

S. B. 305. An Act to provide for a purchasing agent for Mecklenburg County.

S. B. 310. An Act to authorize the qualified voters of the Town of Shallotte to determine whether Alcoholic Beverage Control Stores shall be established in said town and to prescribe the method of operation and the disposition of the net profits thereof.

S. B. 314. An Act to authorize the Board of County Commissioners of Harnett County to fix the fees to be charged by the Sheriff, Clerk of the Superior Court, and Register of Deeds of Harnett County.

H. B. 289. An Act to rewrite Subsection 4 of General Statutes 105-296 so as to clarify its provisions and include in the exemption from taxation all

lands, buildings and facilities reasonably necessary and useful in the functional operation of public libraries and educational institutions.

H. B. 443. An Act to amend General Statutes 1-589 and General Statutes 8-59 so as to provide for the service of subpoenas and summonses for jurors by telegram or certified mail.

H. B. 522. An Act to amend Chapter 143 of the General Statutes relating to the membership, powers, and duties of the North Carolina State Ports Authority.

H. B. 572. An Act amending Article 9 of Chapter 115 of the General Statutes authorizing the establishment of School Capital Outlay Reserve Funds.

H. B. 649. An Act to amend General Statutes 153-77 relating to the purposes for which bonds may be issued and taxes levied by counties.

H. B. 735. An Act to amend Chapter 338, Private Laws of 1909, and Chapter 366, Public-Local Laws of 1939, relating to the Recorder's Court of the City of Charlotte in Mecklenburg County.

H. B. 742. An Act providing that costs of meals furnished to prisoners in the Perquimans County Jail shall be included in the bill of costs in criminal cases.

H. B. 743. An Act amending General Statutes 160-68 so as to provide for seven Library Trustees in the City of Concord.

H. B. 748. An Act to amend Chapter 115 of the Public-Local Laws of 1913 so as to enable trial on the original warrant of misdemeanor cases appealed from the County Criminal Court of Scotland County to the Superior Court.

H. B. 764. An Act providing for the transfer of cases from the McDowell County Criminal Court to the Superior Court when trial by jury is demanded.

H. B. 780. An Act to amend General Statutes 46-7.1 relating to the compensation of Commissioners for the partition or division of lands in Stokes County.

On motion of Representative Buchanan the House adjourns and will meet tomorrow at 11 o'clock A. M.

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## EIGHTY-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Friday, May 15, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

Mr. Speaker Hewlett appoints as a Committee to attend the funeral of the late Mrs. Joseph M. Hunt, Sr., Mother of Representative Joseph M. Hunt, Jr. of Guilford County, Representatives Kemp, Humphrey, Turner, Hardy, Horton and Gobble.

On motion of Representative Gregory, Joe Williams, Judy Williams and Sandra House of Harnett County are made honorary page and pagettes, respectively, of the House of Representatives.

On motion of Representative Jordan, George Gordon and Ricky Eugene Greenwood, sons of Representative and Mrs. Greenwood of Buncombe County are made honorary pages, respectively, of the House.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Hardy:

H. B. 875, a bill to be entitled an act to amend General Statutes 153-9, relating to certain special tax levies so as to make the same applicable to Greene County.

Referred to Committee on Judiciary No. 2.

By Representative Wilson:

H. B. 876, a bill to be entitled an act to amend General Statutes 116-4 relating to the method for selecting the trustees of the University of North Carolina.

Referred to Committee on Trustees of the University.

By Representative Braswell:

H. B. 877, a bill to be entitled an act authorizing the City of Goldsboro to require liability insurance on all taxicabs operating within the City.

Referred to Committee on Local Government.

By Representatives Harris of Wake, Whitley, Womble, Hill of Durham and Strayhorn:

H. B. 878, a bill to be entitled an act to amend Chapter 168 of Public-Local Laws 1939, as amended by Chapter 292 of Public-Local Laws 1941, as amended by Chapter 79, Session Laws of 1945, as amended by Chapter 1096, Session Laws of 1955, as amended by Chapter 455, Session Laws of 1957, relating to the Raleigh-Durham Airport.

Referred to Committee on Counties, Cities and Towns.

By Representative Bowman, by request:

H. B. 879, a bill to be entitled an act to incorporate the Town of Ocean Isle Beach in Brunswick County, State of North Carolina.

Referred to Committee on Local Government.

By Representatives Hill of Durham and Strayhorn:

H. B. 880, a bill to be entitled an act creating the Durham City-County Charter Commission.

Referred to Committee on Counties, Cities and Towns.

By Representative Spruill:

H. B. 881, a bill to be entitled an act to validate tax levies and tax sales of the Town of Aulander in Bertie County.

Referred to Committee on Local Government.

And,

H. B. 882, a bill to be entitled an act to validate certain tax levies and tax sales of Bertie County.

Referred to Committee on Local Government.

By Representatives Dill and Valentine:

H. B. 883, a bill to be entitled an act validating street paving, side-walk and curb and gutter assessments heretofore made by the City of Rocky Mount.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 884, a bill to be entitled an act authorizing any municipality having a Municipal Board of Health to fix the method of appointment and terms of office of the members of said Board of Health.

Referred to Committee on Counties, Cities and Towns.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Thursday, May 14, 1959

*Mr. Speaker:*

It is ordered that a message be sent the House of Representatives requesting the return of S. B. 223, entitled "A bill to be entitled an act to amend General Statutes 130-57 relating to the performance of material acts by Registers of Deeds", for further consideration by the Senate.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message, Representative Valentine moves that the bill be withdrawn from the Committee on Judiciary No. 2 and returned to the Senate; the motion prevails.

## 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. 313, a bill to be entitled an act repealing Chapter 884, Session Laws of 1955, which created a wildlife refuge at the Lumberton Steam Electric Plant Cooling Pond.

Referred to Committee on Wildlife Resources.

S. B. 327, a bill to be entitled an act to amend General Statutes 113-111 to provide for an open season on foxes in Forsyth County.

Referred to Committee on Wildlife Resources.

## CALENDAR

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

H. B. 786, a bill to be entitled an act amending Subsection 43 of General Statutes 153-9 relating to tax levies for certain special purposes so as to make the same applicable to Henderson County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Belk, Black, Blue, Britt of Robeson, Brock, Bryant, Burgess, Burrow, Bynum, Byrd, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, High, Hill of Durham, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Long, Murphrey of Halifax, Palmer, Patterson, Powell, Regan, Rodenbough, Satterfield, Snapp, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—77.

Those voting in the negative are: None.

H. B. 791, a bill to be entitled an act to amend Chapter 128, Private Laws of 1883, to redefine the corporate limits of the Town of Rich Square in Northampton County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Belk, Black, Blue, Britt of Robeson, Brock, Bryant, Burgess, Burrow, Bynum, Byrd, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, High, Hill of Durham, Holcombe of Yancey,

Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Long, Murphrey of Halifax, Palmer, Patterson, Powell, Regan, Rodenbough, Satterfield, Snapp, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—77.

Those voting in the negative are: None.

H. B. 711, a bill to be entitled an act relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said County.

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

Those voting in the affirmative are: Representatives Belk, Black, Blue, Britt of Robeson, Brock, Bryant, Burgess, Burrow, Bynum, Byrd, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, High, Hill of Durham, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Long, Murphrey of Halifax, Palmer, Patterson, Powell, Regan, Rodenbough, Satterfield, Snapp, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—77.

Those voting in the negative are: None.

H. B. 771, a bill to be entitled an act to incorporate the Town of Trent Woods in Craven County, North Carolina.

On motion of Representative Kemp the committee amendment is adopted; the amendment being material the adoption of same constitutes the first reading of the bill and the bill remains on the Calendar for second reading, as amended, roll call.

H. B. 807, a bill to be entitled an act to authorize the Cumberland County Board of Commissioners to call an election on the question of levying a tax for the operation of a recreational center in Seventy-First Township.

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

Those voting in the affirmative are: Representatives Belk, Black, Blue, Britt of Robeson, Brock, Bryant, Burgess, Burrow, Bynum, Byrd, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, High, Hill of Durham, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Long, Murphrey of Halifax, Palmer, Patterson, Powell, Regan, Rodenbough, Satterfield, Snapp,



Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—77.

Those voting in the negative are: None.

H. B. 751, a bill to be entitled an act relative to the counting of ballots cast for group candidates in Jones County.

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

H. B. 782, a bill to be entitled an act to amend Chapter 837, Session Laws of 1953, relating to the salaries of certain county officials of Stokes County.

On motion of Representative Rodenbough the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 828, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the Clerk of Court of money owed to an intestate in Caswell County.

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 authorize the Board of County Commissioners of Caswell County to regulate the operation of commercial establishments within one quarter mile of a church during church services on Sunday.

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

H. B. 838, a bill to be entitled an act rewriting Section 3, Chapter 372, Public-Local Laws of 1927, fixing of fees to be charged by Justices of the Peace in Ashe County.

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

H. B. 852, a bill to be entitled an act to extend the planning and zoning powers of the Town of Tryon and its governing body to the territory beyond and surrounding the corporate limits of the Town of Tryon for a distance of one mile in all directions.

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

H. B. 853, a bill to be entitled an act to amend H. B. 295, ratified April 1, 1959, relating to the Morganton Employees' Retirement Fund.

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

S. B. 300, a bill to be entitled an act to amend General Statutes 47-17.1 relating to the designation of draftsmen on documents accepted for probate or recordation so as to include New Hanover County within the provisions of the Statute.

Passes its second and third readings and is ordered enrolled.

H. B. 78, a bill to be entitled an act to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws.

Representative Crawford of Buncombe offers an amendment which is adopted.

Representative Yarborough offers an amendment which is adopted.

The bill passes its second reading, as amended.

Representative Snapp objects to the third reading of the bill and the bill remains on the Calendar.

H. B. 118, a bill to be entitled an act to prohibit State employees and employees of cities, towns and other agencies and units of government from becoming members of trade unions or labor unions.

On motion of Representative Wilson consideration of the bill is postponed until Tuesday, May 19, 1959.

H. B. 595, a bill to be entitled an act to authorize the use of special equipment on privately owned vehicles operated by the Chief and one Assistant Chief of Emergency Rescue Squads and First-Aid Teams.

On motion of Representative Yarborough the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 599, a bill to be entitled an act to amend Chapter 1 of the General Statutes relating to the dismissal of appeals to the Supreme Court.

On motion of Representative Turner the committee amendment is adopted.

Representative Crawford of Buncombe offers an amendment.

On motion of Representative Yarborough the bill with amendments is recommitted to the committee on Judiciary No. 1.

H. B. 667, a bill to be entitled an act to amend Article 4, Chapter 113 of the General Statutes to provide for recovering expenses incurred as a result of a fire started through negligence.

On motion of Representative Wilson consideration of the bill is postponed until Monday, May 18, 1959.

H. B. 699, a bill to be entitled an act defining the responsibilities of the State Highway Commission and municipalities in providing a coordinated system of streets and highways in and around municipalities.

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 amend General Statutes 163-115 of the election laws so as to increase the amount received by registrars in furnishing lists of registered voters to applicants.

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

H. B. 796, a bill to be entitled an act to amend Chapter 20 of the General Statutes, providing for the classification, licensing and registration of automobile utility trailers.

On motion of Representative Womble consideration of the bill is postponed until Monday, May 18, 1959.

S. B. 23, a bill to be entitled an act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

On motion of Representative Turner the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendments.

#### ENROLLED BILLS

Mr. Wicker, 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. 864. A Joint Resolution honoring the memory of and expressing sympathy upon the death of David Collin Barnes, former State Senator and member of the House of Representatives from Hertford County.

S. B. 239. An Act to amend S. B. 8, ratified the 11th of March, 1959, relating to the letting of public contracts for school construction in Brunswick County.

S. B. 251. An Act to authorize appropriations by the Board of Commissioners of Edgecombe County for industrial development and other purposes.

S. B. 274. An Act to amend Chapter 160 of the General Statutes, relating to the condemnation and removal of unsafe buildings in the City of Durham in Durham County.

H. B. 80. An Act to amend General Statutes 113-111 so as to add the County of Greene to the counties in which there is no closed season for fox hunting.

H. B. 328. An Act to amend General Statutes 113-111 so as to provide that there will be no closed season on foxes in Moore County.

H. B. 592. An Act to authorize the Town of Mooresville to sell certain real estate at private sale.

H. B. 598. An Act to amend General Statutes 135-14, relating to pensions of certain teachers and State employees.

H. B. 608. An Act to amend General Statutes 153-9 relating to fire protection in Lenoir County.

H. B. 656. An Act to authorize the Register of Deeds of Washington County to install in the Register of Deeds' office a record book, or book-binder, to be designated or labeled "Miscellaneous", to be used for conditional sales contracts, mortgages, crop liens, deeds of trust and similar instruments and to validate the previous use of such a book of record.

H. B. 675. An Act to amend Section 4 of Chapter 456 of the Session Laws of 1947 relating to investments of pension funds by the Board of Trustees of the Pension Fund of the City of Fayetteville, in Cumberland County.

H. B. 676. An Act to repeal Section 1 of Article 11 of Chapter 28 of the Private Laws of 1925 relating to the City of Fayetteville, North Carolina, so as to place said City under the General Statutes of North Carolina with respect to contracts on which advertisements and bids are required.

H. B. 677. An Act to authorize the Board of County Commissioners of Cumberland County and the Cumberland County Board of Education to offer and pay rewards not to exceed \$1,000.00.

H. B. 687. An Act to permit red foxes and bobcats to be taken in Sampson County at any time.

H. B. 701. An Act to authorize the hunting and taking of foxes in certain portions of Currituck County at any time during the year.

H. B. 704. An Act to create a Law Enforcement Officers Relief Fund for the Peace Officers Association of Cumberland County.

H. B. 739. An Act to validate certain acts of the Town Commissioners of the Town of Lewiston in Bertie County relating to the paving of streets in the Town of Lewiston during the year 1957.

On motion of Representative Kemp, the House adjourns in memory of the late Mrs. Joseph M. Hunt, Sr., Mother of Representative Joseph M. Hunt, Jr. of Guilford County, and will meet tomorrow at 10:00 o'clock A. M.

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## EIGHTY-EIGHTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, May 16, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

The Lord's Prayer is repeated in unison, led by Representative Harris of Wake, Speaker Pro Tempore.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Delamar the following statement is spread on the Journal.

#### ARMED FORCES DAY

16 May 1959

ARMED FORCES DAY has been proclaimed by President Dwight D. Eisenhower to emphasize and enhance the trust and understanding which must exist between members of our Armed Forces and those other Americans and free world friends with whom we stand for peace and progress.

The strength of a free nation, and its will to endure, derive not only from the capability and readiness of its Armed Forces, but also from the understanding and support of all its people.

Assisted by national, State and local civil authorities and organizations, every effort will, and has been made, to increase public understanding of the role of our Armed Forces as a defensive shield serving in Partnership with friends around the world.

Our Armed Forces and our national defense system represent a judicious investment of the nation's resources in the cause of peace. The return on this investment, in terms of national strength, shows the determination of the American people to preserve our way of life and to give hope to all who seek peace with freedom and justice.

ARMED FORCES DAY 1959 provides an opportunity for our people to demonstrate their belief in the constructive "POWER FOR PEACE"—to which the Armed Forces of the United States are totally committed.

On motion of Representative Delamar the House adjourns in memory, appreciation and respect to those men and women through the years who have contributed to maintaining that defensive shield that has protected, made more lasting our cherished democratic way of life and particularly those who have made the supreme sacrifice for this cause and will meet Monday night at 8:00 o'clock P. M.

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### EIGHTY-NINTH DAY

HOUSE OF REPRESENTATIVES

Monday Night, May 18, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that

the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Buchanan for tonight, May 18, 1959.

On motion of Representative Stone, Roy A. Spellman, Rea Ferrell, William Patrick Tillotson, and Marilyn Gayle Tillotson are made honorary pages and pagettes, respectively, of the House.

On motion of Representative Lloyd, Bill Scott of Cherokee County is made an honorary page of the House of Representatives.

On motion of Representative Wallace, George Newsome, Jr., and Debbie Newsome of Wake County are made honorary page and pagette, respectively, of the House.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully examined, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 595, a bill to be entitled an act to authorize the use of special equipment on privately-owned vehicles operated by the chief and one assistant chief of emergency rescue squads and first-aid teams.

H. B. 782, a bill to be entitled an act to amend Chapter 837, Session Laws of 1953, relating to the salaries of certain county officials of Stokes County.

#### 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 Representative Murphy, for the Committee on Agriculture.

Committee Substitute for H. B. 318, a bill to be entitled an act amending and rewriting certain sections of Chapter 139 of the General Statutes relating to soil conservation districts so as to provide for the establishment of Watershed Improvement Districts.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Murphy the substitute bill is adopted.

By Representative Bowman, for the Committee on Propositions and Grievances.

H. B. 808, a bill to be entitled an act to provide for the regulation, taxation, control, and licensing of racing within the State of North Carolina; to create and establish a State Racing Commission, prescribe its duties

and authority; to fix the terms of office, compensation, and manner of appointment of its members; to provide for county-wide referenda; to allocate revenues among the various counties of this state, and otherwise; to establish a procedure for the issuance of licenses to conduct racing operations; to regulate pari-mutuel pools conducted in connection with racing operations; to declare the purpose and intent of this Act; to repeal conflicting laws; to establish the effective date; and for other purposes.

With a favorable report.

On motion of Representative Bowman the bill is recommitted to Committee on Finance.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Delamar, Whitley, Arledge, Bell, and Wilson:

H. R. 885, a joint resolution expressing appreciation for the hospitality of Major General Robert F. Sink, Commanding General, 18th Airborne Corps and Commanding General of Fort Bragg.

On motion of Representative Delamar the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Zollicoffer, Valentine, Crawford of Buncombe, Umstead, and Williamson:

H. B. 886, a bill to be entitled an act to make available funds to provide for payment of the employer's contributions in securing retroactive Social Security coverage for Justices of the Supreme Court and Judges of the Superior Court.

Referred to Committee on Appropriations.

By Representative Bell:

H. B. 887, a bill to be entitled an act authorizing the Town of Newport to appropriate to the Carteret County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Newport School.

Referred to Committee on Local Government.

And,

H. B. 888, a bill to be entitled an act relating to the listing of boats for ad valorem tax purposes in Carteret County.

Referred to Committee on Local Government.

And,

H. B. 889, a bill to be entitled an act to amend Chapter 202, Private Laws of 1925, to extend the corporate limits of the Town of Morehead City in Carteret County.

Referred to Committee on Local Government.

And,

H. B. 890, a bill to be entitled an act to fix the salaries of the Chairman and other members of the Board of County Commissioners of Carteret County.

Referred to Committee on Local Government.

And,

H. B. 891, a bill to be entitled an act to incorporate the Town of Bayshore Park, North Carolina.

Referred to Committee on Local Government.

And,

H. B. 892, a bill to be entitled an act to incorporate the Town of Cape Carteret, North Carolina.

Referred to Committee on Local Government.

By Representative Newman:

H. B. 893, a bill to be entitled an act to amend General Statutes 163-175 relating to single shot voting in Sampson County.

Referred to Committee on Elections and Election Laws.

By Representative Whitmire:

H. B. 894, a bill to be entitled an act to amend the Charter of the City of Hendersonville and General Statutes 160-402, as it applies to Hendersonville, so as to increase the limitation on the levy of taxes for general purposes to one dollar and sixty cents per one hundred dollars valuation.

Referred to Committee on Finance.

By Representatives Buchanan and Crawford of Swain:

H. B. 895, a bill to be entitled an act to authorize the Sheriff of Swain County and the Sheriff of Jackson County to appoint special deputies for law enforcement on those portions of the Cherokee Indian Reservation located within said counties.

On motion of Representative Crawford of Swain the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Wicker:



H. B. 896, a bill to be entitled an act to authorize the Board of County Commissioners of Lee County to fix fees to be charged by county officers.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 897, a bill to be entitled an act to extend the time for making quadrennial revaluation and reassessment of real property in Lee County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Gaither:

H. B. 898, a bill to be entitled an act amending Chapter 1110, Session Laws of 1949, to provide for an additional member of the Transylvania County Historical Commission to be appointed by the Transylvania County Historical Association; to provide that the members of said commission may appoint proxies to represent them at meetings and to authorize the appointment of a curator.

Referred to Committee on Counties, Cities, and Towns.

By Representative Harriss of Rowan:

H. B. 899, a bill to be entitled an act to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the state to provide for capital improvements for state institutions and agencies.

Referred to Committee on Appropriations.

And,

H. B. 900, a bill to be entitled an act to authorize the issuance of bonds of the state to provide for capital improvements for state institutions and agencies and state aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the state.

Referred to 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:

H. B. 417, a bill to be entitled an act extending the corporate limits of the City of High Point and amending the charter of said city with reference to the corporate limits of said city.

Returned for concurrence in Senate amendment.

On motion of Representative Kemp the House adopts the Senate amendment constituting the first reading of the bill and the bill remains on the Calendar for its second roll call reading.

S. B. 315, a bill to be entitled an act to amend General Statutes 14-399 relating to the placing of litter and refuse on the right-of-way of any public road.

Referred to Committee on Roads and Highway Safety.

S. B. 325, a bill to be entitled an act to amend Chapter 669 of the Session Laws of 1943 relating to the retirement system of the employees of New Hanover County.

Referred to Committee on Local Government.

S. B. 329, a bill to be entitled an act to amend the Charter of the Town of Princeville to enlarge the corporate boundaries thereof.

Referred to Committee on Local Government.

S. B. 336, a bill to be entitled an act to amend Article 31 of Chapter 7 of the General Statutes relating to civil procedure in the General County Court of Duplin County.

Referred to Committee on Local Government.

S. B. 337, a bill to be entitled an act to amend General Statutes 7-272, as amended by Chapter 899 of the Session Laws of 1947, relating to the terms of court of the General County Court in Duplin County.

Referred to Committee on Local Government.

S. B. 346, a bill to be entitled an act providing that a list of boats held for storage be furnished to the County Tax Supervisor in Carteret County.

Referred to Committee on Local Government.

#### CALENDAR

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

H. B. 711, a bill to be entitled an act relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said county.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Burgess, Burrow, Byrd, Byrum, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Humphrey, Hunt, Hunter, Isaac, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yates, and Zollicoffer—86.

Those voting in the negative are: None.

H. B. 807, a bill to be entitled an act to authorize the Cumberland County Board of Commissioners to call an election on the question of levying a tax for the operation of a recreational center in Seventy-First Township.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Burgess, Burrow, Byrd, Byrum, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Humphrey, Hunt, Hunter, Isaac, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yates, and Zollicoffer—86.

Those voting in the negative are: None.

H. B. 771, a bill to be entitled an act to incorporate the Town of Trent Woods in Craven County, North Carolina.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Burgess, Burrow, Byrd, Byrum, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Humphrey, Hunt, Hunter, Isaac, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yates, and Zollicoffer—86.

Those voting in the negative are: None.

H. B. 78, a bill to be entitled an act to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws.

Representative Regan offers an amendment which is adopted.

The bill passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 667, a bill to be entitled an act to amend Article 4, Chapter 113, of the General Statutes to provide for recovering expenses incurred as a result of a fire started through negligence.

On motion of Representative Wilson consideration of the bill is postponed until Thursday, May 21, 1959.

H. B. 796, a bill to be entitled an act to amend Chapter 20 of the General Statutes providing for the classification, licensing, and registration of automobile utility trailers.

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

On motion of Representative Crawford of Swain the House adjourns and will meet tomorrow at 12 o'clock Noon.

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## NINETIETH DAY

HOUSE OF REPRESENTATIVES

Tuesday, May 19, 1959

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

Payer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Harris of Wake, Tracy Lynne Herndon, Samuel Jett Walker, Jr., and John Thompson Walker of Wake County are made honorary pages of the House of Representatives.

On motion of Representative Woodard of Northampton, Martha Elaine Woodard of Northampton County is made an honorary page of the House.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports the following bill has been carefully considered, found to be properly engrossed, and asks that it be sent to the Senate.

It is so ordered.

H. B. 78, a bill to be entitled an act to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws.

## 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 Representative Dill, for the Committee on Counties, Cities and Towns.

H. B. 707, a bill to be entitled an act to revise and consolidate the Charter of the Town of Castalia, North Carolina.

With a favorable report, as amended.

H. B. 822, a bill to be entitled an act to permit the City of Winston-Salem to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property.

With a favorable report.

H. B. 823, a bill to be entitled an act amending Chapter 296 of the Public-Local Laws for the year 1939 permitting the Winston-Salem Employees Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

With a favorable report.

H. B. 832, a bill to be entitled an act to fix the corporate limits of the Town of Farmville in Pitt County.

With a favorable report, as amended.

H. B. 835, a bill to be entitled an act to amend Chapter 242 of the Public-Local Laws of 1921 to the end that special meetings of the Board of County Commissioners of McDowell County, North Carolina, shall be as provided under General Statutes 153-8.

With a favorable report.

H. B. 836, a bill to be entitled an act to amend General Statutes 7-134 to fix the fees to be charged by Justices of the Peace of Caldwell County.

With a favorable report, as amended.

H. B. 842, a bill to be entitled an act relating to the appointment of a single registrar of vital statistics for Transylvania County.

With a favorable report.

H. B. 843, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of the Superior Court in Transylvania County.

With a favorable report.

H. B. 844, a bill to be entitled an act to amend General Statutes 9-4 relating to the number of jurors to be drawn in Transylvania County.

With a favorable report.

H. B. 854, a bill to be entitled an act to amend Chapter 776 of the Session Laws of 1957 relating to the fees to be charged by Justices of the Peace in McDowell County.

With a favorable report.

H. B. 859, a bill to be entitled an act to amend General Statutes 9-25 relating to grand juries in Transylvania County.

With a favorable report.

H. B. 861, a bill to be entitled an act to prescribe the filing fees of candidates for office of the City of Durham.

With a favorable report.

H. B. 863, a bill to be entitled an act to amend Chapter 76 of the Public Laws of 1929 relating to the grand and petit juries of Northampton County.

With a favorable report.

H. B. 873, a bill to be entitled an act rewriting Section 16, Chapter 151, Private Laws of 1895, the Charter of the Town of Grifton, so as to give to said town the same authority to acquire property by gift, device, purchase or condemnation that is granted to municipalities of this State by Chapter 160 of the General Statutes.

With a favorable report.

H. B. 878, a bill to be entitled an act to amend Chapter 168 of Public-Local Laws of 1939, as amended by Chapter 292 of Public-Local Laws of 1941, as amended by Chapter 79, Session Laws of 1945, as amended by Chapter 1096, Session Laws of 1955, as amended by Chapter 455, Session Laws of 1957, relating to the Raleigh-Durham Airport.

With a favorable report.

On motion of Representative Dill the bill is recommitted to Committee on Finance.

H. B. 880, a bill to be entitled an act creating the Durham-City-County Charter Commission.

With a favorable report.

H. B. 883, a bill to be entitled an act validating street paving, sidewalk and curb and gutter assessments heretofore made by the City of Rocky Mount.

With a favorable report.

H. B. 896, a bill to be entitled an act to authorize the Board of County Commissioners of Lee County to fix fees to be charged by county officers.

With a favorable report.

H. B. 897, a bill to be entitled an act to extend the time for making quadrennial revaluation and reassessment of real property in Lee County.

With a favorable report.

H. B. 898, a bill to be entitled an act amending Chapter 1110, Session Laws of 1949 to provide for an additional member of the Transylvania County Historical Commission to be appointed by the Transylvania County Historical Association; to provide that the members of said commission may appoint proxies to represent them at meetings and to authorize the appointment of a curator.

With a favorable report.

By Representative Johnson, for the Committee on Wildlife Resources.

S. B. 313, a bill to be entitled an act repealing Chapter 884, Session Laws of 1955, which created a wildlife refuge at the Lumberton Steam Electric Plant Cooling Pond.

With a favorable report.

S. B. 327, a bill to be entitled an act to amend General Statutes 113-111 to provide for an open season on foxes in Forsyth County.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 729, a bill to be entitled an act to increase the penalty for operating a motor vehicle in excess of eighty miles per hour.

With a favorable report, as amended.

H. B. 730, a bill to be entitled an act to establish a prima facie rule of evidence as to the operation of motor vehicles speeding in excess of 80 miles per hour.

With a favorable report, as amended.

H. B. 804, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the soil conservation services.

With a favorable report, as amended.

H. B. 869, a bill to be entitled an act to amend paragraph 12a of General Statutes 153-9 so as to make the same applicable to Chatham County.

With a favorable report.

H. B. 875, a bill to be entitled an act to amend General Statutes 153-9, relating to certain special tax levies so as to make the same applicable to Greene County.

With a favorable report.

S. B. 242, a bill to be entitled an act to amend General Statutes 7-127 relating to the trial of criminal cases by Justices of the Peace in Harnett County.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 851, a bill to be entitled an act relating to the appointment of Jury Commissioners in Jackson County.

With a favorable report.

H. B. 860, a bill to be entitled an act authorizing the Deputy Sheriff or officer on duty as Desk Sergeant in Concord to issue warrants returnable before Justices of the Peace or any inferior court in said county.

Reported without prejudice.

On motion of Representative Kemp the bill is recommitted to Committee on Judiciary No. 2.

H. B. 862, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the Clerk of Court of money owed to an intestate in Union County.

With a favorable report.

H. B. 868, a bill to be entitled an act to validate the municipal election of May 5, 1959, of the Town of Maxton in Robeson County.

With a favorable report.

H. B. 877, a bill to be entitled an act authorizing the City of Goldsboro to require liability insurance on all taxicabs operating within the city.

With a favorable report.

H. B. 881, a bill to be entitled an act to validate tax levies and tax sales of the Town of Aulander in Bertie County.

With a favorable report.

H. B. 882, a bill to be entitled an act to validate certain tax levies and tax sales of Bertie County.

With a favorable report.

H. B. 887, a bill to be entitled an act authorizing the Town of Newport to appropriate to the Carteret County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Newport School.

With a favorable report.

H. B. 889, a bill to be entitled an act to amend Chapter 202, Private Laws of 1925, to extend the corporate limits of the Town of Morehead City in Carteret County.

With a favorable report.

H. B. 890, a bill to be entitled an act to fix the salaries of the Chairman and other members of the Board of County Commissioners of Carteret County.

With a favorable report.



H. B. 891, a bill to be entitled an act to incorporate the Town of Bayshore Park, North Carolina.

With a favorable report.

S. B. 243, a bill to be entitled an act to provide for the appointment of a special County Attorney and to define his duties.

Reported without prejudice.

On motion of Representative Kemp the bill is recommitted to Committee on Judiciary No. 2.

S. B. 325, a bill to be entitled an act to amend Chapter 669 of the Session Laws of 1943, relating to the retirement system of the employees of New Hanover County.

With a favorable report.

S. B. 329, a bill to be entitled an act to amend the Charter of the Town of Princeville to enlarge the corporate boundaries thereof.

With a favorable report.

By Representative Hargett, for the Committee on Education.

H. B. 827, a bill to be entitled an act amending General Statutes 115-6, General Statutes 115-230 and General Statutes 115-86 so as to make industrial education centers a part of the public school system and to provide that countywide current expense funds for operation of industrial education centers be allocated prior to apportionment among administrative units of the county.

With a favorable report.

H. B. 840, a bill to be entitled an act amending Article 25, Chapter 115 of the General Statutes relating to the selection and adoption of textbooks.

With a favorable report.

By Representative Childers, for the Committee on Corporations.

S. B. 207, a bill to be entitled an act to amend Chapter 53A-2 of the General Statutes relating to business development corporations so as to authorize such corporations to obtain loans from any financial institutions and from certain federal 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 Representatives Arledge, Gobble, Cover, Coates, Umstead, Rodenbough, High, Hawfield, Hardy, Gregory, Hargett, Delamar, Wilson, Burrow, Everett, Murphy, Greenwood, Hunt, Woodard of Wilson, Courtney, Gaither, Drummond, Brock, Story, Lloyd, Patterson, Burleson, Crawford

of Swain, Davis of Lenoir, Powell, Stone, Henley, Isaac, Hicks, Crawford of Buncombe, Bryant, Edmisten, Burgess, Spruill, Jordan, Regan, Phelps, Buchanan, Woodard of Northampton, Jones of Ashe, Leatherman, Hunter, Byrd, Strayhorn, Murphrey, Britt of Bladen and Braswell:

H. R. 901, a joint resolution memorializing the Congress of the United States to extend education benefits to veterans of the Armed Forces who entered, or who enter, the service subsequent to February 1, 1955.

On motion of Representative Arledge the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Harris of Wake:

H. B. 902, a bill to be entitled an act to amend General Statutes 58-44 to eliminate the requirement that bid bonds be countersigned by resident insurance agents.

Referred to Committee on Insurance.

By Representative Holcombe of Yancey:

H. B. 903, a bill to be entitled an act appointing Phillip Westall a member of the Yancey County Board of Education in place of M. D. Bailey, resigned.

On motion of Representative Holcombe of Yancey the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Harriss of Rowan and Uzzell:

H. B. 904, a bill to be entitled an act to amend Chapter 8, Public-Local Laws of 1931, creating and establishing the Salisbury-Rowan County Peace Officers' Protective Association.

Referred to Committee on Judiciary No. 1.

By Representative Jones of Pitt:

H. B. 905, a bill to be entitled an act to amend Chapter 252 of the Private Laws of 1935, relating to the election of officials of the Town of Farmville, in Pitt County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Burrow:

H. B. 906, a bill to be entitled an act relating to the establishment of

wards and the election of a Mayor and Board of Aldermen in the Town of Randleman, Randolph County.

Referred to Committee on Local Government.

And,

H. B. 907, a bill to be entitled an act to amend General Statutes 18-32 relating to the keeping of liquor for sale in Randolph County.

Referred to Committee on Propositions and Grievances.

By Representative Rodenbough:

H. B. 908, a bill to be entitled an act to amend Chapter 128 of the General Statutes relating to membership of county welfare department employees in the Local Governmental Employees' Retirement System.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representative Whitmire:

H. B. 909, a bill to be entitled an act to aid in the collection of delinquent taxes in Henderson County and to authorize the Board of Commissioners of Henderson County to sell at private sale property acquired by tax foreclosures.

Referred to Committee on Local Government.

By Representative Jordan:

H. B. 910, a bill to be entitled an act to amend General Statutes 105-44 so as to impose a license fee on deliveries and sales of coal or coke from outside the State.

Referred to Committee on Finance.

By Representative Bowman:

H. B. 911, a bill to be entitled an act to authorize the Board of County Commissioners of Brunswick County to sell certain real property at private sale and to validate sales heretofore made.

Referred to Committee on Local Government.

And,

H. B. 912, a bill to be entitled an act to fix the compensation of the Mayor, members of the Board of Aldermen and other officials of the City of Southport in Brunswick County.

Referred to Committee on Local Government.

By Representative Whitley:

H. B. 913, a bill to be entitled an act to authorize veterans guardians and general guardians to deposit funds belonging to their wards in federal-insured banks at interest.

Referred to Committee on Banks and Banking.

By Representative Uzzell:

H. B. 914, a bill to be entitled an act to amend Chapter 20 of the General Statutes relating to brakes on motor vehicles.

Referred to Committee on Roads and Highway Safety.

By Representative Philpott:

H. B. 915, a bill to be entitled an act to amend General Statutes 7-70 relating to terms of Superior Court in Davidson County.

Referred to 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. 323, a bill to be entitled an act to authorize the Coroner of Columbus County to appoint an Assistant Coroner to act in his absence.

Referred to Committee on Local Government.

S. B. 334, a bill to be entitled an act to amend General Statutes 157-3(2) relating to the definition of the word "city" in Transylvania County.

Referred to Committee on Counties, Cities, and Towns.

S. B. 343, a bill to be entitled an act to authorize the appointment of special policemen at the Wayne County Memorial Hospital.

Referred to Committee on Local Government.

S. B. 347, a bill to be entitled an act to amend General Statutes 153-9 (43) 1957 Cumulative Supplement so as to make its provisions applicable to the County of Carteret.

Referred to Committee on Local Government.

#### CALENDAR

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

H. B. 771, a bill to be entitled an act to incorporate the Town of Trent Woods in Craven County, North Carolina.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba,

Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 417, a bill to be entitled an act extending the corporate limits of the City of High Point and amending the Charter of said city with reference to the corporate limits of said city.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 318, a bill to be entitled an act amending and rewriting certain sections of Chapter 139 of the General Statutes relating to soil conservation districts so as to provide for the establishment of Watershed Improvement Districts.

On motion of Representative Murphy consideration of the bill is postponed until May 25, 1959.

H. B. 118, a bill to be entitled an act to prohibit State employees and employees of cities, towns and other agencies and units of government from becoming members of trade unions or labor unions.

Representative Snapp offers an amendment which is adopted.

Representatives Kemp, Strayhorn, Turner and Byrd offer an amendment which fails of adoption.

Representative Turner calls for the "ayes" and "noes" on the passage of the bill on its second reading, as amended.

Representative Byrd offers an amendment.

Representative Hardy moves that the amendment offered by Representative Byrd be tabled; the motion prevails and the amendment is tabled.

Representative Whitley offers an amendment which is adopted.

The question now recurs to the motion offered by Representative Turner for the "ayes" and "noes" on the passage of the bill on its second reading, as amended; the call sustains.

The bill passes its second reading, as amended, by the following vote:

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Britt of Robeson, Bryant, Buchanan, Burgess, Bynum, Byrum, Childers, Cohoon, Courtney, Davis of Lenoir, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Henley, Hicks, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Philpott, Quinn, Raby, Regan, Rodenbough, Sermons, Snapp, Spruill, Stone, Story, Taylor, Umstead, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough and Zollicoffer—75.

Those voting in the negative are: Representatives Black, Braswell, Britt of Bladen, Brock, Burrow, Byrd, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Greenwood, Gregory, Hawfield, High, Hill of Catawba, Hill of Durham, Kemp, Kiser, Leatherman, Patterson, Phelps, Powell, Reid, Satterfield, Strayhorn, Thomas, Turner, Uzzell, Valentine, Whitmire and Yates—31.

Representative Powell objects to the third reading of the bill, and the bills remains on the Calendar for its third reading, as amended.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 300. An Act to amend General Statutes 47-17.1 relating to the designation of draftsmen on documents accepted for probate or recordation so as to include New Hanover County within the provisions of the statute.

H. B. 468. An Act to amend Chapter 14 of the General Statutes relating to the possession of explosives.

H. B. 645. An Act rewriting Section 4, Chapter 403, Public Laws of 1891, so as to provide for the election and term of office of the members of the Shelby City Board of Education.

H. B. 668. An Act authorizing the Hendersonville City Board of Education to appoint an advisory committee for any school within the Hendersonville City Administrative Unit.

H. B. 745. An Act to authorize the County Board of Education of Camden County to sell certain real property at private sale.

H. B. 761. An Act amending General Statutes 143-135 relating to the letting of contracts by the McDowell County Board of Education and the Marion City Board of Education.

H. B. 797. An Act to amend H. B. 217, ratified the 24th day of March, 1959, entitled "an act to appoint certain members of the Boards of Education of the respective counties of North Carolina and to fix their terms of office.

H. R. 885. A Joint Resolution expressing appreciation for the hospitality of Major General Robert F. Sink, Commanding General, 18th Airborne Corps and Commanding General of Fort Bragg.

S. B. 23. An Act relative to making a false report concerning destructive device and/or perpetrating hoax by use of false bomb or other device, and for other purposes.

H. B. 757. An Act to amend H. B. 467 ratified April 28, 1959, relating to the reorganization of the Mecklenburg County Board of Education.

On motion of Representative Dill the House adjourns and will meet tomorrow at 11:30 A. M.

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## NINETY-FIRST DAY

HOUSE OF REPRESENTATIVES  
Wednesday, May 20, 1959

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

Prayer is offered by the Reverend David F. Johnson, Pastor of the Kimball Memorial Lutheran Church, Kannapolis, North Carolina.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Valentine for Thursday and Friday, May 21 and 22, 1959.

A leave of absence is granted Representative Regan for today, May 20, 1959.

A leave of absence is granted Representative Whitehurst for today, May 20, 1959.

On motion of Representative Hill of Catawba the following boys and girls of Catawba County are made honorary pages and pagettes of the House of Representatives: Leslie Ray Brady, Jr., James M. Whitworth, Jr., Ray Garrison Corne, Dianne Currence, Elizabeth Hollar Stroupe, and Jay Cropps Stroupe.

On motion of Representative Wooten, Karen Miller and Jean Miller of Pitt County, and Lee Miller also of Pitt County are made honorary pagettes and page, respectively, of the House of Representatives.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 771, a bill to be entitled an act to incorporate the Town of Trent Woods in Craven County, North Carolina.

#### 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 Representative Venters, for the Committee on Health.

H. R. 591, a joint resolution commending the members of the Commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Public Welfare, and providing for the continuance of this Commission during the next biennium.

With an unfavorable report.

H. B. 684, a bill to be entitled an act to provide for the proper disposal of dead animals in Cherokee County.

With a favorable report.

H. R. 705, a joint resolution commending the members of the Commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium.

With a favorable report.

On motion of Representative Venters the resolution is recommitted to the Committee on Appropriations.

H. B. 775, a bill to be entitled an act to provide for registration of Sanitariums for the protection of the public health.

With a favorable report.



S. B. 248, a bill to be entitled an act to make unlawful the giving birth to two or more illegitimate children.

With a favorable report.

S. B. 289, a bill to be entitled an act to amend Chapter 1131 of the Session Laws of 1951 relating to health and the practice of physical therapy.

With a favorable report.

By Representative Powell, for the Committee on Justices of the Peace.

H. B. 839, a bill to be entitled an act to appoint Justices of the Peace for the several counties of North Carolina.

With a favorable report.

By Representative Childers, for the Committee on Roads and Highway Safety.

H. R. 290, a joint resolution requesting the State Highway Commission to participate as fully as possible in the construction of an interstate highway from Crossville, Tennessee, to Murphy, North Carolina.

With a favorable report.

H. B. 446, a bill to be entitled an act to prohibit drunken driving anywhere in the State and to clarify the 30-day automatic drivers' licenses suspension provision.

With an unfavorable report.

S. B. 261, a bill to be entitled an act to protect and regulate the use of the National System of Interstate and Defense Highways.

With a favorable report, as amended.

S. B. 263, a bill to be entitled an act to regulate the speed of motor vehicles on the National System of Interstate and Defense Highways.

With a favorable report.

S. B. 264, a bill to be entitled an act to authorize the State Highway Commission to acquire entire lots, blocks or tracts of property affected by highway construction.

With a favorable report.

S. B. 265, a bill to be entitled an act to clarify the issuance by the State Highway Commission of special permits for vehicles of excessive size or weight.

With a favorable report.

By Representative Snapp, for the Committee on State Government.

H. B. 659, a bill to be entitled an act to amend General Statutes 143-53 as relates to the State Department of Purchase and Contract.

With an unfavorable report.

H. B. 858, a bill to be entitled an act to amend General Statutes 122-93 relating to the disposition of certain lands at Camp Butner.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 422, a bill to be entitled an act to amend Chapter 1375 of the Session Laws of 1955 relating to the licensing of distress sales so as to make the same applicable to all the counties of the State.

With an unfavorable report.

H. B. 458, a bill to be entitled an act to provide for the licensing of distress sales to prevent fraudulent and sham sales.

With an unfavorable report.

H. B. 599, a bill to be entitled an act to amend Chapter 1 of the General Statutes relating to the dismissal of appeals to the Supreme Court.

With a favorable report, as amended.

H. B. 718, a bill to be entitled an act to authorize the issuance of certificates to registered veterinarians of other states.

With a favorable report, as amended.

H. B. 723, a bill to be entitled an act to amend General Statutes 156-120 relating to easements and rights-of-way belonging to drainage districts.

With a favorable report.

H. B. 831, a bill to be entitled an act to amend Chapter 1095, Session Laws of 1947, relating to the Mayor's Court of the Town of Franklinton in Franklin County.

With a favorable report.

H. B. 846, a bill to be entitled an act to amend General Statutes 2-53 relating to the payment of money for indigent children and persons non compos mentis.

With a favorable report.

H. B. 847, a bill to be entitled an act to amend General Statutes 28-170 relating to the commissions allowed personal representatives and fiduciaries.

With a favorable report.

H. B. 848, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the Clerk of money owed to an intestate.

With a favorable report.

H. B. 850, a bill to be entitled an act to amend General Statutes 47-108.5 so as to validate certain deeds executed in other states where the seal was omitted.

With a favorable report, as amended.

H. B. 867, a bill to be entitled an act to amend Article 9 of Chapter 44 of the General Statutes to require notice be given to perfect liens on money recovered for personal injuries.

With a favorable report.

S. B. 290, a bill to be entitled an act to amend General Statutes 160-272 relating to pleading municipal ordinances in judicial proceedings.

With a favorable report.

By Representative Blue, for the Committee on Finance.

H. B. 629, a bill to be entitled an act to amend General Statutes 105-122 so as to remove the deductions of indebtedness against real estate in the franchise tax base.

With a favorable report.

H. B. 740, a bill to be entitled an act to exempt sales by Cherokee Indian Reservation merchants from the sales and use tax.

With a favorable report.

H. B. 689, a bill to be entitled an act to amend General Statutes 105-228.5 relating to taxes upon insurance companies.

With a favorable report.

Representative Harriss of Rowan moves that the bill be recommitted to the Committee on Insurance.

Representative Jordan moves that the motion made by Representative Harriss of Rowan be tabled; the motion prevails and the motion is tabled, and the bill is placed on the Calendar.

H. B. 690, a bill to be entitled an act creating a Firemen's Pension Fund.

With a favorable report.

By Representative Hostetler, for the Committee on Insurance.

H. B. 416, a bill to be entitled an act to amend Article 8B of Subchapter 1 of Chapter 105 of the General statutes relative to the gross premiums tax upon life insurance companies.

With an unfavorable report.

H. B. 826, a bill to be entitled an act to amend Article 1 of Chapter 58 of the General Statutes defining as an insurance contract certain motor vehicle warranties.

With a favorable report.

H. B. 865, a bill to be entitled an act to amend Chapter 926 of the Session Laws of 1947, relating to the Charlotte Firemen's Retirement System.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Gregory:

H. R. 916, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina.

On motion of Representative Gregory the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Dolley and Childers:

H. B. 917, a bill to be entitled an act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Gaston County.

Referred to Committee on Courts and Judicial Districts.

By Representative Harris of Wake:

H. B. 918, a bill to be entitled an act creating a State of North Carolina Stadium Authority, to define and provide its purposes and duties, and to authorize it to issue self-liquidating revenue bonds to finance the acquisition, construction, equipment, maintenance and operation of its facilities.

Referred to Committee on Finance.

By Representative Crawford of Buncombe:

H. B. 919, a bill to be entitled an act to amend General Statutes 15-21, relating to the service of warrants in criminal acts.

Referred to Committee on Judiciary No. 1.

By Representative Jones of Pitt:

H. B. 920, a bill to be entitled an act to authorize Pitt County to deposit penalties and interest from delinquent tax commissions in the General Fund of the County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Umstead:

H. B. 921, a bill to be entitled an act to transfer certain Capital Improvement funds from the Goldsboro Training School to the State Hospital at Goldsboro.

Referred to Committee on Appropriations.

By Representative Sermons:

H. B. 922, a bill to be entitled an act relating to the punishment for public drunkenness in Beaufort County.

Referred to Committee on Judiciary No. 1.

By Representatives High and Henley:

H. B. 923, a bill to be entitled an act to authorize the Board of County Commissioners of Cumberland County and the City Council of the City of Fayetteville to refund any time within ten years taxes illegally or erroneously collected.

Referred to Committee on Local Government.

By Representative Murphy:

H. B. 924, a bill to be entitled an act relating to the operation of motor boats and other craft on certain waters in Pender County.

Referred to Committee on Wildlife Resources.

By Representative Davis of Lenoir:

H. B. 925, a bill to be entitled an act to rewrite General Statutes 115-208 to provide that not more than eight members of the Textbook Commission shall be professional educators.

Referred to Committee on Education.

By Representative Whitehurst:

H. B. 926, a bill to be entitled an act to establish a public law library for public officials, courts and others in Craven County.

Referred to Committee on Local Government.

By Representative Brock:

H. B. 927, a bill to be entitled an act permitting Davie County to authorize bonds for school purposes in the maximum aggregate principal amount of one million seven hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Referred to Committee on Finance.

By Representatives Byrd, Arledge, Hill of Catawba, Greenwood, Bryant, Davis of Lenoir, Hill of Durham, Lloyd, Black, Hunt, Courtney, Britt of Bladen, Braswell, Williamson, Palmer, Henley, Belk, Reid, Valentine, Woodard of Northampton, Crawford of Buncombe, Jones of Pitt, Venters, Leatherman, Hunter, Edmisten, Rodenbough, Cover, Spruill, Powell, Ansell, Wicker, Hardy, Hicks, Crawford of Swain, Watkins, Lackey, Raby, Whitmire, Yates, Murphy, Patterson, and High:

H. B. 928, a bill to be entitled an act to amend General Statutes 115-157 relating to pay of teachers on a twelve month basis upon individual teacher request rather than upon administrative unit request.

Referred to Committee on Education.

By Representatives Belk and Arledge:

H. B. 929, a bill to be entitled an act to amend Article 53 of Chapter 14 of the General Statutes so as to include therein the sale of blank cartridge pistols.

Referred to Committee on Finance.

By Representatives Kennedy, Belk, Snapp and Hicks:

H. B. 930, a bill to be entitled an act to provide for the appointment of a Deputy Coroner by the Board of County Commissioners of Mecklenburg County.

Referred to Committee on Local Government.

By Representatives Hicks, Holmes, Belk, Kennedy, Holcombe of Madison, Woodard of Wilson, Venters, Kemp, Wallace, Snapp, Bowman, Taylor, Hardy and Buchanan:

H. B. 931, a bill to be entitled an act amending General Statutes 115-146 so as to provide that principals and teachers in the public schools may use reasonable force in the exercise of lawful authority.

Referred to Committee on Education.

By Representative Doughton:

H. B. 932, a bill to be entitled an act to amend General Statutes 162-7 relating to the fees to be charged by the Sheriff of Alleghany County.

Referred to Committee on Salaries and Fees.

And,

H. B. 933, a bill to be entitled an act to amend Chapter 974, Session Laws of 1957, relating to the listing and assessing of property for ad valorem tax purposes in Alleghany County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Jones of Ashe:

H. B. 934, a bill to be entitled an act to authorize the Board of County Commissioners of Ashe County to allocate funds to municipal fire departments within Ashe County.

Referred to Committee on Local Government.

And,

H. B. 935, a bill to be entitled an act amending General Statutes 7-70 relating to the terms of Superior Court in Ashe County.

Referred to Committee on Courts and Judicial Districts.

By Representative Burgess:

H. B. 936, a bill to be entitled an act relating to trial of cases in Superior Court of Camden County.

Referred to Committee on Judiciary No. 2.

By Representative Edmisten:

H. B. 937, a bill to be entitled an act to appropriate the sum of twenty-five thousand dollars to the Southern Appalachian Historical Association, Incorporated, for the establishment of the Daniel Boone Historical Museum at Boone, North Carolina.

Referred to Committee on Appropriations.

By Representatives Woodard of Northampton, Askew, Arledge, Everett, Phelps, Lloyd, Murphy, O'Neal and Hardy:

H. B. 938, a bill to be entitled an act requiring the State Highway Commission to pay maintenance employees at the regular rate per hour for overtime work.

Referred to Committee on Appropriations.

By Representatives Kemp, Turner, Hunt and Humphrey:

H. B. 939, a bill to be entitled an act repealing Chapter 138, Public Laws of 1941, relating to Firemen's Relief Fund.

Referred to Committee on Local Government.

And,

H. B. 940, a bill to be entitled an act to amend Chapter 293, Public-Local and Private Laws of 1941, as amended, authorizing merger of High Point Firemen's Pension and Disability Fund with North Carolina Local Governmental Employees' Retirement System.

Referred to Committee on Local Government.

And,

H. B. 941, a bill to be entitled an act to amend Article 3A of Chapter 69 of the General Statutes relating to rural fire protection districts.

Referred to Committee on Local Government.

By Representative Woodard of Wilson:

H. B. 942, a bill to be entitled an act appointing members of the Wilson City Board of Education, providing for the election of the members of said Board in the future, fixing their terms of office and compensation.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 943, a bill to be entitled an act fixing the compensation of members of the Elm City City Board of Education.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 944, a bill to be entitled an act to amend General Statutes 53-43 and General Statutes 53-44 so as to provide that obligations of the Federal Home Loan Banks shall be authorized as security for all deposits of public funds in the State of North Carolina.

Referred to Committee on Banks and Banking.

By Representatives Valentine and Dill:

H. B. 945, a bill to be entitled an act requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in the counties designated herein shall show thereon the name of the draftsman.

Referred to Committee on Judiciary No. 2.

By Representative Dolley:

H. B. 946, a bill to be entitled an act to fix the compensation of the Mayor and members of Board of Aldermen of the Town of Stanley in Gaston County.

Referred to Committee on Salaries and Fees.

By Representative Wooten:

H. B. 947, a bill to be entitled an act to amend General Statutes 156-84 relating to letting of contracts for construction of drainage districts.

Referred to Committee on Judiciary No. 1.

And,

H. B. 948, a bill to be entitled an act to amend General Statutes 156-73 relating to the notice of hearing upon final report for establishment of drainage districts.

Referred to Committee on Judiciary No. 1.

By Representatives Wooten, Drummond, Jones of Pitt and Sermons:

H. B. 949, a bill to be entitled an act further defining "wholesale sale" for sales tax purposes.

Referred to Committee on Finance.

By Representative Snapp:

H. B. 950, a bill to be entitled an act to provide for purchase of adequate liability insurance coverage on all State-owned motor vehicles under the control of the General Services Division.

Referred to Committee on Insurance.



## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

May 20, 1959

*Mr. Speaker:*

It is ordered that a message be sent the House of Representatives requesting the return of S. B. 244, entitled "A bill to be entitled an act to amend General Statutes 14-97 relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County", for further consideration by the Senate.

Respectfully,  
S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message, and on motion of Representative Valentine the bill is withdrawn from the Committee on Judiciary No. 2.

On motion of Representative Palmer the bill is returned to the Senate for further consideration.

## 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. 345, a bill to be entitled an act to authorize appropriations by the Town Council of the Town of Tarboro for industrial development and other purposes.

Referred to Committee on Counties, Cities, and Towns.

H. B. 480, a bill to be entitled an act amending various sections of Chapter 115 of the General Statutes relating to the public schools of North Carolina.

Returned for concurrence in Senate amendment.

On motion of Representative Hargett the bill is placed on today's Calendar.

S. R. 368, a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the boards of trustees of state supported colleges.

On motion of Representative Gregory the rules are suspended and the resolution is placed on 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. 417, a bill to be entitled an act extending the corporate limits of the City of High Point and amending the Charter of said City with reference to the corporate limits of said City.

Passes its third reading by the following vote, as amended, and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lloyd, Long, Muphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yates, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 707, a bill to be entitled an act to revise and consolidate the Charter of the Town of Castalia, North Carolina.

On motion of Representative Valentine the committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lloyd, Long, Muphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst,

Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yates, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 832, a bill to be entitled an act to fix the corporate limits of the Town of Farmville in Pitt County.

On motion of Representative Jones of Pitt the committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lloyd, Long, Muphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yates, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 875, a bill to be entitled an act to amend General Statutes 153-9, relating to certain special tax levies so as to make the same applicable to Greene County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lloyd, Long, Muphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst,

Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yates, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 880, a bill to be entitled an act creating the Durham City-County Charter Commission.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lloyd, Long, Muphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yates, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 889, a bill to be entitled an act to amend Chapter 202, Private Laws of 1925, to extend the corporate limits of the Town of Morehead City in Carteret County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lloyd, Long, Muphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yates, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 891, a bill to be entitled an act to incorporate the Town of Bayshore Park, North Carolina.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lloyd, Long, Muphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yates, and Zollicoffer—105.

Those voting in the negative are: None.

S. B. 329, a bill to be entitled an act to amend the Charter of the Town of Princeville to enlarge the corporate boundaries thereof.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lloyd, Long, Muphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yates, and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 822, a bill to be entitled an act to permit the City of Winston-Salem to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property.

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

H. B. 823, a bill to be entitled an act amending Chapter 296 of the Public-Local Laws for the year 1939 permitting the Winston-Salem Employees Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

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

H. B. 835, a bill to be entitled an act to amend Chapter 242 of the Public-Local Laws of 1921 to the end that special meetings of the Board of County Commissioners of McDowell County, North Carolina, shall be as provided under General Statutes 153-8.

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

H. B. 836, a bill to be entitled an act to amend General Statutes 7-134 to fix the fees to be charged by Justices of the Peace of Caldwell County.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 842, a bill to be entitled an act relating to the appointment of a single registrar of vital statistics for Transylvania County.

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

H. B. 843, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of the Superior Court in Transylvania County.

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

H. B. 844, a bill to be entitled an act to amend General Statutes 9-4 relating to the number of jurors to be drawn in Transylvania County.

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

H. B. 851, a bill to be entitled an act relating to the appointment of Jury Commissioners in Jackson County.

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

H. B. 854, a bill to be entitled an act to amend Chapter 776 of the Session Laws of 1957 relating to the fees to be charged by Justices of the Peace in McDowell County.

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 amend General Statutes 9-25 relating to grand juries in Transylvania County.

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

H. B. 861, a bill to be entitled an act to prescribe the filing fees of candidates for office of the City of Durham.

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

H. B. 862, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the Clerk of Court of money owed to an intestate in Union County.

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

H. B. 863, a bill to be entitled an act to amend Chapter 76 of the Public Laws of 1929 relating to the grand and petit juries of Northampton 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 to validate the municipal election of May 5, 1959 of the Town of Maxton in Robeson County.

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

H. B. 869, a bill to be entitled an act to amend paragraph 12a of General Statutes 153-9 so as to make the same applicable to Chatham County.

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

H. B. 873, a bill to be entitled an act rewriting Section 16, Chapter 151, Private Laws of 1895, the Charter of the Town of Grifton, so as to give to said Town the same authority to acquire property by gift, device, purchase or condemnation that is granted to municipalities of this State by Chapter 160 of the General Statutes.

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

H. B. 877, a bill to be entitled an act authorizing the City of Goldsboro to require liability insurance on all taxicabs operating within the City.

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 validate tax levies and tax sales of the Town of Aulander in Bertie County.

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

H. B. 882, a bill to be entitled an act to validate certain tax levies and tax sales of Bertie County.

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

H. B. 883, a bill to be entitled an act validating street paving, sidewalk and curb and gutter assessments heretofore made by the City of Rocky Mount.

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

H. B. 887, a bill to be entitled an act authorizing the Town of Newport to appropriate to the Carteret County Board of Education non-tax revenues to supplement the salaries of the teachers in the Newport School.

On motion of Representative Bell the bill is recommitted to the Committee on Local Government.

H. B. 890, a bill to be entitled an act to fix the salaries of the Chairman and other members of the Board of County Commissioners of Carteret County.

On motion of Representative Bell the bill is recommitted to the Committee on Local Government.

H. B. 896, a bill to be entitled an act to authorize the Board of County Commissioners of Lee County to fix fees to be charged by county officers.

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

H. B. 897, a bill to be entitled an act to extend the time for making quadrennial revaluation and reassessment of real property in Lee County.

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

H. B. 898, a bill to be entitled an act amending Chapter 1110, Session Laws of 1949, to provide for an additional member of the Transylvania County Historical Commission to be appointed by the Transylvania County Historical Association; to provide that the members of said Commission may appoint proxies to represent them at meetings and to authorize the appointment of a curator.

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

S. B. 242, a bill to be entitled an act to amend General Statutes 7-127 relating to the trial of criminal cases by Justices of the Peace in Harnett County.

Passes its second and third readings and is ordered enrolled.

S. B. 313, a bill to be entitled an act repealing Chapter 884, Session Laws of 1955, which created a wildlife refuge at the Lumberton Steam Electric Plant Cooling Pond.



Passes its second and third readings and is ordered enrolled.

S. B. 325, a bill to be entitled an act to amend Chapter 669 of the Session Laws of 1943, relating to the retirement system of the employees of New Hanover County.

Passes its second and third readings and is ordered enrolled.

S. B. 327, a bill to be entitled an act to amend General Statutes 113-111 to provide for an open season on foxes in Forsyth County.

Passes its second and third readings and is ordered enrolled.

H. B. 118, a bill to be entitled an act to prohibit State employees and employees of cities, towns and other agencies and units of government from becoming members of trade unions or labor unions.

Representative Taylor offers an amendment.

Representative Hardy moves, seconded by Representative Holmes, that the amendment offered by Representative Taylor be tabled; the motion prevails and the amendment is tabled.

The bill passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

#### STATEMENT BY MEMBER

The Attorney General of North Carolina ruled on the 8th of January, 1959, that in his opinion it was illegal for a municipal employee to join a labor or trade union and the State and all of the political subdivisions thereof have the power and authority to prohibit such activity when it is, in their opinion, detrimental to good government, safety and general welfare of the body politic concerned. It is my opinion that it should be a felony for either the police or firemen or anyone employed to protect the public safety and general welfare including health to strike against the public. It is my opinion based on the ruling of the Attorney General that this bill, as written, does not answer the problem and could deprive many of our firemen insurance rights accumulated over a thirty year period; therefore, I must be recorded as voting "No".

5-20-59

S/ Bedford W. Black

H. B. 480, a bill to be entitled an act amending various sections of Chapter 115 of the General Statutes relating to the public schools of North Carolina.

Returned for concurrence in Senate amendment.

On motion of Representative Yarborough the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 702, a bill to be entitled an act to amend General Statutes 163-78 of the Election Laws so as to combine Challenge Day with the last day of registration prior to a primary or an election.

On motion of Representative Leatherman consideration of the bill is postponed until Tuesday, May 26, 1959.

H. B. 730, a bill to be entitled an act to establish a prima facie rule of evidence as to the operation of motor vehicles speeding in excess of 80 miles per hour.

On motion of Representative Valentine the committee amendment is adopted.

The bill passes its second reading, as amended.

Representative Bowman objects to the third reading of the bill and the bill remains on the Calendar for its third reading, as amended.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 824. A Joint Resolution to designate that portion of U. S. Highway No. 19 extending from the Georgia State Line to Asheville, North Carolina, as the "Tomahawk Trail".

H. B. 16. An Act amending General Statutes 136-18 so as to authorize and require the State Highway Commission to repair and maintain ways to public cemeteries.

H. B. 392. An Act to authorize the expenditure of surplus operating funds of Caldwell County for the purpose of constructing, equipping and purchasing necessary county buildings.

H. B. 567. An Act to amend General Statutes 20-116, Subsection (d) relating to the length of motor vehicles.

H. B. 652. An Act to make it unlawful to place lights or lighting devices along highways so as to blind, hamper, mislead or distract the attention of operators of motor vehicles.

H. B. 696. An Act to amend General Statutes 48-21 relating to the validity of adoption proceedings.

H. B. 726. An Act repealing Section 2 of Chapter 194, Session Laws of 1951, as amended, so as to place the Deputies Sheriff of Cherokee County on a fee basis.

H. B. 737. An Act authorizing an election in Lee County upon the question of districting the County for the nomination of county commissioners.

H. B. 738. An Act relating to the terms of office of the members of the Board of County Commissioners of Lee County.

H. B. 806. An Act to prohibit the sale of wine, beer and intoxicating beverages within two miles of Goodwill Missionary Baptist Church, Belews Creek Township, in Forsyth County.

H. B. 895. An Act to authorize the Sheriff of Swain County and the Sheriff of Jackson County to appoint special deputies for law enforcement on those portions of the Cherokee Indian Reservation located within said counties.

On motion of Representative Harriss of Rowan the House adjourns and will meet tomorrow at 11:30 A. M.

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## NINETY-SECOND DAY

HOUSE OF REPRESENTATIVES  
Thursday, May 21, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Crawford of Buncombe, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Murphy the courtesies of the floor are extended the Honorable Vivian Whitfield, a former member of the House and North Carolina Senate from Pender County.

On motion of Representative Hostetler, Robert A. Ponton, Jr., of Wake County is made an honorary page of the House of Representatives.

Representative Hawfield is granted a leave of absence for Friday, May 22, 1959.

### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER  
May 21, 1959

*Mr. Speaker:*

It is ordered that a message be sent your Honorable Body with the information that pursuant to S. R. 368, entitled "a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the boards of trustees of state supported colleges", the Senate stands ready to repair to the Hall of the House, there to sit in Joint Session with your Honorable Body.

Respectfully,  
S. RAY BYERLY, *Principal Clerk*

## JOINT SESSION

Pursuant to S. R. 368, entitled "a joint resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the boards of trustees of state supported colleges", and exchange of messages between the House and Senate, and that Body, preceded by its officers, come into the Hall of the House and are assigned seats, President Barnhardt at the right of Mr. Speaker Hewlett.

Lieutenant Governor Barnhardt calls the Joint Assembly to order and states its object is to elect Trustees of the Greater University of North Carolina and confirm the appointments made during the past two years to the boards of trustees of state supported colleges.

The Clerk of the Senate calls the roll of the Senate and the following Senators answer the call: Senators Alford, Andrews, Bason, Bell, Blackburn, Canipe, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Humber, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Morgan of Cleveland, Reavis, Rose, Ross, Rutledge, Snow, Stikeleather, Thomas, Thomason, Whitley, Williamson, and Yow—35.

The Clerk of the House calls the roll of the House and the following members answer the call: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Cates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—107.

Lieutenant Governor Barnhardt declares a quorum present and the Joint Session proceeds with its business.

Senator Humber, on behalf of the Joint Committee of the Trustees of the Greater University of North Carolina, sends forward the following report in writing:

REPORT OF THE COMMITTEE ON TRUSTEES OF THE GREATER UNIVERSITY TO THE GENERAL ASSEMBLY OF NORTH CAROLINA, SESSION 1959.

To the President of the Senate and the Speaker of the House of Representatives.

*Gentlemen:*

A meeting of the Joint Committee on University Trustees was held May 12, 1959, for the purpose of selecting nominees for membership on the Board of Trustees of the University of North Carolina, to be submitted to the Joint Session. In accordance with instructions received from our Joint Committee, we hereby submit the following nominations:

For regular 8-year term:

<i>Name</i>	<i>Address</i>	<i>County</i>
Arch T. Allen, Raleigh	.....	Wake
Mrs. Ed M. Anderson, West Jefferson	.....	Ashe
Ike F. Andrews, Siler City	.....	Chatham
Wm. C. Barfield, Wilmington	.....	New Hanover
Mrs. Nancy Hall Copeland, Murfreesboro	.....	Hertford
Frank Hull Crowell, Lincolnton	.....	Lincoln
Percy B. Ferebee, Andrews	.....	Cherokee
Bowman Gray, Winston-Salem	.....	Forsyth
Herbert Hardy, Maury	.....	Greene
Wm. B. Harrison, Rocky Mount	.....	Nash
J. Frank Huskins, Burnsville	.....	Yancey
Mack Jernigan, Dunn	.....	Harnett
George N. Noble, Trenton	.....	Jones
Ernest E. Parker, Jr., Southport	.....	Brunswick
Frank Parker, Asheville	.....	Buncombe
Claude W. Rankin, Fayetteville	.....	Cumberland
T. Henry Redding, Asheboro	.....	Randolph
Mrs. Dillard Reynolds, Winston-Salem	.....	Forsyth
Wm. P. Saunders, Southern Pines	.....	Moore
Evander S. Simpson, Smithfield	.....	Johnston
Walter L. Smith, Charlotte	.....	Mecklenburg
Dr. Shahane Taylor, Greensboro	.....	Guilford
Thomas B. Upchurch, Jr., Raeford	.....	Hoke
C. M. Vanstory, Jr., Greensboro	.....	Guilford
Hill Yarborough, Louisburg	.....	Franklin

For four-year term:

Herman Weil, Goldsboro	.....	Wayne
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For two-year term:

R. G. Stovall, Roxboro	.....	Person
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Yours very truly,

ROBERT LEE HUMBER, *Chairman*

*Senate Committee on*

*University Trustees*

CARSON GREGORY, *Chairman*

*House Committee on*

*University Trustees*

On motion of Senator Humber, seconded by Representative Gregory, the report of the Joint Committee is adopted by the following vote by the Senate and the House.

The Clerk of the Senate calls the roll of the Senate and the following members vote for the adoption of the report: Senators Alford, Bason, Bell, Blackburn, Canipe, Copeland, Crew, Currie of Durham, Davis, Duncan, Forsyth, Frink, Garrison, Garriss, Humber, Jordan, Kesler, Kirkman, Lackey, Lanier, Medford, Mercer, Monroe, Moore, Morgan of Cleveland, Peel, Reavis, Rose, Ross, Rutledge, Snow, Stikeleather, Thomas, Thomason, Whitley, Williams, Williamson, and Yow—38.

Those voting in the negative are: None.

The Clerk of the House calls the roll and the following members vote for the adoption of the report: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Jones of Ashe, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—107.

Those voting in the negative are: None.

Lieutenant Governor Barnhardt declares the nominees named in the report duly elected.

Lieutenant Governor Barnhardt lays before the Joint Session the following communication from His Excellency Governor Luther H. Hodges:

March 18, 1959

Honorable Luther E. Barnhardt, President of the Senate,

and

Honorable Addison Hewlett, Jr., Speaker of the House  
North Carolina General Assembly  
Raleigh, North Carolina

*Gentlemen:*

I have the honor to transmit herewith the following appointments made during the past two years to the boards of trustees of state-supported colleges, which in accordance with Section 116-46 of the General Statutes are forwarded to the General Assembly for confirmation in joint session:

	<i>Term Beginning</i>	<i>Term Expiring</i>
<b>A &amp; T COLLEGE OF NORTH CAROLINA</b>		
W. B. Wicker, Sanford.....	7- 1-57	6-30-65
Robert H. Frazier, Greensboro.....	7- 1-57	6-30-65
Joseph M. Hunt, Jr., Greensboro.....	7- 1-57	6-30-63
Robert P. Holding, Smithfield.....	2- 5-58	6-30-59
<b>APPALACHIAN STATE TEACHERS COLLEGE</b>		
George Corn, Shelby.....	8-23-57	6-30-65
J. B. Hagman, Jr., Boone.....	8-23-57	6-30-65
Ralph Winkler, Boone.....	8-23-57	6-30-65
Kidd Brewer, Raleigh.....	8-23-57	6-30-63
John Frank, Mt. Airy.....	8-23-57	6-30-63
E. G. Lackey, Winston-Salem.....	8-20-57	6-30-63
C. Watson Brame, North Wilkesboro.....	8-23-57	6-30-61
Mrs. Harry B. Caldwell, Greensboro.....	8-23-57	6-30-61
L. A. Dysart, Lenoir.....	8-23-57	6-30-61
B. C. Brock, Mocksville.....	8-23-57	6-30-59
Mrs. J. Ed Broyhill, Lenoir.....	8-23-57	6-30-59
William J. Conrad, Winston-Salem.....	8-23-57	6-30-59
<b>EAST CAROLINA COLLEGE</b>		
Henry Belk, Goldsboro.....	7- 1-57	6-30-65
W. W. Taylor, Jr., Warrenton.....	7- 1-57	6-30-65
Herbert Waldrop, Greenville.....	7- 1-57	6-30-63
Carl Goerch, Raleigh.....	8-28-57	6-30-61
Robert B. Morgan, Lillington.....	8- 5-58	6-30-65
<b>ELIZABETH CITY STATE TEACHERS COLLEGE</b>		
J. C. Abbott, Elizabeth City.....	8-23-57	6-30-65
Roland L. Garrett, Elizabeth City.....	8-23-57	6-30-65
A. Pilston Godwin, Jr., Gatesville.....	8-23-57	6-30-65
Albert G. Byrum, Edenton.....	8-23-57	6-30-63
McDonald Dixon, Elizabeth City.....	8-23-57	6-30-63
Martin L. Wilson, Selma.....	8-23-57	6-30-63
J. W. Davis, Edenton.....	8-23-57	6-30-61
O. R. Symons, Elizabeth City.....	8-23-57	6-30-61
Herbert Hardy, Snow Hill.....	9- 4-57	6-30-59
Dr. Clifford Jones, Elizabeth City.....	8-23-57	6-30-59
A. J. Jones, Tillery.....	8-30-57	6-30-59
<b>FAYETTEVILLE STATE TEACHERS COLLEGE</b>		
John H. Cook, Fayetteville.....	7- 1-58	6-30-65
R. J. Hester, Jr., Elizabethtown.....	7- 1-58	6-30-65
Stewart B. Warren, Clinton.....	7- 1-58	6-30-65
Victor Dawson, Fayetteville.....	7- 1-58	6-30-63
Dr. W. P. DeVane, Fayetteville.....	7- 1-58	6-30-63
W. E. Horner, Sanford.....	7- 1-58	6-30-63
Emil Rosenthal, Goldsboro.....	7- 1-58	6-30-61
Walter Baker, Raeford.....	7- 1-58	6-30-61
Gurney E. Edgerton, Fayetteville.....	7- 1-58	6-30-59

Dr. C. W. Furlong, Smithfield.....	7- 1-58	6-30-59
Albert J. Ellis, Jacksonville.....	3-12-58	6-30-59
<b>NORTH CAROLINA COLLEGE AT DURHAM</b>		
Bascom Baynes, Durham.....	8-23-57	6-30-65
Hanes Lassiter, Matthews.....	8-23-57	6-30-65
Dillard Teer, Durham.....	8-23-57	6-30-65
Edwin Jones, Sr., Charlotte.....	8-27-57	6-30-63
Marshall T. Spears, Durham.....	8-27-57	6-30-63
John G. Clark, Greenville.....	10-31-57	6-30-63
Dr. J. W. Black, Rocky Mount.....	8-23-57	6-30-61
Dr. J. M. Hubbard, Durham.....	8-23-57	6-30-61
Dr. W. W. Pierson, Chapel Hill.....	8-23-57	6-30-61
Mrs. Ida Duncan, Reidsville.....	8-23-57	6-30-59
Welch Harris, High Point.....	8-23-57	6-30-59
Clyde A. Shreve, Summerfield.....	8-27-57	6-30-59
<b>PEMBROKE STATE COLLEGE</b>		
John L. Carter, Pembroke.....	8-23-57	6-30-65
Zeb A. Lowry, Pembroke.....	8-23-57	6-30-65
James A. Sampson, Pembroke.....	8-23-57	6-30-65
Lester Bullard, Maxton.....	8-23-57	6-30-63
Steve Hammonds, Jr., Lumberton.....	8-23-57	6-30-63
Elmer T. Lowry, Pembroke.....	8-23-57	6-30-63
James R. Lowry, Pembroke.....	8-23-57	6-30-61
Carl L. Maynor, Pembroke.....	8-23-57	6-30-61
Albert E. Hammonds, Lumberton.....	8-23-57	6-30-61
Purnell Swett, Rowland.....	8-23-57	6-30-59
<b>WESTERN CAROLINA COLLEGE</b>		
J. Ramsey Buchanan, Sylva.....	8-23-57	6-30-65
Arnold Hyde, Asheville.....	8-23-57	6-30-65
Guy Sutton, Robbinsville.....	8-23-57	6-30-65
<b>WINSTON-SALEM TEACHERS COLLEGE</b>		
Winfield Blackwell, Winston-Salem.....	8-23-57	6-30-65
Ralph M. Stockton, Jr., Winston-Salem.....	8-23-57	6-30-65
Gordon Tomlinson, Mocksville.....	8-23-57	6-30-55
Bert Bennett, Winston-Salem.....	8-23-57	6-30-63
John Hough, Leaksville.....	8-23-57	6-30-63
L. D. Long, Winston-Salem.....	8-23-57	6-30-63
Clark S. Brown, Winston-Salem.....	8-23-57	6-30-61
N. L. Dillard, Yanceyville.....	8-23-57	6-30-61
H. D. Townsend, Lexington.....	8-23-57	6-30-61
Fleet L. Gobble, Winston-Salem.....	8-23-57	6-30-59
Rufus S. Hairston, Winston-Salem.....	8-23-57	6-30-59
Thomas Rice, Winston-Salem.....	8-23-57	6-30-59

Respectfully submitted,  
LUTHER H. HODGES

On motion of Senator Kesler, seconded by Representative Hill of Durham, the Joint Session confirms the appointments as set forth in the Governor's communication.



On motion of Senator Morgan the Joint Session dissolves, the Senate repairs to its Chamber, and the House resumes consideration of its business.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 118, a bill to be entitled an act to prohibit state employees and employees of cities, towns, and other agencies and units of government from becoming members of trade unions or labor unions.

H. B. 836, a bill to be entitled an act to amend General Statutes 7-134 to fix the fees to be charged by Justices of the Peace of Caldwell County.

#### 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 Representative Turner, for the Committee on Judiciary No. 1.

House Committee Substitute for H. B. 158, a bill to be entitled an act to prohibit the use of profane or threatening language to any person over a telephone.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Turner the substitute bill is adopted.

H. B. 681, a bill to be entitled an act requiring that certain documents accepted for probate in Onslow County be identified by the name of the draftsman.

With a favorable report, as amended.

H. B. 734, a bill to be entitled an act to amend Chapter 18 of the General Statutes to make unlawful the purchase of intoxicating beverages by persons under eighteen years of age, and to prohibit consumption on licensed premises of alcoholic liquors, the sale and possession of which is not authorized by law.

With a favorable report, as amended.

H. B. 795, a bill to be entitled an act to amend Article 2 of Chapter 87 of the General Statutes relating to the State Board of Examiners of Plumbing and Heating Contractors to provide that operating surplus and examination fees shall be used to defray expenses of the Board.

With a favorable report.

H. B. 849, a bill to be entitled an act to amend Article 4 of Chapter 119 of the General Statutes, Replacement Volume of 1958, relating to safety

regulations in the design, location, installation, and operation of equipment and facilities for storing, handling, transporting, and utilizing liquefied petroleum gas for fuel or heating purposes.

With a favorable report, as amended.

S. B. 45, a bill to be entitled an act to amend Chapter 62 of the General Statutes relating to public utilities.

With a favorable report, as amended.

S. B. 74, a bill to be entitled an act to amend Article 1 of Chapter 45 of the General Statutes so as to establish the right of installment buyers under conditional sales and purchase money chattel mortgages to possession before default.

With an unfavorable report.

By Representative Blue, for the Committee on Finance.

H. B. 927, a bill to be entitled an act permitting Davie County to authorize bonds for school purposes in the maximum aggregate principal amount of one million seven hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

With a favorable report.

By Representative Holmes, for the Committee on Judiciary No. 2.

H. B. 860, a bill to be entitled an act authorizing the Deputy Sheriff or officer on duty as desk sergeant in Concord to issue warrants returnable before Justices of the Peace or any inferior court in said county.

With a favorable report.

H. B. 936, a bill to be entitled an act relating to trial of cases in Superior Court of Camden County.

With a favorable report.

S. B. 243, a bill to be entitled an act to provide for the appointment of a special county attorney and to define his duties.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 369, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize counties to appoint a county building inspector.

With a favorable report.

H. B. 372, a bill to be entitled an act authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities.

With a favorable report.

H. B. 374, a bill to be entitled an act authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

With a favorable report.

H. B. 905, a bill to be entitled an act to amend Chapter 252 of the Private Laws of 1935, relating to the election of officials of the Town of Farmville in Pitt County.

With a favorable report.

H. B. 920, a bill to be entitled an act to authorize Pitt County to deposit penalties and interest from delinquent tax commissions in the general fund of the county.

With a favorable report.

H. B. 933, a bill to be entitled an act to amend Chapter 974, Session Laws of 1957, relating to the listing and assessing of property for ad valorem tax purposes in Alleghany County.

With a favorable report.

H. B. 942, a bill to be entitled an act appointing members of the Wilson City Board of Education, providing for the election of the members of said board in the future, fixing their terms of office, and compensation.

With a favorable report.

H. B. 943, a bill to be entitled an act fixing the compensation of members of the Elm City City Board of Education.

With a favorable report.

S. B. 334, a bill to be entitled an act to amend General Statutes 157-3(2) relating to the definition of the word "city" in Transylvania County.

With a favorable report, as amended.

S. B. 345, a bill to be entitled an act to authorize appropriations by the Town Council of the Town of Tarboro for industrial development and other purposes.

With a favorable report.

By Representative Childers, for the Committee on Corporations.

H. B. 673, a bill to be entitled an act to amend Chapter 55 of the North Carolina General Statutes.

With a favorable report, as amended.

By Representative Kemp, for the Committee on Local Government.

H. B. 674, a bill to be entitled an act to provide for the removal of cattle remaining on Core Banks in Carteret County.

With a favorable report, as amended.

H. B. 818, a bill to be entitled an act to amend General Statutes 163-31.3 relating to municipal use of county registration books.

With a favorable report.

H. B. 857, a bill to be entitled an act to amend General Statutes 153-5 to provide for election of Sampson County Commissioners for terms of four years each.

With a favorable report.

H. B. 887, a bill to be entitled an act authorizing the Town of Newport to appropriate to the Carteret County Board of Education non-tax revenues to supplement the salaries of the teachers in the Newport School.

With a favorable report.

H. B. 888, a bill to be entitled an act relating to the listing of boats for ad valorem tax purposes in Carteret County.

With a favorable report.

H. B. 892, a bill to be entitled an act to incorporate the Town of Cape Carteret, North Carolina.

With a favorable report.

H. B. 906, a bill to be entitled an act relating to the establishment of wards and the election of a Mayor and Board of Aldermen in the Town of Randleman, Randolph County.

With a favorable report.

H. B. 909, a bill to be entitled an act to aid in the collection of delinquent taxes in Henderson County and to authorize the Board of Commissioners of Henderson County to sell at private sale property acquired by tax foreclosures.

With a favorable report.

H. B. 911, a bill to be entitled an act to authorize the Board of County Commissioners of Brunswick County to sell certain real property at private sale and to validate sales heretofore made.

With a favorable report.

H. B. 912, a bill to be entitled an act to fix the compensation of the Mayor, members of the Board of Aldermen, and other officials of the City of Southport in Brunswick County.

With a favorable report.

H. B. 923, a bill to be entitled an act to authorize the Board of County Commissioners of Cumberland County and the City Council of the City of Fayetteville to refund any time within ten years taxes illegally or erroneously collected.

With a favorable report.

H. B. 930, a bill to be entitled an act to provide for the appointment of a Deputy Coroner by the Board of County Commissioners of Mecklenburg County.

With a favorable report.

H. B. 934, a bill to be entitled an act to authorize the Board of County Commissioners of Ashe County to allocate funds to municipal fire departments within Ashe County.

With a favorable report.

H. B. 939, a bill to be entitled an act repealing Chapter 138, Public Laws of 1941, relating to Firemen's Relief Fund.

With a favorable report.

H. B. 940, a bill to be entitled an act to amend Chapter 293, Public-Local and Private Laws of 1941, as amended, authorizing merger of High Point Firemen's Pension and Disability Fund with North Carolina Local Governmental Employees' Retirement System.

With a favorable report.

H. B. 941, a bill to be entitled an act to amend Article 3A of Chapter 69 of the General Statutes relating to rural fire protection districts.

With a favorable report.

On motion of Representative Snepp the bill is placed on the Calendar for Tuesday, May 26, 1959.

S. B. 343, a bill to be entitled an act to authorize the appointment of special policemen at the Wayne County Memorial Hospital.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Davis of Lenoir:

H. B. 951, a bill to be entitled an act to make provision for guidance and counseling teachers in the public schools of the state during the ensuing biennium.

Referred to Committee on Appropriations.

By Representative Arledge:

H. B. 952, a bill to be entitled an act to authorize the County of Polk to erect and equip a new county building, and to issue bonds therefor.

Referred to Committee on Finance.

By Representative Whitmire:

H. B. 953, a bill to be entitled an act authorizing the Board of County Commissioners of Henderson County to raise the salaries of certain county officials and employees as much as fifteen per cent for the period beginning July 1, 1959, and ending June 30, 1961.

Referred to Committee on Judiciary No. 2.

By Representative Yarborough:

H. B. 954, a bill to be entitled an act to provide for the payment of penalties and interest on all delinquent taxes in Franklin County into the General Fund.

Referred to Committee on Finance.

By Representative Wallace:

H. B. 955, a bill to be entitled an act to fix the compensation of the Mayor of the Town of Candor in Montgomery County.

Referred to Committee on Salaries and Fees.

By Representatives Kennedy, Belk, Hicks, and Snett:

H. B. 956, a bill to be entitled an act to provide the form of financial statements of the City of Charlotte required under the provisions of General Statutes 160-383.

Referred to Committee on Local Government.

By Representatives Henley and High:

H. B. 957, a bill to be entitled an act to appropriate the sum of fifteen thousand dollars (\$15,000.00) to the Confederate Women's Home at Fayetteville, North Carolina, for capital improvements and other purposes.

Referred to Committee on Appropriations.

By Representatives Childers, Belk, Holmes, Hardy, Drummond, Jones of Ashe, Yates, Lackey, Britt of Bladen, Edmisten, Gobble, and Arledge:

H. B. 958, a bill to be entitled an act to amend General Statutes 20-118(j) relating to the gross weight of motor vehicles.

Referred to Committee on Roads and Highway Safety.

By Representative Childers:

H. B. 959, a bill to be entitled an act to provide for control of roadside advertising adjacent to the national system of interstate and defense highways.

Referred to Committee on Roads and Highway Safety.

By Representative Williamson:

H. B. 960, a bill to be entitled an act to provide for the selection of a Superintendent of Schools in the Whiteville Administrative Unit.

Referred to Committee on Education.

And,

H. B. 961, a bill to be entitled an act to provide for the nomination and election of members of the Board of Education of Columbus County.

Referred to Committee on Education.

By Representatives Gobble, Stone, and Drummond:

H. B. 962, a bill to be entitled an act to amend Chapter 152 of the General Statutes and Chapter 95, Session Laws of 1955, with respect to the compensation of the Forsyth County Coroner.

Referred to Committee on Salaries and Fees.

By Representatives Dolley and Childers:

H. B. 963, a bill to be entitled an act amending the code of criminal procedure so as to provide that the defendant may appeal from a suspended sentence under the same rules as from any other judgment in a criminal case.

Referred to Committee on Judiciary No. 2.

And,

H. B. 964, a bill to be entitled an act amending Article 20 of Chapter 15 of the General Statutes so as to require the Solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a bill of particulars setting forth the time, place, and manner in which the terms of said sentence are alleged to have been violated.

Referred to Committee on Judiciary No. 2.

By Representatives Bell, Delamar, Belk, O'Neal, Sermons, Whitehurst, Ansell, and Bowman:

H. B. 965, a bill to be entitled an act to appropriate \$16,000.00 to the Institute of Fisheries Research to be used for making a study of the economic situation as it relates to sports and commercial fishing in commercial fishing waters.

Referred to Committee on Appropriations.

By Representative Bell:

H. B. 966, a bill to be entitled an act to provide for the restoration of the Wade Hampton Museum and to provide for its preservation and display.

Referred to Committee on Appropriations.

By Representative Whitley (by request):

H. B. 967, a bill to be entitled an act exempting certain disabled veterans from privilege license tax.

Referred to Committee on Finance.

## MESSAGE FROM THE SENATE

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

S. B. 262, a bill to be entitled an act to authorize the State Highway Commission to acquire in fee simple its right-of-way.

Referred to Committee on Roads and Highway Safety.

S. B. 301, a bill to be entitled an act to amend General Statutes 106-390 relating to the sale of vaccinated unbred heifers under eighteen months of age.

Referred to Committee on Agriculture.

S. B. 332, a bill to be entitled an act to provide a further alternative for the collection of assessments authorized by Article 50 of Chapter 106 of the General Statutes, as amended, for the promotion of, use, and sale of agricultural products and as the same may relate to assessments authorized by referendum on cattle sold for slaughter.

Referred to Committee on Agriculture.

## CALENDAR

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

H. B. 707, a bill to be entitled an act to revise and consolidate the Charter of the Town of Castalia, North Carolina.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Taylor, Thomas, Umstead, Venters, Wallace, Watkins, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 832, a bill to be entitled an act to fix the corporate limits of the Town of Farmville in Pitt County.



Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Taylor, Thomas, Umstead, Venters, Wallace, Watkins, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 875, a bill to be entitled an act to amend General Statutes 153-9 relating to certain special tax levies so as to make the same applicable to Greene County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Taylor, Thomas, Umstead, Venters, Wallace, Watkins, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 880, a bill to be entitled an act creating the Durham City-County Charter Commission.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Chil-

ders, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Taylor, Thomas, Umstead, Venters, Wallace, Watkins, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 889, a bill to be entitled an act to amend Chapter 202, Private Laws of 1925, to extend the corporate limits of the Town of Morehead City in Carteret County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Taylor, Thomas, Umstead, Venters, Wallace, Watkins, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 891, a bill to be entitled an act to incorporate the Town of Bayshore Park, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hor-

ton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Taylor, Thomas, Umstead, Venters, Wallace, Watkins, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—96.

Those voting in the negative are: None.

S. B. 329, a bill to be entitled an act to amend the Charter of the Town of Princeville to enlarge the corporate boundaries thereof.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Taylor, Thomas, Umstead, Venters, Wallace, Watkins, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates, and Zollicoffer—96.

Those voting in the negative are: None.

H. B. 684, a bill to be entitled an act to provide for the proper disposal of dead animals in Cherokee County.

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

H. B. 831, a bill to be entitled an act to amend Chapter 1095, Session Laws of 1947, relating to the Mayor's Court of the Town of Franklinton in Franklin County.

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

H. B. 865, a bill to be entitled an act to amend Chapter 926 of the Session Laws of 1947 relating to the Charlotte Firemen's Retirement System.

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

S. B. 202, a bill to be entitled an act appointing members of the Columbus County Board of Education and fixing their terms of office.

On motion of Representative Williamson the committee amendment is readopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

H. B. 690, a bill to be entitled an act creating a Firemen's Pension Fund.

Representative Wicker offers an amendment which is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Buchanan, Burgess, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Hicks, High, Hill of Catawba, Holcombe of Yancey, Holmes, Humphrey, Hunt, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Lackey, Leatherman, Long, O'Neal, Phelps, Powell, Quinn, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Thomas, Turner, Uzzell, Venters, Wallace, Whitmire, Wicker, Williamson, Woodard of Northampton, Wooten, Yarborough, and Yates—79.

Those voting in the negative are: Representatives Bynum, Doughton, Gobble, Harris of Wake, Hill of Durham, Holcombe of Madison, Horton, Hostetler, Isaac, Kennedy, Kerr, Kiser, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Raby, Strayhorn, Taylor, Watkins, Whitley, Wilson, Woodard of Wilson, and Zollicoffer—26.

#### ENROLLED BILLS

Representative Drummond, 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. 368. A Joint Resolution fixing the time and place for a Joint Session of the Senate and House of Representatives for the election of Trustees of the Greater University of North Carolina and for confirmation of appointments made during the past two years to the boards of trustees of state supported colleges.

S. B. 242. An Act to amend General Statutes 7-127 relating to the trial of criminal cases by Justices of the Peace in Harnett County.

S. B. 313. An Act repealing Chapter 884, Session Laws of 1955, which created a Wildlife Refuge at the Lumberton Steam Electric Plant cooling pond.

S. B. 325. An Act to amend Chapter 669 of the Session Laws of 1943 relating to the retirement system of the employees of New Hanover County.

S. B. 327. An Act to amend General Statutes 113-111 to provide for an open season on foxes in Forsyth County.

H. B. 262. An Act to amend General Statutes 20-88(c) to provide for

licensing of farm trailers at one-half the licensing rate applicable to trailers.

H. B. 417. An Act extending the corporate limits of the City of High Point and amending the Charter of said city with reference to the corporate limits of said city.

H. B. 480. An Act amending various Sections of Chapter 115 of the General Statutes relating to the public schools of North Carolina.

H. B. 528. An Act to amend Chapter 90 of the General Statutes relating to the practice of optometry.

H. B. 536. An Act to amend General Statutes 14-335 relating to the punishment for public drunkenness in Durham County.

H. B. 632. An Act to amend Article 34 of Chapter 106 of the General Statutes of North Carolina relating to control of hog cholera.

H. B. 634. An Act to amend Chapter 220 of the Session Laws of 1955 relating to fees of the Register of Deeds of Person County so as to increase the fee to be charged for deeds for easement right-of-way.

H. B. 635. An Act to make the provisions of General Statutes 2-34 and General Statutes 2-35 relating to the Clerk of Superior Courts' fees for auditing final accounts of receivers, executors, and trustees applicable to Person County.

H. B. 636. An Act to fix and regulate the fees that may be charged and collected by the Clerk of Superior Court of Person County for the probate of chattel mortgages.

H. B. 637. An Act to amend Chapter 165 of the Session Laws of 1953 so as to increase the salary of the Clerk of Superior Court of Person County.

H. B. 638. An Act to amend Chapter 1129 of the Session Laws of 1957 so as to increase the salaries of the Sheriff and Register of Deeds of Person County.

H. B. 639. An Act to fix and regulate certain fees to be charged by the Sheriff of Person County.

H. B. 641. An Act relating to the selection of Trustees for the Leaksville Township Public School District.

H. B. 655. An Act relating to the compensation of the Chairman and of the other members of the Board of Commissioners of Catawba County.

H. B. 664. An Act amending certain Sections of Article 31, Chapter 106, of the General Statutes and known as "The North Carolina Seed Law".

H. B. 671. An Act to authorize the Board of County Commissioners of Graham County to pay mileage to Sheriff's Department for travel outside county.

H. B. 683. An Act to fix the compensation of the County Commissioners of Davidson County.

H. B. 756. An Act to amend Chapter 682 of the 1945 Session Laws relating to the compensation of members of the Board of Education of Alleghany County.

H. B. 763. An Act amending Chapter 1160, Session Laws of 1953, relating to the filing of papers by Clerks of the Superior Court so as to make said chapter applicable to McDowell County.

H. B. 765. An Act to amend Chapter 19 of the General Statutes relating to public nuisances in McDowell County.

H. B. 766. An Act to authorize the Board of County Commissioners of Guilford County to supplement the salary of the District Solicitor of the Superior Court.

H. B. 769. An Act to amend Chapter 245, Session Laws of 1957, relating to the salary of the County Accountant in Graham County.

H. B. 770. An Act to amend Chapter 190, Session Laws of 1947, relating to the salary of the Register of Deeds of Graham County.

H. B. 828. An Act to amend General Statutes 28-68 relating to the payment to the Clerk of Court of money owed to an intestate in Caswell County.

H. B. 903. An Act appointing Phillip Westall a member of the Yancey County Board of Education in place of M. D. Bailey, resigned.

On motion of Representative Harriss of Rowan the House adjourns and will meet tomorrow at 10:45 A. M.

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## NINETY-THIRD DAY

HOUSE OF REPRESENTATIVES

Friday, May 22, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

A leave of absence is granted Representative Whitley for Monday Night, May 25, 1959.

On motion of Representative Byrd the following boys and girls are made honorary pages and pagette, respectively, of the House: Tom Hefner, Charles William Putnam, Timothy Brendle, Jeffrey Brendle and Evelyn Page.

## ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 707, a bill to be entitled an act to revise and consolidate the Charter of the Town of Castalia, North Carolina.

H. B. 832, a bill to be entitled an act to fix the corporate limits of the Town of Farmville in Pitt County.

## 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 Representative Blue, for the Committee on Finance.

S. B. 161, a bill to be entitled an act relating to the uniform assessment of property for ad valorem tax purposes.

With a favorable report.

S. B. 162, a bill to be entitled an act to provide for the systematic re-valuation of property for ad valorem tax purposes.

With a favorable report, as amended.

By Representative Wilson, for the Committee on Manufacturers and Labor.

S. B. 224, a bill to be entitled an act to amend the next to the last paragraph of General Statutes 95-17, relating to the number of days that a male person may be employed in any period of fourteen consecutive days, for the purpose of clarifying said section and to bring said section into conformity and compliance with the Fair Labor Standards Act of 1938, as amended.

With a favorable report.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Satterfield:

H. B. 968, a bill to be entitled an act authorizing O. B. McBroom, R. L. Whitfield and Mrs. Lois Newman, trustees of the Person County Community House, to convey fee simple title to a portion of the lot owned by the trustees to the Lester Blackwell Post of the American Legion and the remaining portion thereof to Person County.

Referred to Committee on Local Government.

By Representative Powell:

H. B. 969, a bill to be entitled an act to exempt from the franchise tax base gross receipts from sales of gas to counties, municipalities and public schools for their own use.

Referred to Committee on Finance.

By Representatives Uzzell, Holmes, Leatherman, Jones of Ashe, Bell, Holcombe of Yancey, Bowman and O'Neal:

H. B. 970, a bill to be entitled an act to amend General Statutes 136-20 relating to the elimination or safe-guarding of grade crossings.

Referred to Committee on Roads and Highway Safety.

By Representative Bell:

H. B. 971, a bill to be entitled an act to amend General Statutes 113-142.3 relating to members of the Commercial Fisheries Advisory Board.

Referred to Committee on Commercial Fisheries and Oyster Industry.

By Representative Williamson:

H. B. 972, a bill to be entitled an act to authorize the Town Council of Whiteville to dispose of certain real property at private sale.

Referred to Committee on Local Government.

By Representatives Kennedy, Humphrey, Davis of Lenoir, Cover, Philpott and Turner:

H. R. 973, a joint resolution creating a Commission to study the public school education of exceptionally talented children.

Referred to Committee on Education.

By Representative Zollicoffer:

H. B. 974, a bill to be entitled an act to create and establish the Henderson Firemen's Supplemental Retirement System for the classified firemen employees of the Fire Department of the City of Henderson.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 975, a bill to be entitled an act to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Relief Fund of the City of Henderson.

Referred to Committee on Counties, Cities and Towns.

By Representatives Wooten, Reid, Brock, Isaac, Hunter and Jones of Pitt.

H. B. 976, a bill to be entitled an act to amend General Statutes 14-401.5 relating to the practice of phrenology in certain counties.

Referred to Committee on Counties, Cities and Towns.



By Representative Braswell:

H. B. 977, a bill to be entitled an act amending H. B. 606, 1959 Session, ratified on May 5, 1959, relating to certain witness fees in Wayne County.

Referred to Committee on Local Government.

By Representatives Jordan, Greenwood and Crawford of Buncombe:

H. B. 978, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Buncombe County.

Referred to Committee on Courts and Judicial Districts.

By Representatives Greenwood, Jordan and Crawford of Buncombe:

H. B. 979, a bill to be entitled an act amending Section 9, Chapter 4, Public-Local Laws of 1937 so as to authorize the sinking fund commission for Buncombe County to receive, invest and account for any funds placed in a school capital reserve fund in Buncombe County.

Referred to Committee on Local Government.

By Representatives Harris of Wake, Womble and Whitley:

H. B. 980, a bill to be entitled an act to change the date for filing and for holding primary elections in the City of Raleigh.

Referred to Committee on Elections and Election Laws.

And,

H. B. 981, a bill to be entitled an act to amend the Charter of the City of Raleigh relating to protests by adjoining property owners against re-zoning of property.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 982, a bill to be entitled an act to authorize the City of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part.

Referred to Committee on Counties, Cities and Towns.

By Representative Satterfield:

H. B. 983, a bill to be entitled an act to amend General Statutes 115-2 and General Statutes 115-10 relating to the organization and composition of the State Board of Education so as to designate the Lieutenant-Governor as the Chairman of the State Board of Education.

Referred to Committee on Education.

By Representative Blue:

H. B. 984, a bill to be entitled an act relating to the compensation of the members of the Board of Commissioners of Moore County.

Referred to Committee on Local Government.

By Representative Hill of Durham:

H. B. 985, a bill to be entitled an act to appropriate the sum of \$40,000.00 for each year of the Biennium 1959-1961 to the North Carolina Symphony Society.

Referred to Committee on Appropriations.

And,

H. B. 986, a bill to be entitled an act to impose an additional five dollars license tax on the operation of music machines.

Referred to Committee on Finance.

By Representative Brock:

H. B. 987, a bill to be entitled an act fixing the compensation of various county officers of Davie County.

Referred to Committee on Salaries and Fees.

And,

H. B. 988, a bill to be entitled an act increasing the membership of the Davie County Board of Education to seven members and appointing E. C. Morris a member of said board.

Referred to Committee on Education.

#### MESSAGE FROM THE SENATE

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

S. B. 319, a bill to be entitled an act to amend Chapter 264 of Public-Local Laws of 1937 relating to the collection of taxes by City-County Tax Collector for the Town of Carolina Beach in New Hanover County.

Referred to Committee on Local Government.

S. B. 320, a bill to be entitled an act to authorize the qualified voters of the Town of Mount Airy to determine whether or not Alcoholic Beverage Control Stores shall be established in said town and to prescribe the disposition of the net profits thereof.

Referred to Committee on Propositions and Grievances.

S. B. 355, a bill to be entitled an act amending Chapter 1009, Session Laws of 1953, relating to the salaries of the Clerk of the Superior Court, the Register of Deeds and the Sheriff of Iredell County.

Referred to Committee on Salaries and Fees.

S. B. 356, a bill to be entitled an act to amend Chapter 479 of the Session Laws of 1953 relating to fees, costs and commissions to be collected by the Clerk of the Superior Court of Iredell County.

Referred to Committee on Salaries and Fees.

S. B. 357, a bill to be entitled an act amending Chapter 1037, Session Laws of 1953, relating to jail fees in Iredell County.

Referred to Committee on Local Government.

S. B. 358, a bill to be entitled an act fixing the fees to be charged by the Register of Deeds of Iredell County.

Referred to Committee on Salaries and Fees.

S. B. 362, a bill to be entitled an act to authorize the Town of Tarboro to sell certain property purchased for cemetery purposes.

Referred to Committee on Counties, Cities and Towns.

S. B. 364, a bill to be entitled an act to authorize the Town of Tarboro to expend certain funds to assist in holding a celebration of the 200th Anniversary of the founding of the Town of Tarboro.

Referred to Committee on Counties, Cities and Towns.

H. B. 775, a bill to be entitled an act to provide that vacancies occurring in county elective offices shall be filled by the Democratic Executive Committee of Watauga County.

Returned for concurrence in Senate amendment.

On motion the bill is placed on the Calendar for concurrence.

#### CALENDAR

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

H. B. 892, a bill to be entitled an act to incorporate the Town of Cape Carteret, North Carolina.

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

Those voting in the affirmative are: Representatives Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Drummond, Etheridge, Gobble, Greenwood, Gregory, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Murphy of Pender, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Uzzell, Venters, Wallace, Watkins, Whitley, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough and Zollicoffer—91.

Those voting in the negative are: None.

H. B. 927, a bill to be entitled an act permitting Davie County to authorize bonds for school purposes in maximum aggregate principal amount of one million seven hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

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

Those voting in the affirmative are: Representatives Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Drummond, Etheridge, Gobble, Greenwood, Gregory, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Murphy of Pender, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Uzzell, Venters, Wallace, Watkins, Whitley, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough and Zollicoffer—91.

Those voting in the negative are: None.

H. B. 674, a bill to be entitled an act to provide for the removal of cattle remaining on Core Banks in Carteret County.

On motion of Representative Bell the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 681, a bill to be entitled an act requiring that certain documents accepted for probate in Onslow County be identified by the name of the draftsman.

On motion of Representative Uzzell the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 857, a bill to be entitled an act to amend General Statutes 153-5 to provide for election of Sampson County Commissioners for terms of four years each.

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 authorizing the deputy sheriff or officer on duty as desk sergeant in Concord to issue warrants returnable before Justices of the Peace or any inferior court in said county.

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

H. B. 887, a bill to be entitled an act authorizing the Town of Newport to appropriate to the Carteret County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Newport School.

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

H. B. 888, a bill to be entitled an act relating to the listing of boats for ad valorem tax purposes in Carteret County.

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 amend Chapter 252 of the Private Laws of 1935, relating to the election of officials of the Town of Farmville, in Pitt County.

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 relating to the establishment of wards and the election of a Mayor and Board of Aldermen in the Town of Randleman, Randolph County.

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

H. B. 909, a bill to be entitled an act to aid in the collection of delinquent taxes in Henderson County and to authorize the Board of Commissioners of Henderson County to sell at private sale property acquired by tax foreclosures.

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

H. B. 911, a bill to be entitled an act to authorize the Board of County Commissioners of Brunswick County to sell certain real property at private sale and to validate sales heretofore made.

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 fix the compensation of the Mayor, members of the Board of Aldermen and other officials of the City of Southport in Brunswick County.

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

H. B. 920, a bill to be entitled an act to authorize Pitt County to deposit penalties and interest from delinquent tax commissions in the general fund of the county.

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

H. B. 923, a bill to be entitled an act to authorize the Board of County Commissioners of Cumberland County and the City Council of the City of Fayetteville to refund any time within ten years taxes illegally or erroneously collected.

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

H. B. 930, a bill to be entitled an act to provide for the appointment of a Deputy Coroner by the Board of County Commissioners of Mecklenburg County.

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

H. B. 933, a bill to be entitled an act to amend Chapter 974, Session Laws of 1957, relating to the listing and assessing of property for ad valorem tax purposes in Alleghany County.

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

H. B. 934, a bill to be entitled an act to authorize the Board of County Commissioners of Ashe County to allocate funds to municipal fire departments within Ashe 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 relating to trial of cases in Superior Court of Camden County.

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

H. B. 939, a bill to be entitled an act repealing Chapter 138, Public Laws of 1941 relating to Firemen's Relief Fund.

On motion of Representative Turner consideration of the bill is postponed until Tuesday, May 26, 1959.

H. B. 940, a bill to be entitled an act to amend Chapter 293, Public-Local and Private Laws of 1941, as amended, authorizing merger of High Point Firemen's Pension and Disability Fund with North Carolina Local Governmental Employees' Retirement System.

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

H. B. 942, a bill to be entitled an act appointing members of the Wilson City Board of Education, providing for the election of the members of said board in the future, fixing their terms of office and compensation.

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 fixing the compensation of members of the Elm City City Board of Education.

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

S. B. 334, a bill to be entitled an act to amend General Statutes 157-3(2) relating to the definition of the word "city" in Transylvania County.

On motion the bill is placed on the Calendar for consideration Monday, May 25, 1959.

S. R. 343, a bill to be entitled an act to authorize the appointment of special policemen at the Wayne County Memorial Hospital.

Passes its second and third readings and is ordered enrolled.

S. B. 345, a bill to be entitled an act to authorize appropriations by the Town Council of the Town of Tarboro for industrial development and other purposes.

Passes its second and third readings and is ordered enrolled.

H. B. 690, a bill to be entitled an act creating a Firemen's Pension Fund.

Representative Snapp offers an amendment.

Representative Jordan moves that the amendment offered by Representative Snapp be tabled; the motion fails.

The question now recurs to the adoption of the amendment offered by Representative Snapp.

The amendment offered by Representative Snapp is adopted.

The bill passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Drummond, Etheridge, Greenwood, Gregory, Hargett, Harris of Rowan, Hawfield, Henley, Hicks, High, Hill of Catawba, Holcombe of Yancey, Holmes, Humphrey, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Lackey, Long, O'Neal, Phelps, Powell, Quinn, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Thomas, Turner, Uzzell, Venters, Wicker, Williamson, Woodard of Northampton, Wooten and Yarborough—69.

Those voting in the negative are: Representatives Bynum, Gobble, Hill of Durham, Holcombe of Madison, Horton, Hostetler, Isaac, Kennedy, Kerr, Kiser, Murphrey of Halifax, Murphy of Pender, Patterson, Philpott, Strayhorn, Whitley, Wilson, Woodard of Wilson and Zollicoffer—19.

The following pairs are announced: Were Representative Arledge present he would vote "Aye", Representative Palmer votes "No". Were Representative Leatherman present he would vote "Aye", Representative Harris of Wake votes "No". Were Representative Wallace present he would vote "Aye", Representative Watkins votes "No".

H. B. 369, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize counties to appoint a County Building Inspector.

Representative Davis of Lenoir offers an amendment which is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Dill, Drummond, Greenwood, Gregory, Hargett, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kiser, Lackey, Long, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Thomas, Uzzell, Venters, Watkins, Whitley, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten and Zollicoffer—75.

Those voting in the negative are: Representatives Davis of Lenoir, Holmes, Kerr, Murphrey of Halifax, Turner and Yarborough—6.

H. B. 795, a bill to be entitled an act to amend Article 2 of Chapter 87 of the General Statutes relating to the State Board of Examiners of Plumbing and Heating Contractors to provide that operating surplus and examination fees shall be used to defray expenses of the Board.

On motion of Representative Turner consideration of the bill is postponed until Tuesday, May 26, 1959.

H. R. 290, a joint resolution requesting the State Highway Commission to participate as fully as possible in the construction of an interstate highway from Crossville, Tennessee, to Murphy, North Carolina.

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 authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities.

On motion of Representative Wooten consideration of the bill is postponed until Tuesday, May 26, 1959.

H. B. 374, a bill to be entitled an act authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

On motion of Representative Wooten consideration of the bill is postponed until Tuesday, May 26, 1959.

H. B. 599, a bill to be entitled an act to amend Chapter 1 of the General Statutes relating to the dismissal of appeals to the Supreme Court.



On motion of Representative Turner the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 673, a bill to be entitled an act to amend Chapter 55 of the North Carolina General Statutes.

On motion of Representative Childers committee amendment No. 1 is adopted.

The bill, as amended, remains on the Calendar.

H. B. 718, a bill to be entitled an act to authorize the issuance of certificates to registered veterinarians of other states.

On motion of Representative Uzzell the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 723, a bill to be entitled an act to amend General Statutes 156-120 relating to easements and rights-of-way belonging to drainage districts.

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 exempt sales by Cherokee Indian Reservation merchants from the sales and use tax.

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

H. B. 827, a bill to be entitled an act amending General Statutes 115-6, General Statutes 115-230 and General Statutes 115-86 so as to make industrial education centers a part of the public school system and to provide that countywide current expense funds for operation of industrial education centers be allocated prior to apportionment among administrative units of the county.

On motion of Representative Hargett consideration of the bill is postponed until Tuesday, May 26, 1959.

H. B. 840, a bill to be entitled an act amending Article 25, Chapter 115 of the General Statutes relating to the selection and adoption of textbooks.

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 amend General Statutes 2-53 relating to the payment of money for indigent children and persons non compos mentis.

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 General Statutes 28-170 relating to the commissions allowed personal representatives and fiduciaries.

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

H. B. 848, a bill to be entitled an act to amend General Statutes 28-68 relating to the payment to the clerk of money owed to an intestate.

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

H. B. 858, a bill to be entitled an act to amend General Statutes 122-93 relating to the disposition of certain lands at Camp Butner.

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

H. B. 867, a bill to be entitled an act to amend Article 9 of Chapter 44 of the General Statutes to require notice be given to perfect liens on money recovered for personal injuries.

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

S. B. 45, a bill to be entitled an act to amend Chapter 62 of the General Statutes relating to public utilities.

On motion of Representative Long the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 207, a bill to be entitled an act to amend Chapter 53A-2 of the General Statutes relating to business development corporations so as to authorize such corporations to obtain loans from any financial institution and from certain federal agencies.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 329. An Act to amend the Charter of the Town of Princeville to enlarge the corporate boundaries thereof.

H. B. 525. An Act to amend Chapter 156 of the General Statutes relating to drainage and drainage districts.

H. B. 577. An Act to amend General Statutes 105-311 relative to the time for listing property for ad valorem taxation.

H. B. 609. An Act to amend Chapter 526 of the Session Laws of 1945, relating to the Local Governmental Employees' Retirement System, so as to make the same applicable to Onslow County.

H. B. 615. An Act providing that any supplemental tax voted by the

Southport School District may be used to supplement any item in the Current Expense Budget or in the Capital Outlay Budget.

H. B. 654. An Act to authorize appropriations by the Board of Commissioners of Catawba County, for industrial development and other purposes.

H. B. 685. An Act to extend the time for making the quadrennial re-valuation and reassessment of real property in Burke County.

H. B. 750. An Act authorizing the Catawba Heights Sanitary District to expend certain surplus funds for the construction of an office and utility building, subject to a referendum vote of the people within said district.

H. B. 751. An Act relative to the counting of ballots cast for group candidates in Jones County.

H. B. 754. An Act to provide that certain delinquent taxes be paid into the General Fund of Avery County.

H. B. 762. An Act fixing the terms of office of the County Commissioners of McDowell County.

H. B. 779. An Act providing that certain delinquent taxes of Macon County, when collected, shall be paid into the General Fund of said county.

H. B. 781. An Act to amend General Statutes 105-422 relating to the Statute of Limitations on enforcement of tax liens so as to exempt Stokes County from the provisions of the Statute.

H. B. 783. An Act to extend the authority of police officers of the Town of Wadesboro in Anson County for a distance of one mile beyond the corporate limits.

H. B. 800. An Act to amend General Statutes 163-175 relating to single shot voting so as to make paragraph 6 thereof inapplicable to Brunswick County.

H. B. 809. An Act authorizing the Board of Commissioners of Wilkes County to extend the time for the quadrennial assessment of property for taxation.

H. B. 853. An Act to amend H. B. 295, ratified April 1, 1959, relating to the Morganton Employees' Retirement Fund.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## NINETY-FOURTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, May 23, 1959

The House meets pursuant to adjournment and is called to order by Representative Harris of Wake, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

On motion of the Lady from Cherokee, Representative Cover, the Journal of yesterday is approved as written.

On motion of the Gentleman from Dare, Representative Etheridge, Miss Elaine Nixon of Dare County is made an honorary pagette and Certificate of same is issued.

On motion of Representative Raby, the Gentleman from Macon, the House adjourns and will meet Monday Night at 8:00 o'clock.

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## NINETY-FIFTH DAY

HOUSE OF REPRESENTATIVES

Monday Night, May 25, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hill of Catawba, John "Chippie" Cranford, Jr. and Debbie Karal Patton are made honorary page and pagette, respectively, of the House.

On motion of Representative Turner the courtesies of the floor are extended the Honorable Odell Williamson, a former member of the House from Brunswick County.

On motion of Representative Stone, Carolyn Sue and Linda Hanes Joyce of Forsyth County are made honorary pagettes of the House.

On motion of Representative Buchanan, Edna Ann Kimsey, granddaughter of Representative Herbert of Clay County is made an honorary pagette of the House of Representatives.

Representative Yarborough is granted a leave of absence tonight and through Wednesday, May 27, 1959.

Mr. Speaker Hewlett appoints Helen Inez Gill of Wake County an honorary pagette of the House of Representatives.

### INTRODUCTION OF BILLS AND RESOLUTIONS

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

H. B. 989, a bill to be entitled an act to amend General Statutes 157-3(2) relating to the definition of the word "City".

Referred to Committee on Conservation and Development.

By Representative Etheridge:

H. B. 990, a bill to be entitled an act to authorize the Dare Beaches Sanitary District of Dare County, North Carolina, to contract for not to exceed \$12,000.00, exclusive of interest, for the purchase of fire fighting equipment, and to levy a tax for the payment of the same.

Referred to Committee on Finance.

By Representative Hunter:

H. B. 991, a bill to be entitled an act to fix the compensation of certain officials of McDowell County.

Referred to Committee on Salaries and Fees.

By Representative Spruill:

H. B. 992, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of Bertie County for industrial development and other purposes.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 993, a bill to be entitled an act to authorize appropriations by the Boards of Commissioners or Town Councils of the municipalities in Bertie County for industrial development and other purposes.

Referred to Committee on Counties, Cities and Towns.

By Representative Crawford of Buncombe:

H. B. 994, a bill to be entitled an act to amend General Statutes 118-7 relating to the disbursement of funds by trustees of the Firemen's Relief Fund of the City of Asheville in Buncombe County.

Referred to Committee on Local Government.

By Representative Braswell:

H. B. 995, a bill to be entitled an act to amend Chapter 293 of the Session Laws of 1957 relative to the planning and zoning powers of the City of Goldsboro.

Referred to Committee on Local Government.

By Representative Bynum:

H. B. 996, a bill to be entitled an act to provide for staggered terms for commissioners of the Town of Rockingham in Richmond County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 997, a bill to be entitled an act to amend Chapter 545, Public-Local

and Private Laws of 1939 relating to primary elections in the Town of Rockingham in Richmond County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 998, a bill to be entitled an act granting power and authority to the governing body of the Town of Rockingham to provide by ordinance regulations for the use by vehicle of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

Referred to Committee on Counties, Cities and Towns.

By Representative Whitehurst:

H. B. 999, a bill to be entitled an act to amend Chapter 185 of the Private Laws of 1929, relating to the maximum rate of tax to be levied by the Board of Commissioners of the Town of Vanceboro in Craven County.

Referred to Committee on Local Government.

By Representative Wooten:

H. B. 1000, a bill to be entitled an act to permit the Clerk of the Superior Court of Pitt County to deliver the records of a deceased Justice of the Peace of Pitt County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1001, a bill to be entitled an act to amend General Statutes 108-30.1 relating to liens on real property owned by recipients on Old Age Assistance.

Referred to Committee on Judiciary No. 1.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Friday, May 22, 1959

*Mr. Speaker:*

It is ordered that a message be sent to the House of Representatives with the information that the Senate has failed to concur in House Amendment to S. B. 202, "A bill to be entitled an act appointing members of the Columbus County Board of Education and fixing their terms of office", and no conference is requested.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

On motion of Representative Williamson the House recalls S. B. 202 for further consideration by the House.

MESSAGE FROM THE SENATE

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

S. B. 223, a bill to be entitled an act to amend General Statutes 130-57 relating to the performance of notarial acts by Registers of Deeds.

Referred to Committee on Judiciary No. 1.

S. B. 302, a bill to be entitled an act amending certain sections of Article 2, Chapter 106 of the General Statutes, relating to commercial fertilizers.

Referred to Committee on Agriculture.

S. B. 303, a bill to be entitled an act to amend certain sections of Article 26 of Chapter 106 of the General Statutes of North Carolina, relating to the inspection and purity of ice cream and other frozen food products, and also relating to the testing of milk and other dairy products.

Referred to Committee on Agriculture.

S. B. 321, a bill to be entitled an act to amend Sub-Chapter V of Chapter 54 of the General Statutes to permit a Cooperative Marketing Corporation organized under such sub-chapter to disburse small sums owed to a deceased member in the absence or after the closing of the administration of his estate.

Referred to Committee on Judiciary No. 2.

S. B. 330, a bill to be entitled an act enabling the County of Vance and the City of Henderson to establish an Airport Authority for the maintenance of airport facilities for the citizens of Vance County.

Referred to Committee on Counties, Cities and Towns.

S. B. 333, a bill to be entitled an act to amend General Statutes 66-9 to clarify the authority of the Utilities Commission with respect to the reading of gas and electric meters and the rendering of bills.

Referred to Committee on Public Utilities.

S. B. 341, a bill to be entitled an act to authorize the Board of County Commissioners of Martin County to call a special election for the authorization of an Industrial Development Tax for Martin County and to create and fix the powers of an Industrial Development Commission for Martin County.

Referred to Committee on Local Government.

S. B. 348, a bill to be entitled an act to amend General Statutes 1-153, relating to the authority of the clerks of Superior Court to hear and pass upon motions to strike in special proceedings.

Referred to Committee on Judiciary No. 2.

S. B. 354, a bill to be entitled an act to continue the incorporation of the City of Statesville and to codify, amend and consolidate the statutes that constitute the Charter of the City of Statesville, and to repeal certain acts and portions of certain acts constituting a part of its present Charter.

Referred to Committee on Local Government.

S. B. 363, a bill to be entitled an act validating all acts of Alfonso F. Felton and C. W. Mayo as members of the Edgecombe County Board of Education taken prior to their qualification.

Referred to Committee on Education.

S. B. 366, a bill to be entitled an act to amend Chapter 128 of the General Statutes, relating to membership of County Welfare Department employees in the Local Governmental Employees' Retirement System.

Referred to Committee on Local Government.

#### CALENDAR

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

H. B. 892, a bill to be entitled an act to incorporate the Town of Cape Carteret, North Carolina.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burrow, Bynum, Byrd, Byrum, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Uzzell, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Woodard of Northampton, Woodard of Wilson, Wooten, and Yates—87.

Those voting in the negative are: None.

H. B. 927, a bill to be entitled an act permitting Davie County to authorize bonds for school purposes in the maximum aggregate principal amount of one million seven hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of



Robeson, Brock, Bryant, Burgess, Burrow, Bynum, Byrd, Byrum, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Uzzell, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Woodard of Northampton, Woodard of Wilson, Wooten, and Yates—87.

Those voting in the negative are: None.

H. B. 775, a bill to be entitled an act to provide that vacancies occurring in county elective offices shall be filled by the Democratic Executive Committee of Watauga County.

Returned for concurrence in Senate amendment.

On motion of Representative Edmisten the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 334, a bill to be entitled an act to amend General Statutes 157-3(2) relating to the definition of the word "city" in Transylvania County.

On motion of Representative Gaither the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 161, a bill to be entitled an act relating to the uniform assessment of property for ad valorem tax purposes.

On motion of Representative Blue consideration of the bill is postponed until Thursday, May 28, 1959.

S. B. 162, a bill to be entitled an act to provide for the systematic revaluation of property for ad valorem tax purposes.

On motion of Representative Blue consideration of the bill is postponed until Thursday, May 28, 1959.

H. B. 158, a bill to be entitled an act to prohibit the use of profane or threatening language to any person over a telephone.

Representative Byrd offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 734, a bill to be entitled an act to amend Chapter 18 of the General Statutes to make unlawful the purchase of intoxicating beverages by persons under eighteen years of age, and to prohibit consumption on licensed premises of alcoholic liquors, the sale and possession of which is not authorized by law.

On motion of Representative Snapp the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 818, a bill to be entitled an act to amend General Statutes 163-31.3 relating to municipal use of county registration books.

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

H. B. 826, a bill to be entitled an act to amend Article I of Chapter 58 of the General Statutes defining as an insurance contract certain motor vehicle warranties.

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

H. B. 839, a bill to be entitled an act to appoint Justices of the Peace for the several counties of North Carolina.

Representative Gregory offers an amendment which is adopted.

Representative Lloyd offers an amendment which is adopted.

Representative Everett offers an amendment which is adopted.

Representative Black offers an amendment which is adopted.

Representatives Regan and Britt of Robeson offer an amendment which is adopted.

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

H. B. 849, a bill to be entitled an act to amend Article 4 of Chapter 119 of the General Statutes, Replacement Volume of 1958, relating to safety regulations in the design, location, installation and operation of equipment and facilities for storing, handling, transporting and utilizing liquefied petroleum gas for fuel or heating purposes.

On motion of Representative Uzzell the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 850, a bill to be entitled an act to amend General Statutes 47-108.5 so as to validate certain deeds executed in other states where the seal was omitted.

On motion of Representative Turner the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 224, a bill to be entitled an act to amend the next to the last paragraph of General Statutes 95-17, relating to the number of days that a male person may be employed in any period of fourteen consecutive days,

for the purpose of clarifying said section and to bring said section into conformity and compliance with the Fair Labor Standards Act of 1938, as amended.

Passes its second and third readings and is ordered enrolled.

S. B. 289, a bill to be entitled an act to amend Chapter 1131 of the Session Laws of 1951 relating to health and the practice of physical therapy.

Passes its second and third readings and is ordered enrolled.

S. B. 290, a bill to be entitled an act to amend General Statutes 160-272 relating to pleading municipal ordinances in judicial proceedings.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Crawford of Buncombe the House adjourns and will meet tomorrow at 12:00 o'clock A. M.

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## NINETY-SIXTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, May 26, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Gregory, David Aeron Senter of Harnett County is made an honorary page of the House.

Representative Valentine is granted a leave of absence for Wednesday, Thursday, and Friday, May 27, 28, and 29.

### APPOINTMENT

Mr. Speaker Hewlett appoints the following members of the House to attend the funeral of Mrs. W. H. Yarborough, Sr., Mother of Representative Yarborough of Franklin County: Representatives Uzzell, Hunt, Philpott, Kerr, Watkins, and Harris of Wake.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 158, a bill to be entitled an act to prohibit the use of profane or threatening language to any person over a telephone.

H. B. 734, a bill to be entitled an act to amend Chapter 18 of the General Statutes to make unlawful the purchase of intoxicating beverages by persons under eighteen years of age, and to prohibit consumption on licensed premises of alcoholic liquors, the sale and possession of which is not authorized by law.

H. B. 849, a bill to be entitled an act to amend Article 4 of Chapter 119 of the General Statutes, Replacement Volume of 1958, relating to safety regulations in the design, location, installation, and operation of equipment and facilities for storing, handling, transporting, and utilizing liquefied petroleum gas for fuel or heating purposes.

H. B. 850, a bill to be entitled an act to amend General Statutes 47-108.5 so as to validate certain deeds executed in other states where the seal was omitted.

H. B. 599, a bill to be entitled an act to amend Chapter 1 of the General Statutes relating to the dismissal of appeals to the Supreme Court.

H. B. 674, a bill to be entitled an act to provide for the removal of cattle remaining on Core Banks in Carteret County.

H. B. 681, a bill to be entitled an act requiring that certain documents accepted for probate in Onslow County be identified by the name of the draftsman.

H. B. 690, a bill to be entitled an act creating a Firemen's Pension Fund.

H. B. 718, a bill to be entitled an act to authorize the issuance of certificates to registered veterinarians of other states.

#### 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 Representative Hargett, for the Committee on Education.

H. B. 928, a bill to be entitled an act to amend General Statutes 115-157 relating to pay of teachers on a twelve month basis upon individual teacher request rather than upon administrative unit request.

With a favorable report.

H. B. 931, a bill to be entitled an act amending General Statutes 115-146 so as to provide that principals and teachers in the public schools may use reasonable force in the exercise of lawful authority.

With a favorable report, as amended.

By Representative Johnson, for the Committee on Wildlife Resources.

H. B. 924, a bill to be entitled an act relating to the operation of motor boats and other craft on certain waters in Pender County.

With a favorable report.

By Representative Lloyd, for the Committee on Courts and Judicial Districts.

H. B. 915, a bill to be entitled an act to amend General Statutes 7-70 relating to terms of Superior Court in Davidson County.

With a favorable report.

H. B. 917, a bill to be entitled an act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Gaston County.

With a favorable report.

H. B. 935, a bill to be entitled an act amending General Statutes 7-70 relating to the terms of Superior Court in Ashe County.

With a favorable report.

H. B. 978, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Buncombe County.

With a favorable report.

By Representative Arledge, for the Committee on Veteran's Legislation.

H. B. 776, a bill to be entitled an act to amend General Statutes 103-4 so as to designate November 11th as Veterans' Day.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 841, a bill to be entitled an act to provide for increasing the number of County Commissioners of Wake County from five to seven and relating to the election and terms of County Commissioners in Wake County.

With a favorable report.

H. B. 845, a bill to be entitled an act rewriting Section 4, Chapter 596, Session Laws of 1949, relating to the election of the Mayor and Commissioners of the Town of Wallace.

With a favorable report.

H. B. 879, a bill to be entitled an act to incorporate the Town of Ocean Isle Beach in Brunswick County, State of North Carolina.

With a favorable report, as amended.

H. B. 926, a bill to be entitled an act to establish a public law library for public officials, courts, and others in Craven County.

With a favorable report.

H. B. 956, a bill to be entitled an act to provide the form of financial statements of the City of Charlotte required under the provisions of General Statutes 160-383.

With a favorable report.

H. B. 968, a bill to be entitled an act authorizing O. B. McBroom, R. L. Whitfield, and Mrs. Lois Newman, Trustees of the Person County Community House, to convey fee simple title to a portion of the lot owned by the Trustees to the Lester Blackwell Post of the American Legion and the remaining portion thereof to Person County.

With a favorable report.

H. B. 972, a bill to be entitled an act to authorize the Town Council of Whiteville to dispose of certain real property at private sale.

With a favorable report.

H. B. 977, a bill to be entitled an act amending H. B. 606, 1959 Session, ratified on May 5, 1959, relating to certain witness fees in Wayne County.

With a favorable report.

H. B. 979, a bill to be entitled an act amending Section 9, Chapter 4, Public-Local Laws of 1937, so as to authorize the Sinking Fund Commission for Buncombe County to receive, invest, and account for any funds placed in a school capital reserve fund in Buncombe County.

With a favorable report.

H. B. 995, a bill to be entitled an act to amend Chapter 293 of the Session Laws of 1957 relative to the planning and zoning powers of the City of Goldsboro.

With a favorable report.

H. B. 999, a bill to be entitled an act to amend Chapter 185 of the Private Laws of 1929 relating to the maximum rate of tax to be levied by the Board of Commissioners of the Town of Vanceboro in Craven County.

With a favorable report.

S. B. 319, a bill to be entitled an act to amend Chapter 264 of Public-Local Laws of 1937 relating to the collection of taxes by City-County Tax Collector for the Town of Carolina Beach in New Hanover County.

With a favorable report.

S. B. 336, a bill to be entitled an act to amend Article 31 of Chapter 7 of the General Statutes relating to civil procedure in the General County Court of Duplin County.

With a favorable report.

S. B. 337, a bill to be entitled an act to amend General Statutes 7-272, as amended by Chapter 899 of the Session Laws of 1947, relating to the terms of court of the General County Court in Duplin County.

With a favorable report.

S. B. 341, a bill to be entitled an act to authorize the Board of County Commissioners of Martin County to call a special election for the authorization of an industrial development tax for Martin County and to create

and fix the powers of an Industrial Development Commission for Martin County.

With a favorable report.

S. B. 354, a bill to be entitled an act to continue the incorporation of the City of Statesville and to codify, amend, and consolidate the statutes that constitute the Charter of the City of Statesville, and to repeal certain acts and portions of certain acts constituting a part of its present Charter.

With a favorable report.

S. B. 357, a bill to be entitled an act amending Chapter 1037, Session Laws of 1953, relating to jail fees in Iredell County.

With a favorable report.

S. B. 366, a bill to be entitled an act to amend Chapter 128 of the General Statutes relating to membership of County Welfare Department employees in the Local Governmental Employees' Retirement System.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

Committee substitute for H. B. 52, a bill to be entitled an act to amend Chapter 122 of the General Statutes relating to hospitals for the mentally disordered.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Kemp the committee substitute bill is adopted.

On motion of Representative Kemp the bill is placed on the Calendar for consideration on May 29, 1959.

H. B. 415, a bill to be entitled an act amending General Statutes 18-45(b) so as to take away from County and City Boards of Alcoholic Control the authority to purchase alcoholic beverages from distillers or dealers advertising their products in local newspapers, magazines, or periodicals.

With an unfavorable report.

H. B. 812, a bill to be entitled an act to amend Section 126 of Chapter 160 of the General Statutes of North Carolina relating to the issuing of building permits in the Town of Whiteville, Columbus County, North Carolina.

With a favorable report.

H. B. 813, a bill to be entitled an act to permit the governing body of the Town of Whiteville in Columbus County to establish reasonable rules relating to appeals to the Board of Adjustment.

With a favorable report.

H. B. 814, a bill to be entitled an act to authorize the governing body of the Town of Whiteville to regulate by ordinance the deadline for filing for municipal offices.

With a favorable report.

H. B. 815, a bill to be entitled an act to amend Chapter 172 of the Session Laws of 1957 relating to the election of the governing body of the Town of Whiteville in Columbus County.

With a favorable report.

H. B. 816, a bill to be entitled an act to provide for the Plan "D" method of city government for the Town of Whiteville in Columbus County.

With a favorable report.

H. B. 904, a bill to be entitled an act to amend Chapter 8, Public-Local Laws of 1931, creating and establishing the Salisbury-Rowan County Peace Officers' Protective Association.

With a favorable report, as amended.

H. B. 922, a bill to be entitled an act relating to the punishment for public drunkenness in Beaufort County.

With a favorable report.

H. B. 947, a bill to be entitled an act to amend General Statutes 156-84 relating to letting of contracts for construction of drainage districts.

With a favorable report.

H. B. 948, a bill to be entitled an act to amend General Statutes 156-73 relating to the notice of hearing upon final report for establishment of drainage districts.

With a favorable report.

H. B. 1000, a bill to be entitled an act to permit the Clerk of the Superior Court of Pitt County to deliver the records of a deceased Justice of the Peace of Pitt County.

With a favorable report.

H. B. 1001, a bill to be entitled an act to amend General Statutes 108-30.1 relating to liens on real property owned by recipients of Old Age Assistance.

With a favorable report.

S. B. 268, a bill to be entitled an act relative to the recognition of gain or loss upon receipt of divested stock pursuant to order enforcing the anti-trust laws.

With a favorable report, as amended.

By Representative Thomas, for the Committee on Salaries and Fees.

H. B. 752, a bill to be entitled an act relating to the compensation of the



Board of County Commissioners and the County Board of Education of Surry County.

With a favorable report.

H. B. 777, a bill to be entitled an act to fix the compensation of certain elective officials in Pitt County.

With a favorable report.

H. B. 792, a bill to be entitled an act relating to the compensation of the Sheriff, Register of Deeds, Clerk of Superior Court, Board of County Commissioners, Board of Education, and certain other employees of Randolph County.

With a favorable report.

H. B. 932, a bill to be entitled an act to amend General Statutes 162-7 relating to the fees to be charged by the Sheriff of Alleghany County.

With a favorable report.

H. B. 946, a bill to be entitled an act to fix the compensation of the Mayor and members of the Board of Aldermen of the Town of Stanley in Gaston County.

With a favorable report.

H. B. 955, a bill to be entitled an act to fix the compensation of the Mayor of the Town of Candor in Montgomery County.

With a favorable report.

H. B. 962, a bill to be entitled an act to amend Chapter 152 of the General Statutes and Chapter 95, Session Laws of 1955, with respect to the compensation of the Forsyth County Coroner.

With a favorable report.

H. B. 987, a bill to be entitled an act fixing the compensation of various county officers of Davie County.

With a favorable report.

H. B. 991, a bill to be entitled an act to fix the compensation of certain officials of McDowell County.

With a favorable report.

S. B. 355, a bill to be entitled an act amending Chapter 1009, Session Laws of 1953, relating to the salaries of the Clerk of the Superior Court, the Register of Deeds, and the Sheriff of Iredell County.

With a favorable report.

S. B. 356, a bill to be entitled an act to amend Chapter 479 of the Session Laws of 1953 relating to fees, costs, and commissions to be collected by the Clerk of the Superior Court of Iredell County.

With a favorable report.

S. B. 358, a bill to be entitled an act fixing the fees to be charged by the Register of Deeds of Iredell County.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 871, a bill to be entitled an act to provide that the Board of County Commissioners shall fill vacancies in the board in certain counties.

With a favorable report, as amended.

H. B. 884, a bill to be entitled an act authorizing any municipality having a Municipal Board of Health to fix the method of appointment and terms of office of the members of said Board of Health.

With a favorable report.

H. B. 974, a bill to be entitled an act to create and establish the Henderson Firemen's Supplemental Retirement System for the classified firemen employees of the Fire Department of the City of Henderson.

With a favorable report.

H. B. 975, a bill to be entitled an act to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Relief Fund of the City of Henderson.

With a favorable report, as amended.

H. B. 976, a bill to be entitled an act to amend General Statutes 14-401.5 relating to the practice of phrenology in certain counties.

With a favorable report.

H. B. 981, a bill to be entitled an act to amend the Charter of the City of Raleigh relating to protests by adjoining property owners against rezoning of property.

With a favorable report.

H. B. 982, a bill to be entitled an act to authorize the City of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part.

With a favorable report.

H. B. 992, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of Bertie County for industrial development and other purposes.

With a favorable report, as amended.

H. B. 993, a bill to be entitled an act to authorize appropriations by the Boards of Commissioners or Town Councils of the municipalities in Bertie County for industrial development and other purposes.

With a favorable report.

H. B. 996, a bill to be entitled an act to provide for staggered terms for Commissioners of the Town of Rockingham in Richmond County.

With a favorable report.

H. B. 997, a bill to be entitled an act to amend Chapter 545, Public-Local and Private Laws of 1939 relating to primary elections in the Town of Rockingham in Richmond County.

With a favorable report.

H. B. 998, a bill to be entitled an act granting power and authority to the governing body of the Town of Rockingham to provide by ordinance regulations for the use by vehicles of municipally-owned off-street parking facilities, and of off-street publicly-owned parks and grounds occupied by public buildings; the use by vehicles of privately-owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

With a favorable report.

S. B. 39, a bill to be entitled an act to authorize the County of Halifax to lease the Halifax County Airport to the City of Roanoke Rapids.

With a favorable report.

S. B. 362, a bill to be entitled an act to authorize the Town of Tarboro to sell certain property purchased for cemetery purposes.

With a favorable report.

S. B. 364, a bill to be entitled an act to authorize the Town of Tarboro to expend certain funds to assist in holding a celebration of the 200th Anniversary of the founding of the Town of Tarboro.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Dolley, by request:

H. B. 1002, a bill to be entitled an act to extend the jurisdiction of the Recorder's Court of the Town of Bessemer City.

Referred to Committee on Judiciary No. 2.

By Representatives Jordan, Leatherman, and Barwick:

H. B. 1003, a bill to be entitled an act to amend General Statutes 84 relating to attorneys-at-law.

Referred to Committee on Judiciary No. 2.

By Representative Patterson:

H. B. 1004, a bill to be entitled an act to provide for the revaluation and reassessment of real and personal property in Stanly County for ad valorem tax purposes and to authorize the levy of a special tax to pay the expenses thereof.

Referred to Committee on Finance.

By Representative Newman:

H. B. 1005, a bill to be entitled an act to amend Chapter 115 of the Private Laws of North Carolina, Extra Session 1913, being the Charter of the Town of Clinton and relating to municipal elections.

Referred to Committee on Counties, Cities, and Towns.

By Representative Valentine:

H. B. 1006, a bill to be entitled an act to amend the Charter of the Town of Nashville in Nash County so as to extend the jurisdiction of the Mayor and other judicial officers of the town to include all of the territory situated within two miles of the corporate limits of the said town.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Whitmire, Spruill, Gaither, and Drummond:

H. B. 1007, a bill to be entitled an act relative to the taxation of theatres.

Referred to Committee on Finance.

By Representative Gregory:

H. B. 1008, a bill to be entitled an act amending Chapter 1422, Session Laws of 1957, so as to allow the appropriation made by the state to the William C. Lee Memorial, Incorporated, to be paid at any time during the 1959-1961 biennium.

Referred to Committee on Appropriations.

And,

H. B. 1009, a bill to be entitled an act fixing the compensation of the Sheriff of Harnett County.

Referred to Committee on Local Government.

By Representative Isaac:

H. B. 1010, a bill to be entitled an act rewriting numbered Paragraph 15 of General Statutes 14-335 relating to the punishment for public drunkenness in Avery County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Holmes, by request:

H. B. 1011, a bill to be entitled an act to create the Perquimans Peace Officers' Relief Association.

Referred to Committee on Judiciary No. 2.

And,

H. B. 1012, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Perquimans County.

Referred to Committee on Judiciary No. 2.

By Representative Burrow:

H. B. 1013, a bill to be entitled an act to amend General Statutes 7-186 relating to the appointment of a Recorder for the Recorder's Court of the Town of Liberty, Randolph County.

Referred to Committee on Judiciary No. 1.

By Representative Black:

H. B. 1014, a bill to be entitled an act amending General Statutes 14-41 and General Statutes 14-42 relating to the crimes of abduction of children and conspiracy to abduct children.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1015, a bill to be entitled an act to rewrite General Statutes 110-39 pertaining to neglect and encouragement of delinquency of children.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1016, a bill to be entitled an act to amend General Statutes 35-40 relating to the membership of the Eugenics Board of North Carolina.

Referred to Committee on Health.

By Representative Hunter:

H. B. 1017, a bill to be entitled an act to regulate the purchase, owning, and registration of firearms in McDowell County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Kiser:

H. B. 1018, a bill to be entitled an act to make Part 3A of Article 18 of Chapter 160 of the General Statutes relating to the regulation of the subdivision of land in and around municipalities applicable to Scotland County.

Referred to Committee on Local Government.

By Representative Etheridge:

H. B. 1019, a bill to be entitled an act to authorize the Board of County Commissioners of Dare County to establish, maintain, develop, and improve waterways in Dare County.

Referred to Committee on Conservation and Development.

By Representative Hostetler:

H. B. 1020, a bill to be entitled an act to amend General Statutes 135-20 so as to make clear the legislative intent that Justices of the Peace and Township Constables are not subject to Social Security coverage.

Referred to Committee on Judiciary No. 1.

By Representatives Etheridge, Holmes, Ansell, O'Neal, and Askew:

H. B. 1021, a bill to be entitled an act to amend General Statutes 7-64 relating to concurrent jurisdiction of Superior and Recorders' Courts in certain counties of this state.

Referred to Committee on Judiciary No. 2.

By Representative Gaither:

H. B. 1022, a bill to be entitled an act providing for an election in the Town of Brevard upon the question of adopting a modified Plan "D" form of government so as to provide for a City Manager, and defining his duties.

On motion of Representative Gaither the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Wallace:

H. B. 1023, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of Montgomery County for industrial development and other purposes.

Referred to Committee on Local Government.

By Representatives Kemp, Hunt, Humphrey, and Turner:

H. B. 1024, a bill to be entitled an act to revise and reorganize the Charter of the City of Greensboro, and to amend the following Sections of the General Statutes of North Carolina: General Statutes 143-129; General Statutes 147-8; General Statutes 147-9; General Statutes 160-181.1; General Statutes 105-387(a); and General Statutes 160-452.

Referred to Committee on Local Government.

By Representatives Kemp, Turner, and Hunt:

H. B. 1025, a bill to be entitled an act authorizing the qualified voters of the Town of Gibsonville to vote upon the establishment of liquor control stores in the Town of Gibsonville.

Referred to Committee on Propositions and Grievances.

By Representatives Kemp, Turner, Hunt, and Humphrey:

H. B. 1026, a bill to be entitled an act to amend Chapter 391, Session Laws of 1955, relating to elections in the City of High Point.

Referred to Committee on Local Government.

And,

H. B. 1027, a bill to be entitled an act to amend Chapter 107 of the Private Laws of 1931 relating to elections in the City of High Point.

Referred to Committee on Local Government.

And,

H. B. 1028, a bill to be entitled an act to amend Section 2(b) of Chapter 737 of the 1955 Session Laws relating to the joint construction of a public building by the City of High Point and Guilford County.

Referred to Committee on Local Government.

And,

H. B. 1029, a bill to be entitled an act to amend Chapter 383 of the 1955 Session Laws relating to the purchase of supplies, materials, equipment, and construction contracts by the City of High Point.

Referred to Committee on Local Government.

And,

H. B. 1030, a bill to be entitled an act authorizing the City of High Point to sell or exchange personal property not exceeding \$2500.00 in value at private or public sale without advertisement.

Referred to Committee on Local Government.

And,

H. B. 1031, a bill to be entitled an act relating to the compensation and payment of actual necessary expenses of certain officials in Guilford County.

Referred to Committee on Local Government.

And,

H. B. 1032, a bill to be entitled an act to amend Division III, Article 5, Chapter 105, of the General Statutes of North Carolina relating to exemptions and exclusion from retail sales and use tax, under exempt status group.

Referred to Committee on Finance.

And,

H. B. 1033, a bill to be entitled an act to amend General Statutes 7-111 relating to the discontinuance of Domestic Relations Courts and providing for transfer of cases and property.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1034, a bill to be entitled an act to amend General Statutes 18-99 relating to licenses for the sale of fortified wine in Guilford County.

Referred to Committee on Finance.

By Representative Byrd:

H. B. 1035, a bill to be entitled an act to amend the Charter of the Town of Morganton, to be effective upon a vote of the people.

Referred to Committee on Judiciary No. 1.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER  
Tuesday, May 26, 1959

*Mr. Speaker:*

Pursuant to your request to return S. B. 202, entitled "a bill to be entitled an act appointing members of the Columbus County Board of Education and fixing their terms of office", the Senate fails to grant your request.

Respectfully,  
S. RAY BYERLY, *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. 369, a bill to be entitled an act amending General Statutes 153-6 so as to provide that vacancies on the Board of Commissioners of Wayne County may be filled by appointment by the remaining members of the Board.

Referred to Committee on Local Government.

S. B. 370, a bill to be entitled an act to amend Chapter 14 of the Private Laws of 1927 and Chapter 37 of the 1947 Session Laws of North Carolina relating to the Charter of the Gastonia City Administrative Unit.

Referred to Committee on Local Government.

S. B. 385, a bill to be entitled an act to fix the salaries of the Clerk of the Superior Court, Sheriff, and Register of Deeds of Forsyth County, and to revise provisions with respect to the Special Trust Fund created by Chapter 147, Session Laws of 1943, for said Clerk of Superior Court's office.

Referred to Committee on Salaries and Fees.

S. R. 397, a joint resolution to commemorate the One Hundredth Anniversary of the oil industry.

On motion of Representative Uzzell the rules are suspended and the resolution is placed on 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. 369, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize counties to appoint a County Building Inspector.

Representative Kiser offers an amendment which is adopted.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, and Yates—105.

Those voting in the negative are: Representatives Davis of Lenoir, Kerr, Murphrey of Halifax, Murphrey of Pender, and Newman—5.

H. B. 318, a bill to be entitled an act amending and rewriting certain Sections of Chapter 139 of the General Statutes relating to soil conservation districts so as to provide for the establishment of Watershed Improvement Districts.

Representative Braswell offers an amendment which is adopted.

Representative Braswell offers a second amendment which is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley,

Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, and Yates—104.

Those voting in the negative are: Representatives Kiser, Turner, Whitley, and Wooten—4.

Were Representative Whitehurst present he would vote "Aye"; Representative Kerr votes "No".

H. B. 689, a bill to be entitled an act to amend General Statutes 105-228.5 relating to taxes upon insurance companies.

Representative Jordan offers an amendment which is adopted.

Representative Whitley offers an amendment.

Representative Jordan moves, seconded by Representative Holmes, that the amendment offered by Representative Whitley be tabled; the motion prevails and the amendment is tabled.

Representative Hostetler offers an amendment.

Representative Jordan moves, seconded by Representative Holmes, that the amendment offered by Representative Hostetler be tabled; the motion fails.

The question now recurs to the adoption of the amendment offered by Representative Hostetler. The amendment offered by Representative Hostetler is adopted.

The question now recurs to the passage of the bill on its second reading, as amended.

The bill passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Yancey, Holmes, Humphrey, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Lackey, Leatherman, Lloyd, McLaughlin, Murphy of Pender, O'Neal, Phelps, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp,

Spruill, Stone, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Northampton, Wooten, and Yates—91.

Those voting in the negative are: Representatives Bynum, Harris of Wake, Hill of Durham, Holcombe of Madison, Horton, Hostetler, Isaac, Kennedy, Kerr, Kiser, Murphrey of Halifax, Newman, Palmer, Patterson, Story, Strayhorn, Taylor, Whitley, Wilson, and Woodard of Wilson—20.

If Representative Crawford of Buncombe were present he would vote "Aye"; Representative Philpott votes "No".

H. B. 673, a bill to be entitled an act to amend Chapter 55 of the North Carolina General Statutes.

On motion of Representative Childers the bill is recommitted to the Committee on Corporations.

H. B. 702, a bill to be entitled an act to amend General Statutes 163-78 of the Election Laws so as to combine Challenge Day with the last day of registration prior to a primary or an election.

On motion of Representative Kerr consideration of the bill is postponed until Thursday, May 28, 1959.

H. B. 804, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the soil conservation services.

On motion of Representative Valentine the committee amendment is adopted.

Representative Valentine offers an amendment which is adopted.

The bill passes its second reading, as amended, and remains on the Calendar.

H. B. 939, a bill to be entitled an act repealing Chapter 138, Public Laws of 1941, relating to Firemen's Relief Fund.

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

S. B. 261, a bill to be entitled an act to protect and regulate the use of the National System of Interstate and Defense Highways.

On motion of Representative Childers the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 263, a bill to be entitled an act to regulate the speed of motor vehicles on the National System of Interstate and Defense Highways.

Passes its second and third readings and is ordered enrolled.

## ENROLLED BILLS

Representative Holcombe of Madison, 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. 207. An Act to amend Chapter 53A-2 of the General Statutes relating to business development corporations so as to authorize such corporations to obtain loans from any financial institution and from certain federal agencies.

S. B. 343. An Act to authorize the appointment of special policemen at the Wayne County Memorial Hospital.

S. B. 345. An Act to authorize appropriations by the Town Council of the Town of Tarboro for industrial development and other purposes.

H. B. 196. An Act to amend General Statutes 163-172 so as to make elected officers and candidates ineligible to serve as markers; and to amend General Statutes 163-182 so as to require watchers to be qualified electors of the precinct for which they are appointed.

H. B. 354. An Act to amend General Statutes 89-5, 1958 Replacement Volume 2C, relating to the Secretary of the State Board of Registration for professional engineers and land surveyors and defining his duties, liabilities, and expenditure of funds of the board.

H. B. 433. An Act to amend Chapter 135 of the General Statutes so as to permit Social Security coverage of state employees who are members of the Law Enforcement Officers' Benefit and Retirement Fund and for other purposes.

H. B. 464. An Act making clarifying amendments to Article 16 of Chapter 130 of the General Statutes relating to regulation of the manufacture of bedding.

H. B. 485. An Act to amend General Statutes 135-5 relating to benefits under the Teachers' and State Employees' Retirement System.

H. B. 610. An Act repealing Chapter 210, Session Laws of 1951, as modified by Chapter 598, Session Laws of 1955 and amending Chapter 826, Session Laws of 1957, relating to the rotation of the position of Democratic candidates for the Office of State Senator among the counties of Cherokee, Clay, Graham, Macon, and Swain which constitute the Thirty-Third Senatorial District.

H. B. 628. An Act to amend Article 24 of Chapter 130 of the General Statutes of North Carolina relating to the formation and corporate powers of mosquito control districts.

H. B. 660. An Act to amend Article 3 of Chapter 131 of the General Statutes to provide, subject to an election thereon, for the conversion of any county tuberculosis hospital to other uses and the issuance of county bonds and the levy of a maintenance tax for any hospital or facility to which such hospital is converted.

H. B. 706. An Act to amend General Statutes 135-5 relating to disability retirement allowances.

H. B. 786. An Act amending Subsection 43 of General Statutes 153-9 relating to tax levies for certain special purposes so as to make the same applicable to Henderson County.

H. B. 787. An Act rewriting Section 1 of Chapter 173, Private Laws of 1925, relating to the appointment of the members of the Wadesboro City Board of Education.

H. B. 790. An Act amending General Statutes 143-135 relating to the letting of contracts by the Ashe County Board of Education.

H. B. 807. An Act to authorize the Cumberland County Board of Commissioners to call an election on the question of levying a tax for the operation of a recreational center in Seventy-First Township.

S. B. 224. An Act to amend the next to the last paragraph of General Statutes 95-17 relating to the number of days that a male person may be employed in any period of fourteen consecutive days, for the purpose of clarifying said section and to bring said section into conformity and compliance with the Fair Labor Standards Act of 1938, as amended.

S. B. 289. An Act to amend Chapter 1131 of the Session Laws of 1951 relating to health and the practice of physical therapy.

S. B. 290. An Act to amend General Statutes 160-272 relating to pleading municipal ordinances in judicial proceedings.

H. B. 775. An Act to provide that vacancies occurring in county elective offices shall be filled by the Democratic Executive Committee of Watauga County.

H. B. 829. An Act to authorize the Board of County Commissioners of Caswell County to regulate the operation of commercial establishments within one-quarter mile of a church during church services on Sunday.

H. B. 835. An Act to amend Chapter 242 of the Public-Local Laws of 1921 to the end that special meetings of the Board of County Commissioners of McDowell County, North Carolina, shall be as provided under General Statutes 153-8.

H. B. 852. An Act to extend the planning and zoning powers of the Town of Tryon and its governing body to the territory beyond and surrounding the corporate limits of the Town of Tryon for a distance of one mile in all directions.

H. B. 877. An Act authorizing the City of Goldsboro to require liability insurance on all taxicabs operating within the city.

H. B. 883. An Act validating street paving, sidewalk, and curb and gutter assessments heretofore made by the City of Rocky Mount.

H. B. 898. An Act amending Chapter 1110, Session Laws of 1949, to provide for an additional member of the Transylvania County Historical Commission to be appointed by the Transylvania County Historical Asso-

ciation; to provide that the members of said commission may appoint proxies to represent them at meetings and to authorize the appointment of a curator.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 11:30 A. M.

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## NINETY-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, May 26, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Turner the courtesies of the floor are extended the Honorable "Buz" Falls, a former member of the House from Cleveland County.

### APPOINTMENT BY SPEAKER

In accordance with General Statutes 164-14, which provides that the Speaker of the House of Representatives shall appoint a member of the General Statutes Commission, David M. Britt is hereby appointed.

/s/ ADDISON HEWLETT, JR., *Speaker*

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 369, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize counties to appoint a county building inspector.

### 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 Representative Hargett, for the Committee on Education.

H. B. 837, a bill to be entitled an act to amend General Statutes 115-14 relating to the administrative duties of the State Superintendent of Public Instruction.

With an unfavorable report.

H. B. 925, a bill to be entitled an act to rewrite General Statutes 115-208 to provide that not more than eight members of the Textbook Commission shall be professional educators.

With an unfavorable report.

By Representative Blue, for the Committee on Finance.

H. B. 878, a bill to be entitled an act to amend Chapter 168 of Public-Local Laws 1939, as amended by Chapter 292 of Public-Local Laws 1941, as amended by Chapter 79, Session Laws of 1945, as amended by Chapter 1096, Session Laws of 1955, as amended by Chapter 455, Session Laws of 1957, relating to the Raleigh-Durham Airport.

With a favorable report.

H. B. 894, a bill to be entitled an act to amend the Charter of the City of Hendersonville and General Statutes 160-402, as it applies to Hendersonville, so as to increase the limitation on the levy of taxes for general purposes to one dollar and sixty cents per one hundred dollars valuation.

With a favorable report.

H. B. 952, a bill to be entitled an act to authorize the County of Polk to erect and equip a new County Building, and to issue bonds therefor.

With a favorable report.

H. B. 990, a bill to be entitled an act to authorize the Dare Beaches Sanitary District of Dare County, North Carolina, to contract for not to exceed \$12,000.00, exclusive of interest, for the purchase of fire fighting equipment, and to levy a tax for the payment of the same.

With a favorable report.

On motion of Representative Blue the bill is recommitted to Committee on Finance.

By Representative Holcombe of Yancey, for the Committee on Elections and Election Laws.

H. B. 825, a bill to be entitled an act to amend Chapter 163 of the General Statutes relating to the purchase of voting machines by counties through State aid.

With an unfavorable report.

H. B. 874, a bill to be entitled an act amending General Statutes 160-45 so as to make the qualifications for voting in municipal elections conform to the provisions of Article 6, Section 2, of the State Constitution as amended.

With a favorable report.

H. B. 893, a bill to be entitled an act to amend General Statutes 163-175 relating to single shot voting in Sampson County.

With a favorable report, as amended.

H. B. 980, a bill to be entitled an act to change the date for filing and for holding primary elections in the City of Raleigh.

With a favorable report.

By Representative Childers, for the Committee on Roads and Highway Safety.

H. B. 958, a bill to be entitled an act to amend General Statutes 20-118(j) relating to the gross weight of motor vehicles.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 452, a bill to be entitled an act to facilitate inter-governmental purchases.

With a favorable report, as amended.

H. B. 453, a bill to be entitled an act to amend General Statutes 160-59, relating to the disposal of property by cities and towns and to permit the disposal of property at private sale to other governmental units.

With a favorable report.

H. B. 953, a bill to be entitled an act authorizing the Board of County Commissioners of Henderson County to raise the salaries of certain county officials and employees as much as fifteen per cent for the period beginning July 1, 1959 and ending June 30, 1961.

With a favorable report.

S. B. 53, a bill to be entitled an act to amend General Statutes 97-27 to provide for examination for injured employees to be paid for by employers or the Industrial Commission.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Brock, Powell, Doughton, Britt of Robeson and Isaac:

H. R. 1036, a joint resolution in memory of John Foster Dulles, late Secretary of State of the United States.

On motion of Representative Brock the rules are suspended and the resolution is placed on its immediate passage.

Passes first reading.



Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Lloyd:

H. B. 1037, a bill to be entitled an act to provide that certain delinquent taxes be paid into the General Fund of Graham County.

Referred to Committee on Local Government.

By Representative Gaither:

H. B. 1038, a bill to be entitled an act to amend Part 3A (subdivision) of Article 18 of the General Statutes relating to the regulation of the subdivision of land by municipalities so as to make the provisions thereof applicable to Transylvania County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 1039, a bill to be entitled an act to provide planning and zoning in Transylvania County on petition of a majority of the resident freeholders of unincorporated areas.

Referred to Committee on Counties, Cities and Towns.

By Representative Kerr, by request:

H. B. 1040, a bill to be entitled an act to amend General Statutes 163-175 so as to make the provisions thereof relating to "single shot voting" apply to county or municipal general elections.

Referred to Committee on Elections and Election Laws.

By Representatives Britt of Bladen, Yates, Whitehurst, Murphy, Gregory, Stone, Jones of Ashe, Lackey, Bryant, Williamson, Murphrey, Britt of Robeson, Patterson, Newman, Ansell, Arledge, Jackson, Dill, Sermons, Hargett, Delamar, Braswell, Belk, Henley, High, Regan, Woodard of Northampton, Wooten, Hardy, Byrum, Satterfield, Lloyd, Byrd, Askew, Raby, Everett, Watkins, Crawford of Swain, Johnson, Valentine, Burgess, Wicker, Childers, Palmer, Herbert, Spruill, Philpott, Venters, Wallace, Rodenbough, Hawfield, Isaac and Whitley:

H. R. 1041, a joint resolution authorizing the appointment of a Commission to make a study of Agricultural Loan Programs for grain storage facilities, including greater utilization of existing loan programs and possible needs for new programs, and to assist grain producers in securing maximum benefits.

Referred to Committee on Agriculture.

By Representatives Jordan, Crawford of Buncombe and Greenwood:

H. B. 1042, a bill to be entitled an act amending General Statutes 14-72 relating to larceny and the receiving of stolen goods.

Referred to Committee on Judiciary No. 2.

By Representative Holcombe of Yancey:

H. B. 1043, a bill to be entitled an act providing for nomination candidates for office in Yancey County and to exempt Yancey County from the provisions of the Statewide Primary Laws.

Referred to Committee on Elections and Election Laws.

By Representative Long:

H. B. 1044, a bill to be entitled an act to authorize the City of Burlington to convey all its right, title, interest and estate in certain lands at private sale to B. E. Allred, his heirs and assigns.

Referred to Committee on Judiciary No. 1.

By Representative Woodard of Wilson:

H. B. 1045, a bill to be entitled an act to amend Chapter 715 of the Session Laws of 1953 relating to the annual appropriation by the Board of Commissioners of Wilson County for the maintenance of the Wilson County Law Library.

Referred to Committee on Counties, Cities and Towns.

By Representative Harris of Wake:

H. B. 1046, a bill to be entitled an act amending General Statutes 106-266.21 to require evidence of sale of milk below cost, rather than mere allegation thereof, in order to make prima facie case.

Referred to Committee on Judiciary No. 1.

By Representatives Whitley, Womble and Harris of Wake:

H. B. 1047, a bill to be entitled an act to amend General Statutes 15-21, relating to criminal warrants issued from the City Court of the City of Raleigh.

Referred to Committee on Judiciary No. 1.

By Representative Kemp:

H. B. 1048, a bill to be entitled an act to amend General Statutes 2-42, General Statutes 14-269 and Article 53 of Chapter 14 of the General Statutes relating to the possession and sale of weapons.

Referred to Committee on Judiciary No. 1.

By Representative Delamar:

H. B. 1049, a bill to be entitled an act to fix limitations upon the authority of the Board of Commissioners of Pamlico County to levy certain special taxes and to authorize said board to levy a special limited tax for purposes of retirement and Social Security benefits for county employees.

Referred to Committee on Finance.

By Representative Barwick:

H. B. 1050, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court of Pasquotank County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 1051, a bill to be entitled an act to establish a law library in and for Pasquotank County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 1052, a bill to be entitled an act to provide for the removal of Justices of the Peace from office for certain causes.

Referred to Committee on Judiciary No. 2.

By Representatives Barwick and Burgess:

H. B. 1053, a bill to be entitled an act to require the removal of abandoned boats or other watercraft along the shores or in the waters of the Pasquotank River in Camden or Pasquotank Counties.

Referred to Committee on Judiciary No. 2.

By Representative Barwick:

H. B. 1054, a bill to be entitled an act to fix the compensation of the members of the Pasquotank County Board of Education.

Referred to Committee on Salaries and Fees.

By Representative Burrow:

H. B. 1055, a bill to be entitled an act to amend Chapter 35 of the Session Laws of 1957 relating to the election of members of the Board of Education of the Asheboro City Administrative Unit.

Referred to Committee on Education.

And,

H. B. 1056, a bill to be entitled an act to authorize the Randolph Airport Commission to transfer its assets to the Town of Asheboro for the purpose of establishing and maintaining a municipal airport.

Referred to Committee on Local Government.

By Representative Strayhorn:

H. B. 1057, a bill to be entitled an act to pay six percent interest to prime contractors on final payments due them not paid within thirty days after final completion, occupancy, or acceptance of State buildings.

Referred to Committee on Judiciary No. 1.

By Representatives Jordan, Greenwood and Crawford of Buncombe:

H. B. 1058, a bill to be entitled an act to extend the corporate limits of the City of Asheville, subject to a referendum election.

Referred to Committee on Local Government.

By Representatives Greenwood, Jordan and Crawford of Buncombe:

H. B. 1059, a bill to be entitled an act to incorporate the Town of Barnardsville in Buncombe County.

Referred to Committee on Local Government.

By Representative Whitehurst:

H. B. 1060, a bill to be entitled an act to amend Chapter 1109 of the Session Laws of 1957 relating to the issuance of warrants and receipts by Justices of the Peace in Craven County.

Referred to Committee on Local Government.

By Representative Whitehurst, by request:

H. B. 1061, a bill to be entitled an act to provide for fixing salaries and expense allowances of officers and employees of Craven County and its several departments.

Referred to Committee on Local Government.

By Representatives Yarborough, Whitley and Delamar:

H. B. 1062, a bill to be entitled an act to amend H. B. 91, relating to the National Guard and Militia of the State.

Referred to Committee on Military Affairs.

By Representatives Henley and High:

H. B. 1063, a bill to be entitled an act amending General Statutes 160-346 relating to the salaries of the members of the City Council and of the Mayor of the City of Fayetteville.

Referred to Committee on Salaries and Fees.

By Representative Murphrey:

H. B. 1064, a bill to be entitled an act to amend Article 13C of Chapter 131 of the General Statutes relating to county hospital districts.

Referred to Committee on Finance.

By Representative Williamson:

H. B. 1065, a bill to be entitled an act relating to the election and term of office of the Mayor and members of the Board of Commissioners of the Town of Chadbourn in Columbus County.

Referred to Committee on Local Government.

By Representative Hardy:

H. B. 1066, a bill to be entitled an act to authorize Boards of Education to pledge non-tax revenues to the repayment of loans from the State Literary Fund.

Referred to Committee on Judiciary No. 2.

By Representative Jones of Ashe:

H. B. 1067, a bill to be entitled an act to amend Chapter 36 of Private Laws of 1915 relative to the tenure of office of the Mayor and Board of Aldermen of the Town of West Jefferson, Ashe County.

Referred to Committee on Local Government.

By Representative Johnson:

H. B. 1068, a bill to be entitled an act to amend Chapter 114 of the Session Laws of 1951 relating to salaries and other allowances of certain officials of Duplin County.

Referred to Committee on Salaries and Fees.

By Representative Humphrey:

H. B. 1069, a bill to be entitled an act to amend General Statutes 47-108.11 relating to validation of recorded instruments where seals have been omitted.

Referred to Committee on Judiciary No. 2.

By Representatives Hunt, Kemp and Humphrey:

H. B. 1070, a bill to be entitled an act amending Chapter 552 of the 1955 Session Laws of North Carolina to allow for the completion of sewage treatment plants under construction on 1 July 1959.

Referred to Committee on Local Government.

#### 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. 353, a bill to be entitled an act to amend Chapter one thousand one hundred fifty-nine of the nineteen hundred and fifty-one Session Laws defining and establishing the corporate limits of the Town of Marion.

Referred to Committee on Counties, Cities and Towns.

S. B. 360, a bill to be entitled an act to amend Chapter 20 of the General Statutes relating to brakes on motor vehicles.

Referred to Committee on Roads and Highway Safety.

S. B. 375, a bill to be entitled an act to extend the corporate limits of the Town of Warsaw.

Referred to Committee on Local Government.

S. B. 378, a bill to be entitled an act relating to the issuance of the City of Durham of revenue refunding bonds and investment of certain proceeds of such bonds.

Referred to Committee on Finance.

#### CALENDAR

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

H. B. 879, a bill to be entitled an act to incorporate the Town of Ocean Isle Beach in Brunswick County, State of North Carolina.

On motion of Representative Kemp the bill is recommitted to the Committee on Local Government.

H. B. 904, a bill to be entitled an act to amend Chapter 8, Public-Local Laws of 1931, creating and establishing the Salisbury-Rowan County Peace Officers' Protective Association.

On motion of Representative Harriss of Rowan the committee amendment is adopted; the amendment being material constitutes the first reading of the bill and the bill remains on the Calendar for its second reading, as amended, roll call.

H. B. 926, a bill to be entitled an act to establish a public law library for public officials, courts and others in Craven County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jordan, Kemp, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Turner, Umstead, Uzzell, Venters, Wallace, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Wilson, Wooten and Yates—98.

Those voting in the negative are: None.

H. B. 956, a bill to be entitled an act to provide the form of financial statements of the City of Charlotte required under the provisions of General Statutes 160-383.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jordan, Kemp, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Turner, Umstead, Uzzell, Venters, Wallace, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Wilson, Wooten and Yates—98.

Those voting in the negative are: None.

H. B. 999, a bill to be entitled an act to amend Chapter 185 of the Private Laws of 1929, relating to the maximum rate of tax to be levied by the Board of Commissioners of the Town of Vanceboro in Craven County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jordan, Kemp, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Turner, Umstead, Uzzell, Venters, Wallace, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Wilson, Wooten and Yates—98.

Those voting in the negative are: None.

S. B. 341, a bill to be entitled an act to authorize the Board of County Commissioners of Martin County to call a special election for the authorization of an industrial development tax for Martin County and to create and fix the powers of an industrial development commission for Martin County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of

Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jordan, Kemp, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Turner, Umstead, Uzzell, Venters, Wallace, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Wilson, Wooten and Yates—98.

Those voting in the negative are: None.

S. B. 354, a bill to be entitled an act to continue the incorporation of the City of Statesville and to codify, amend and consolidate the statutes that constitute the Charter of the City of Statesville, and to repeal certain acts and portions of certain acts constituting a part of its present charter.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burlison, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jordan, Kemp, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Turner, Umstead, Uzzell, Venters, Wallace, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Wilson, Wooten and Yates—98.

Those voting in the negative are: None.

H. B. 752, a bill to be entitled an act relating to the compensation of the Board of County Commissioners and the County Board of Education of Surry County.

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

H. B. 777, a bill to be entitled an act to fix the compensation of certain elective officials in Pitt County.

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

H. B. 792, a bill to be entitled an act relating to the compensation of the Sheriff, Register of Deeds, Clerk of Superior Court, Board of County Com-



missioners, Board of Education and certain other employees of Randolph 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 amend Section 126 of Chapter 160 of the General Statutes of North Carolina relating to the issuing of building permits in the Town of Whiteville, Columbus County, North Carolina.

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 permit the governing body of the Town of Whiteville in Columbus County to establish reasonable rules relating to appeals to the Board of Adjustment.

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 to authorize the governing body of the Town of Whiteville to regulate by ordinance the dead-line for filing for municipal offices.

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

H. B. 815, a bill to be entitled an act to amend Chapter 172 of the Session Laws of 1957 relating to the election of the governing body of the Town of Whiteville in Columbus County.

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

H. B. 816, a bill to be entitled an act to provide for the plan "D" method of city government for the Town of Whiteville in Columbus County.

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

H. B. 841, a bill to be entitled an act to provide for increasing the number of County Commissioners of Wake County from five to seven and relating to the election and terms of County Commissioners in Wake County.

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 rewriting Section 4, Chapter 596, Session Laws of 1949, relating to the election of the Mayor and Commissioners of the Town of Wallace.

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

H. B. 915, a bill to be entitled an act to amend General Statutes 7-70 relating to terms of Superior Court in Davidson County.

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

H. B. 917, a bill to be entitled an act to amend General Statutes 7-70 so as to fix the terms of Superior Court to be held in Gaston County.

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

H. B. 922, a bill to be entitled an act relating to the punishment for public drunkenness in Beaufort County.

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

H. B. 924, a bill to be entitled an act relating to the operation of motor boats and other craft on certain waters in Pender County.

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

H. B. 932, a bill to be entitled an act to amend General Statutes 162-7 relating to the fees to be charged by the Sheriff of Alleghany County.

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

H. B. 935, a bill to be entitled an act amending General Statutes 7-70 relating to the terms of Superior Court in Ashe County.

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

H. B. 946, a bill to be entitled an act to fix the compensation of the Mayor and members of Board of Aldermen of the Town of Stanley in Gaston County.

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 fix the compensation of the Mayor of the Town of Candor in Montgomery 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 amend Chapter 152 of the General Statutes and Chapter 95, Session Laws of 1955 with respect to the compensation of the Forsyth County Coroner.

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

H. B. 968, a bill to be entitled an act authorizing O. B. McBroom, R. L. Whitfield and Mrs. Lois Newman, trustees of the Person County Community House, to convey fee simple title to a portion of the lot owned by the trustees to the Lester Blackwell Post of the American Legion and the remaining portion thereof to Person County.

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

H. B. 972, a bill to be entitled an act to authorize the Town Council of Whiteville to dispose of certain real property at private sale.

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

H. B. 974, a bill to be entitled an act to create and establish the Henderson Firemen's Supplemental Retirement System for the classified firemen employees of the Fire Department of the City of Henderson.

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 to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Relief Fund of the City of Henderson.

On motion of Representative Dill the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 977, a bill to be entitled an act amending H. B. 606, 1959 Session, ratified on May 5, 1959, relating to certain witness fees in Wayne County.

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

H. B. 978, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Buncombe County.

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 amending Section 9, Chapter 4, Public-Local Laws of 1937 so as to authorize the Sinking Fund Commission for Buncombe County to receive, invest and account for any funds placed in a School Capital Reserve Fund in Buncombe County.

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 amend the Charter of the City of Raleigh relating to protests by adjoining property owners against rezoning of property.

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 authorize the City of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part.

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

H. B. 987, a bill to be entitled an act fixing the compensation of various county officers of Davie County.

On motion of Representative Brock consideration of the bill is postponed until May 28, 1959.

H. B. 991, a bill to be entitled an act to fix the compensation of certain officials in McDowell County.

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

H. B. 992, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of Bertie County for industrial development and other purposes.

On motion of Representative Dill the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 993, a bill to be entitled an act to authorize appropriations by the Boards of Commissioners or Town Councils of the municipalities in Bertie County for industrial development and other purposes.

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

H. B. 995, a bill to be entitled an act to amend Chapter 293 of the Session Laws of 1957 relative to the planning and zoning powers of the City of Goldsboro.

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

H. B. 996, a bill to be entitled an act to provide for staggered terms for commissioners of the Town of Rockingham in Richmond County.

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

H. B. 997, a bill to be entitled an act to amend Chapter 545, Public-Local and Private Laws of 1939 relating to primary elections in the Town of Rockingham in Richmond County.

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

H. B. 998, a bill to be entitled an act granting power and authority to the Governing Body of the Town of Rockingham to provide by ordinance regulations for the use by vehicles of municipally owned off-street parking facilities, and of off-street publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owned areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

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 to permit the Clerk of the Superior Court of Pitt County to deliver the records of a deceased Justice of the Peace of Pitt County.

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

S. B. 39, a bill to be entitled an act to authorize the County of Halifax to lease the Halifax County Airport to the City of Roanoke Rapids.

Passes its second and third readings and is ordered enrolled.

S. B. 319, a bill to be entitled an act to amend Chapter 264 of Public-Local Laws of 1937 relating to the collection of taxes by City-County Tax Collector for the Town of Carolina Beach in New Hanover County.

Passes its second and third readings and is ordered enrolled.

S. B. 336, a bill to be entitled an act to amend Article 31 of Chapter 7 of the General Statutes relating to civil procedure in the General County Court of Duplin County.

Passes its second and third readings and is ordered enrolled.

S. B. 337, a bill to be entitled an act to amend General Statutes 7-272, as amended by Chapter 899 of the Session Laws of 1947, relating to the terms of court of the General County Court in Duplin County.

Passes its second and third readings and is ordered enrolled.

S. B. 355, a bill to be entitled an act amending Chapter 1009, Session Laws of 1953, relating to the salaries of the Clerk of the Superior Court, the Register of Deeds and the Sheriff of Iredell County.

Passes its second and third readings and is ordered enrolled.

S. B. 356, a bill to be entitled an act to amend Chapter 479 of the Session Laws of 1953 relating to fees, costs and commissions to be collected by the Clerk of the Superior Court of Iredell County.

Passes its second and third readings and is ordered enrolled.

S. B. 357, a bill to be entitled an act amending Chapter 1037, Session Laws of 1953, relating to jail fees in Iredell County.

Passes its second and third readings and is ordered enrolled.

S. B. 358, a bill to be entitled an act fixing the fees to be charged by the Register of Deeds of Iredell County.

Passes its second and third readings and is ordered enrolled.

S. B. 362, a bill to be entitled an act to authorize the Town of Tarboro to sell certain property purchased for cemetery purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 364, a bill to be entitled an act to authorize the Town of Tarboro to expend certain funds to assist in holding a celebration of the 200th anniversary of the founding of the Town of Tarboro.

Passes its second and third readings and is ordered enrolled.

H. B. 318, a bill to be entitled an act amending and rewriting certain sections of Chapter 139 of the General Statutes relating to soil conservation districts so as to provide for the establishment of Watershed Improvement Districts.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kennedy, Lackey, Leatherman, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Umstead, Uzzell, Wallace, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton and Yates—93.

Those voting in the negative are: Representatives Kerr, Long, Turner and Wooten—4.

H. B. 689, a bill to be entitled an act to amend General Statutes 105-228.5 relating to taxes upon insurance companies.

On motion of Representative Jordan the vote by which the bill passed its second reading is reconsidered.

The bill remains on the Calendar for its second reading, as amended, roll call.

H. B. 795, a bill to be entitled an act to amend Article 2 of Chapter 87 of the General Statutes relating to the State Board of Examiners of Plumbing and Heating Contractors to provide that operating surplus and examining fees shall be used to defray expenses of the board.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jordan, Kemp, Kerr, Lackey, Leatherman, Lloyd, Long, McLaugh-

lin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Turner, Umstead, Uzzell, Venters, Wallace, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Wilson, Wooten and Yates—98.

Those voting in the negative are: None.

H. B. 941, a bill to be entitled an act to amend Article 3A of Chapter 69 of the General Statutes relating to rural fire protection districts.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Bureson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunter, Isaac, Jackson, Johnson, Jordan, Kemp, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Turner, Umstead, Uzzell, Venters, Wallace, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Wilson, Wooten and Yates—98.

Those voting in the negative are: None.

H. B. 730, a bill to be entitled an act to establish a prima facie rule of evidence as to the operation of motor vehicles speeding in excess of 80 miles per hour.

Representative Reid offers an amendment.

Representative Holmes moves, seconded by Representative Humphrey that the amendment offered by Representative Reid be tabled; the motion prevails and the amendment is tabled.

Representative Jones of Pitt offers an amendment.

Representative Holmes moves, seconded by Representative Hill of Catawba that the amendment offered by Representative Jones of Pitt be tabled; the motion prevails and the amendment offered by Representative Jones of Pitt is tabled.

Representative Humphrey calls the previous question, the call sustains.

The question now recurs to the passage of the bill on its third reading, as amended.

The bill passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

Representative Humphrey moves that the vote by which the bill passed its third reading, as amended, be reconsidered and that this motion be tabled; the motion fails.

#### ENROLLED BILLS

Representative Whitehurst, 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. 397. A Joint Resolution to commemorate the One Hundredth Anniversary of the Oil Industry.

S. B. 45. An Act to amend Chapter 62 of the General Statutes relating to Public Utilities.

S. B. 263. An Act to regulate the speed of motor vehicles on the National System of Interstate and Defense Highways.

S. B. 334. An Act to amend General Statutes 157-3(2) relating to the definition of the word "City" in Transylvania County.

H. B. 590. An Act creating the Research Triangle Regional Planning Commission.

H. B. 791. An Act to amend Chapter 128, Private Laws of 1883 to redefine the corporate limits of the Town of Rich Square in Northampton County.

H. B. 851. An Act relating to the appointment of Jury Commissioners in Jackson County.

On motion of Representative Davis of Lenoir and Representative Turner the House adjourns in honor of the late Leo Harvey of Lenoir County, a great statesman and citizen of North Carolina, and the late Mrs. W. H. Yarborough, Sr., mother of Representative Ed. Yarborough, and will meet tomorrow at 11:30 A. M.

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## NINETY-EIGHTH DAY

HOUSE OF REPRESENTATIVES

Thursday, May 28, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Whitehurst, reports for the Committee on the Journal, that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.



Representative Powell is granted a leave of absence for Friday, April 29, 1959.

On motion of Representative Isaac, Marcy Dianne Isaac of Avery County is made an honorary pagette of the House.

On motion of Representative Venters, Carol Hains Johnson of Mercer County, New Jersey, granddaughter of Representative and Mrs. Holmes of Perquimans County is made an honorary pagette of the House of Representatives.

On motion of Representative Belk, Kay, Sally, and John Wallace of Mecklenburg County, are made honorary pagettes and page, respectively, of the House.

On motion of Representative Kennedy, Mary Reese Craighill of Mecklenburg County is made an honorary pagette of the House of Representatives.

On motion of Representative Yates, Nan Woodard of Haywood County is made an honorary pagette of the House.

On motion of Representative Strayhorn the following boys and girls of Durham County are made honorary pages and pagettes, respectively, of the House of Representatives: James Ballard Brame, Jr., Robert Marshall Brame, Randall Alan Brame, Thomas Sullivan King, Stuart Samuel Lipton, Virgil John Ashbaugh, III, David Alfred Ashbaugh, Ralph Nichols Strayhorn, III, William Fletcher Strayhorn, III, Linda Caroline Brame, Marcia Jane King, Susan Gray King, Pamela Jean Spence, Valinda Sue Spence, Tracie Jo Spence, Lynn Elvia Silver, Nancy Bright Ashbaugh, Donleen Carol Strayhorn, Sandra Winters and Donna Saucier.

On motion of Representative Stone, Debbie Henning and Priscilla Burt of Forsyth County are made honorary pagettes of the House.

On motion of Representative Byrd, Linda Connelly and Elva C. Lowery of Burke County are made honorary pagettes of the House of Representatives.

On motion of Representative Askew, Evelyn Newsome and Mabel Hayes Godwin are made honorary pagettes of the House.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 730, a bill to be entitled an act to establish a prima facie rule of evidence as to the operation of motor vehicles speeding in excess of 80 miles per hour.

H. B. 975, a bill to be entitled an act to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Relief Fund of the City of Henderson.

H. B. 992, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of Bertie County for industrial development and other purposes.

#### 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 Representative Buchanan, for the Committee on Conservation and Development.

H. B. 855, a bill to be entitled an act authorizing payment for services of an accountant by Hyde County Drainage District No. 7.

With a favorable report.

H. B. 1019, a bill to be entitled an act to authorize the Board of County Commissioners of Dare County to establish, maintain, develop and improve waterways in Dare County.

With a favorable report.

By Representative Blue, for the Committee on Finance.

H. B. 1049, a bill to be entitled an act to fix limitations upon the authority of the Board of Commissioners of Pamlico County to levy certain special taxes and to authorize said Board to levy a special limited tax for purposes of retirement and social security benefits for county employees.

With a favorable report.

H. B. 929, a bill to be entitled an act to amend Article 53 of Chapter 14 of the General Statutes so as to include therein the sale of blank cartridge pistols.

With a favorable report.

H. B. 1004, a bill to be entitled an act to provide for the revaluation and reassessment of real and personal property in Stanly County for ad valorem tax purposes and to authorize the levy of a special tax to pay the expenses thereof.

With a favorable report.

By Representative Delamar, for the Committee on Military Affairs.

H. B. 1062, a bill to be entitled an act to amend H. B. 91, relating to the National Guard and Militia of the State.

With a favorable report.

By Representative Murphy, for the Committee on Agriculture.

H. B. 347, a bill to be entitled an act amending certain sections of Article 9, Chapter 106 of the General Statutes, relating to commercial feeding stuffs.

With a favorable report, as amended.

H. R. 1041, a joint resolution authorizing the appointment of a Commission to make a study of Agricultural Loan Programs for grain storage facilities, including greater utilization of existing loan programs and possible needs for new programs, and to assist grain producers in securing maximum benefits.

With a favorable report.

S. B. 301, a bill to be entitled an act to amend General Statutes 106-390 relating to the sale of vaccinated unbred heifers under eighteen months of age.

With a favorable report.

S. B. 302, a bill to be entitled an act amending certain sections of Article 2, Chapter 106 of the General Statutes, relating to commercial fertilizers.

With a favorable report.

S. B. 303, a bill to be entitled an act to amend certain sections of Article 26 of Chapter 106 of the General Statutes of North Carolina relating to the inspection and purity of ice cream and other frozen food products, and also relating to the testing of milk and other dairy products.

With a favorable report.

S. B. 332, a bill to be entitled an act to provide a further alternative for the collection of assessments authorized by Article 50 of Chapter 106 of the General Statutes, as amended, for the promotion of, use and sale of agricultural products and as the same may relate to assessments authorized by referendum on cattle sold for slaughter.

With a favorable report.

By Representative Childers, for the Committee on Roads and Highway Safety.

H. B. 407, a bill to be entitled an act to amend General Statutes 20-217 to eliminate the requirement for a motor vehicle to stop for a school bus loading or unloading children when such bus is stopped in the opposite roadway of a divided highway.

With a favorable report, as amended.

H. B. 959, a bill to be entitled an act to provide for control of roadside advertising adjacent to the National System of Interstate and Defense Highways.

With an unfavorable report.

S. B. 72, a bill to be entitled an act to amend Chapter 55 of the North Carolina General Statutes.

With a favorable report, as amended.

S. B. 262, a bill to be entitled an act to authorize the State Highway Commission to acquire in fee simple its right of way.

With a favorable report.

S. B. 297, a bill to be entitled an act to authorize the installation and use of sirens and red lights on motor vehicles used by the sheriff and deputy sheriffs of any county for law enforcement purposes.

With a favorable report, as amended.

S. B. 315, a bill to be entitled an act to amend General Statutes 14-399 relating to the placing of litter and refuse on the right of way of any public road.

With a favorable report, as amended.

S. B. 360, a bill to be entitled an act to amend Chapter 20 of the General Statutes relating to brakes on motor vehicles.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 879, a bill to be entitled an act to incorporate the Town of Ocean Isle Beach in Brunswick County, State of North Carolina.

With a favorable report, as amended.

H. B. 994, a bill to be entitled an act to amend General Statutes 118-7 relating to the disbursement of funds by trustees of the Firemen's Relief Fund of the City of Asheville in Buncombe County.

With a favorable report.

H. B. 1009, a bill to be entitled an act fixing the compensation of the Sheriff of Harnett County.

With a favorable report.

H. B. 1018, a bill to be entitled an act to make Part 3A of Article 18 of Chapter 160 of the General Statutes relating to the regulation of the subdivision of land in and around municipalities applicable to Scotland County.

With a favorable report.

H. B. 1023, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of Montgomery County for industrial development and other purposes.

With a favorable report.

H. B. 1026, a bill to be entitled an act to amend Chapter 391, Session Laws of 1955, relating to elections in the City of High Point.

With a favorable report.

H. B. 1027, a bill to be entitled an act to amend Chapter 107 of the Private Laws of 1931, relating to elections in the City of High Point.

With a favorable report.

H. B. 1028, a bill to be entitled an act to amend Section 2(b) of Chapter 737 of the 1955 Session Laws relating to the joint construction of a public building by the City of High Point and Guilford County.

With a favorable report.

H. B. 1029, a bill to be entitled an act to amend Chapter 383 of the 1955 Session Laws, relating to the purchase of supplies, materials, equipment, and construction contracts by the City of High Point.

With a favorable report.

H. B. 1030, a bill to be entitled an act authorizing the City of High Point to sell or exchange personal property not exceeding \$2500.00 in value at private or public sale without advertisement.

With a favorable report.

H. B. 1031, a bill to be entitled an act relating to the compensation and payment of actual necessary expenses of certain officials in Guilford County.

With a favorable report.

H. B. 1037, a bill to be entitled an act to provide that certain delinquent taxes be paid into the General Fund of Graham County.

With a favorable report.

H. B. 1056, a bill to be entitled an act to authorize the Randolph Airport Commission to transfer its assets to the Town of Asheboro for the purpose of establishing and maintaining a municipal airport.

With a favorable report.

H. B. 1058, a bill to be entitled an act to extend the corporate limits of the City of Asheville, subject to a referendum election.

With a favorable report.

H. B. 1059, a bill to be entitled an act to incorporate the Town of Barnardsville in Buncombe County.

With a favorable report.

H. B. 1060, a bill to be entitled an act to amend Chapter 1109 of the Session Laws of 1957 relating to the issuance of warrants and receipts by Justices of the Peace in Craven County.

With a favorable report.

H. B. 1061, a bill to be entitled an act to provide for fixing salaries and expense allowances of officers and employees of Craven County and its several departments.

With a favorable report.

H. B. 1065, a bill to be entitled an act relating to the election and term of office of the Mayor and members of the Board of Commissioners of the Town of Chadbourn in Columbus County.

With a favorable report.

H. B. 1067, a bill to be entitled an act to amend Chapter 36 of Private Laws of 1915 relative to the tenure of office of the Mayor and Board of Aldermen of the Town of West Jefferson, Ashe County.

With a favorable report.

S. B. 370, a bill to be entitled an act to amend Chapter 14 of the Private Laws of 1927 and Chapter 37 of the 1947 Session Laws of North Carolina relating to the Charter of the Gastonia City Administrative Unit.

With a favorable report.

S. B. 375, a bill to be entitled an act to extend the corporate limits of the Town of Warsaw.

With a favorable report.

By Representative Holmes, for the Committee on Judiciary No. 2.

Committee Substitute for H. B. 604, a bill to be entitled an act to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Taylor the substitute bill is adopted.

On motion of Representative Taylor the bill is placed on the Calendar for consideration Tuesday, June 2, 1959.

H. B. 725, a bill to be entitled an act to prohibit the advertisement of wines, beers and other alcoholic beverages through any advertising media.

With an unfavorable report.

H. B. 963, a bill to be entitled an act amending the code of criminal procedure so as to provide that the defendant may appeal from a suspended sentence under the same rules as from any other judgment in a criminal case.

With a favorable report.

H. B. 964, a bill to be entitled an act amending Article 20 of Chapter 15 of the General Statutes so as to require the Solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a bill of particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

With a favorable report, as amended.

H. B. 1012, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Perquimans County.

With a favorable report.

H. B. 1021, a bill to be entitled an act to amend General Statutes 7-64 relating to concurrent jurisdiction of Superior and Recorders' Courts in certain counties of this State.

With a favorable report.

H. B. 1050, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court of Pasquotank County.

With a favorable report.

H. B. 1051, a bill to be entitled an act to establish a law library in and for Pasquotank County.

With a favorable report.

H. B. 1053, a bill to be entitled an act to require the removal of abandoned boats or other watercraft along the shores or in the waters of the Pasquotank River in Camden or Pasquotank Counties.

With a favorable report.

H. B. 1066, a bill to be entitled an act to authorize Boards of Education to pledge non-tax revenues to the repayment of loans from the State Literary Fund.

With a favorable report.

S. B. 77, a bill to be entitled an act to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor.

With a favorable report.

S. B. 218, a bill to be entitled an act to amend Chapter 52A of the General Statutes of North Carolina relating to the uniform reciprocal enforcement of support.

With a favorable report, as amended.

S. B. 321, a bill to be entitled an act to amend Sub-Chapter V of Chapter 54 of the General Statutes to permit a Cooperative Marketing Corporation organized under such sub-chapter to disburse small sums owed to a deceased member in the absence or after the closing of the administration of his estate.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Davis of Rutherford, Arledge and Buchanan:

H. R. 1071, a joint resolution authorizing the Governor to appoint an Advisory Committee on Aviation.

Referred to Committee on Conservation and Development.

By Representatives Umstead, Black, Rodenbough, Whitehurst, Hewlett, Hardy, Murphy and Wicker:

H. R. 1072, a joint resolution providing for the election of William Rand Kenan, Jr. as an honorary life-time member of the Board of Trustees of the University of North Carolina.

On motion of Representative Umstead, seconded by Representative Wicker, the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

A JOINT RESOLUTION PROVIDING FOR THE ELECTION OF WILLIAM RAND KENAN, JR., AS AN HONORARY LIFETIME MEMBER OF THE BOARD OF TRUSTEES OF THE UNIVERSITY OF NORTH CAROLINA.

WHEREAS, William Rand Kenan, Jr., was born in Wilmington of pre-Revolutionary Duplin, Wake and Orange Counties, North Carolina families, and although he has lived in many far corners of the earth, his heart always has been with the people of his native State; and

WHEREAS, William Rand Kenan, Jr., as a student at Chapel Hill, translated the Latin motto of his Alma Mater into modern American reality—liberating the University community from the Dark Ages, bringing light to replace the mid-night oil by personally installing the first electric power system in the village; and

WHEREAS, William Rand Kenan, Jr., down through the years continues to illuminate the life of the University and to bring it more power and glory by being a patron of chemistry, physics and engineering; and

WHEREAS, William Rand Kenan, Jr., was the counsellor, guide and mentor of his gracious sister, Mrs. Mary Lily Kenan Flagler, in her establishment of the Kenan Professorships which have kept so many distinguished teachers in Chapel Hill; and

WHEREAS, William Rand Kenan, Jr., was one of the generous donors that helped build WUNC-TV, the University television station, extending one thousand fold the campus and influence of the University; and

WHEREAS, William Rand Kenan, Jr., by his will, has directed that State College shall one day own his famous Randleigh Farm, an experimental laboratory for the advancement of science of animal husbandry and the related values of animal feeds and human foods; and

WHEREAS, the panorama of Kenan Stadium, worthy of the parental name it bears, is a picture indelibly imprinted on the memory of any visitor to Chapel Hill—a unique amphitheatre where the undoubted values of intercollegiate football have been dramatized, and the Kenan pageantry has woven Chapel Hill inextricably into the hearts and souls of Tar Heels everywhere: NOW, THEREFORE,

Be it Resolved by the House of Representatives, the Senate concurring:



Section 1. That William Rand Kenan, Jr., be, and he is hereby elected a lifetime, honorary member of the Board of Trustees of the University of North Carolina.

Section 2. This Resolution shall become effective upon its adoption.  
By Representative Buchanan, by request:

H. B. 1073, a bill to be entitled an act amending General Statutes 55-125, relating to relief of oppressed shareholders of a corporation.

Referred to Committee on Corporations.

By Representatives Drummond and Gobble:

H. B. 1074, a bill to be entitled an act to amend Chapter 1058 of the Session Laws of 1957 relating to false advertising as to going-out-of-business sales.

Referred to Committee on Judiciary No. 2.

By Representative Edmisten.

H. B. 1075, a bill to be entitled an act relating to the fees to be charged by the Coroner of Watauga County.

Referred to Committee on Salaries and Fees.

By Representative Byrd:

H. B. 1076, a bill to be entitled an act to amend General Statutes 65-14 relating to church cemeteries.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1077, a bill to be entitled an act to authorize Burke County and the municipalities therein to expend funds so as to extend certain water, sewer, and electrical facilities to industrial site areas.

Referred to Committee on Judiciary No. 1.

By Representative Woodard of Northampton:

H. B. 1078, a bill to be entitled an act to prohibit the use of prison labor in the operation of highway maintenance equipment used on the public roads of the State.

Referred to Committee on Penal Institutions.

By Representatives O'Neal, Holmes, Delamar, Askew, Wooten, Sermons, Burgess, Whitehurst, Phelps, Byrum, Ansell, Spruill, Everett, Cohoon, Kemp, Murphy, Wilson, Wicker, Johnson, Etheridge, and Barwick:

H. B. 1079, a bill to be entitled an act to create the North Carolina Commercial Fisheries Commission.

Referred to Committee on State Government.

By Representatives Jordan, Greenwood and Crawford of Buncombe:

H. B. 1080, a bill to be entitled an act striking out the last sentence of the exception contained in Section 1, Chapter 205, Private Laws of 1929, and repealing all of Chapter 191, Private Laws of 1933 and all of Chapter 647, Session Laws of 1947, relating to the corporate limits of the City of Asheville.

Referred to Committee on Local Government.

By Representative Cover:

H. B. 1081, a bill to be entitled an act appropriating the sum of fifteen hundred dollars to the State Department of Archives and History to finance a study of the feasibility of restoring Fort Butler at Murphy as an historic landmark.

Referred to Committee on Appropriations.

By Representative Reid:

H. B. 1082, a bill to be entitled an act to amend General Statutes 18-77 relating to the issuance of beer and wine licenses in Surry County.

Referred to Committee on Propositions and Grievances.

By Representative Whitehurst:

H. B. 1083, a bill to be entitled an act to incorporate the Town of Havelock, North Carolina, in Craven County.

Referred to Committee on Local Government.

By Representative Venters:

H. B. 1084, a bill to be entitled an act to amend Subsection D of Section One Hundred Thirty - Seventeen (130-17(d)) of the General Statutes of North Carolina relating to the publication of rules and regulations adopted, amended or altered by local Boards of Health.

Referred to Committee on Health.

By Representatives Snapp and Philpott:

H. R. 1085, a joint resolution authorizing the Governor to appoint a Commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State government in the interest of more efficient and economical administration of the same.

Referred to Committee on State Government.

By Representative Long:

H. B. 1086, a bill to be entitled an act relating to the compensation of certain officials of Alamance County.

Referred to Committee on Salaries and Fees.

And,

H. B. 1087, a bill to be entitled an act to repeal Chapter 232 of the Public-Local Laws of 1935 relating to the compensation of certain employees of Alamance County.

Referred to Committee on Salaries and Fees.

By Representative Burleson:

H. B. 1088, a bill to be entitled an act placing the Tax Collector and Treasurer of Mitchell County on a salary basis effective the first Monday in December, 1960.

Referred to Committee on Salaries and Fees.

And,

H. B. 1089, a bill to be entitled an act to authorize the Board of County Commissioners of Mitchell County to levy a special tax for the purpose of supplementing retirement benefits of retired County officials and employees.

Referred to Committee on Finance.

By Representatives Kennedy, Belk, Hicks and Snett:

H. B. 1090, a bill to be entitled an act to amend Chapter 378 of the Session Laws of 1955 relating to the prepayment of taxes in Mecklenburg County and the City of Charlotte, so as to make the same applicable to the Town of Cornelius.

Referred to Committee on Local Government.

By Representative Britt of Bladen:

H. B. 1091, a bill to be entitled an act to repeal Chapter 1034 of the Session Laws of 1953 relating to fishing in the waters of Bladen County during the nighttime.

Referred to Committee on Wildlife Resources.

And,

H. B. 1092, a bill to be entitled an act to provide for the registration of motor-operated chain saws in this State.

Referred to Committee on Judiciary No. 2.

By Representatives Humphrey and Zollicoffer:

H. B. 1093, a bill to be entitled an act to amend General Statutes 136-19 and to add a new article to Chapter 136 of the General Statutes relating to condemnation procedure applicable to the State Highway Commission.

Referred to Committee on Judiciary No. 2.

By Representative Humphrey:

H. B. 1094, a bill to be entitled an act to amend Chapter 47 of the General Statutes to provide for registration of a mortgage or deed of trust of a leasehold interest or other chattel real to be registered in the county where the land lies.

Referred to 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. 217, a bill to be entitled an act to amend Sections 90-131 and 90-132 of Chapter 90 of the General Statutes of North Carolina relating to the licensing, regulation and practice of licensed doctors of osteopathy.

Referred to Committee on Health.

S. B. 279, a bill to be entitled an act to provide for the inclusion of the Eastern Orthodox Church as a major faith where the names of other major faiths are used.

Referred to Committee on Judiciary No. 2.

S. B. 350, a bill to be entitled an act to authorize cities and counties to expend funds for rescue squad equipment and personnel.

Referred to Committee on Local Government.

S. B. 389, a bill to be entitled an act to amend Chapters 128 and 135 of the General Statutes, relating to the investment of funds of the Local Governmental Employees' Retirement System and the Teachers' and State Employees' Retirement System.

Referred to Committee on Teachers' and State Employees' Retirement.

S. B. 391, a bill to be entitled an act repealing Chapter 174, Public Laws of 1909, Chapter 135, Public-Local Laws of 1911 and Chapter 495, Public-Local Laws of 1927, relating to fox hunting in Chatham County.

Referred to Committee on Wildlife Resources.

S. B. 392, a bill to be entitled an act to amend General Statutes 69-2 for clarification.

Referred to Committee on Judiciary No. 1.

H. B. 699, a bill to be entitled an act defining the responsibilities of the State Highway Commission and municipalities in providing a coordinated system of streets and highways in and around municipalities.

Returned for concurrence in Senate amendment.

On motion of Representative Wooten the bill is placed on the Calendar for concurrence.

S. R. 406, a joint resolution congratulating and commending the North Carolina State Highway Commission for its outstanding safety record.

Referred to Committee on Roads and Highway Safety.

H. B. 57, a bill to be entitled an act to rewrite Chapter 146 of the General Statutes, entitled "State Lands".

Returned for concurrence.

The bill is placed on today's Calendar for concurrence in Senate amendment.

H. B. 568, a bill to be entitled an act to convey the State's interest in a tract of land used by Saint Ambrose Episcopal Church for religious purposes.

Returned for concurrence in Senate amendment.

On motion the bill is placed on the Calendar for concurrence.

#### CALENDAR

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

H. B. 926, a bill to be entitled an act to establish a public law library for public officials, courts and others in Craven County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—98.

Those voting in the negative are: None.

H. B. 956, a bill to be entitled an act to provide the form of financial statements of the City of Charlotte required under the provisions of General Statutes 160-383.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of

Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—98.

Those voting in the negative are: None.

H. B. 999, a bill to be entitled an act to amend Chapter 185 of the Private Laws of 1929, relating to the maximum rate of tax to be levied by the Board of Commissioners of the Town of Vanceboro in Craven County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—98.

Those voting in the negative are: None.

S. B. 341, a bill to be entitled an act to authorize the Board of County Commissioners of Martin County to call a special election for the authorization of an Industrial Development Tax for Martin County and to create and fix the powers of an Industrial Development Commission for Martin County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell,

Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—98.

Those voting in the negative are: None.

S. B. 354, a bill to be entitled an act to continue the incorporation of the City of Statesville and to codify, amend and consolidate the statutes that constitute the Charter of the City of Statesville, and to repeal certain acts and portions of certain acts constituting a part of its present Charter.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—98.

Those voting in the negative are: None.

H. B. 894, a bill to be entitled an act to amend the Charter of the City of Hendersonville and General Statutes 160-402, as it applies to Hendersonville, so as to increase the limitation on the levy of taxes for general purposes to one dollar and sixty cents per one hundred dollars valuation.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—98.

Those voting in the negative are: None.

H. B. 904, a bill to be entitled an act to amend Chapter 8, Public-Local Laws of 1931, creating and establishing the Salisbury-Rowan County Peace Officers' Protective Association.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—98.

Those voting in the negative are: None.

H. B. 952, a bill to be entitled an act to authorize the County of Polk to erect and equip a new county building, and to issue bonds therefor.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—98.

Those voting in the negative are: None.

H. B. 878, a bill to be entitled an act to amend Chapter 168 of Public-Local Laws 1939, as amended by Chapter 292 of Public-Local Laws 1941, as amended by Chapter 79, Session Laws of 1945, as amended by Chapter



1096, Session Laws of 1955, as amended by Chapter 455, Session Laws of 1957, relating to the Raleigh-Durham Airport.

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 amend General Statutes 163-175 relating to single shot voting in Sampson County.

On motion of Representative Newman the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 953, a bill to be entitled an act authorizing the Board of County Commissioners of Henderson County to raise the salaries of certain county officials and employees as much as fifteen per cent for the period beginning July 1, 1959 and ending June 30, 1961.

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 change the date for filing and for holding primary elections in the City of Raleigh.

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

H. B. 987, a bill to be entitled an act fixing the compensation of various county officers of Davie County.

Representative Brock offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 57, a bill to be entitled an act to rewrite Chapter 146 of the General Statutes, entitled "State Lands".

Returned for concurrence.

On motion of Representative Snapp the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 795, a bill to be entitled an act to amend Article 2 of Chapter 87 of the General Statutes relating to the State Board of Examiners of Plumbing and Heating Contractors to provide that operating surplus and examination fees shall be used to defray expenses of the Board.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy,

Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—98.

Those voting in the negative are: None.

H. B. 941, a bill to be entitled an act to amend Article 3A of Chapter 69 of the General Statutes relating to rural fire protection districts.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—98.

Those voting in the negative are: None.

H. B. 689, a bill to be entitled an act to amend General Statutes 105-228.5 relating to taxes upon insurance companies.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, High, Hill of Catawba, Holcombe of Yancey, Holmes, Hunt, Hunter, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Patterson, Phelps, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Northampton, Wooten, Yarborough, and Yates—83.

Those voting in the negative are: Representatives Bynum, Harris of Wake, Hill of Durham, Holcombe of Madison, Horton, Hostetler, Isaac, Kennedy, Kerr, Kiser, Newman, O'Neal, Palmer, Story, Strayhorn, Taylor, Whitley, Wilson, and Woodard of Wilson—19.

Were Representative Crawford of Buncombe present he would have voted "Aye"; Representative Philpott votes "No".

S. B. 161, a bill to be entitled an act relating to the uniform assessment of property for ad valorem tax purposes.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kerr, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Wallace, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—98.

Those voting in the negative are: None.

S. B. 162, a bill to be entitled an act to provide for the systematic revaluation of property for ad valorem tax purposes.

On motion of Representative Davis of Rutherford the committee amendments are adopted.

Representative Buchanan offers an amendment which is adopted.

Representative Black offers an amendment.

Representative Quinn moves, seconded by Representative Everett, that the amendment offered by Representative Black be tabled; the motion prevails and the amendment is tabled.

The question recurs to the passage of the bill on its second reading, as amended.

The bill passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond,

Edmisten, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Williamson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—102.

Those voting in the negative are: Representatives Black, Gregory, Johnson, Turner, Wicker, and Wilson—6.

H. B. 804, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the soil conservation services.

The committee amendment is adopted.

On motion of Representative Kerr consideration of the bill is postponed until Friday, May 29, 1959.

H. B. 372, a bill to be entitled an act authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities.

On motion of Representative Wooten consideration of the bill is postponed until Friday, May 29, 1959.

H. B. 374, a bill to be entitled an act authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

On motion of Representative Wooten consideration of the bill is postponed until Friday, May 29, 1959.

H. B. 452, a bill to be entitled an act to facilitate inter-governmental purchases.

On motion of Representative Dill consideration of the bill is postponed until Tuesday, June 2, 1959.

H. B. 453, a bill to be entitled an act to amend General Statutes 160-59, relating to the disposal of property by cities and towns and to permit the disposal of property at private sale to other governmental units.

On motion of Representative Dill consideration of the bill is postponed until Tuesday, June 2, 1959.

H. B. 629, a bill to be entitled an act to amend General Statutes 105-122 so as to remove the deductions of indebtedness against real estate in the franchise tax base.

The bill fails to pass its second reading.

Representative Whitley moves that the vote by which the bill fails to pass its second reading be reconsidered and that this motion lie upon the table; the motion fails of adoption.

H. B. 667, a bill to be entitled an act to amend Article 4, Chapter 113 of the General Statutes to provide for recovering expenses incurred as a result of a fire started through negligence.

On motion of Representative Buchanan consideration of the bill is postponed until Tuesday, June 2, 1959.

H. B. 729, a bill to be entitled an act to increase the penalty for operating a motor vehicle in excess of eighty miles per hour.

On motion of Representative Humphrey the committee amendments are adopted.

Representative Byrd offers an amendment.

Representative Jordan moves that the amendment offered by Representative Byrd be tabled; the motion prevails and the amendment is tabled.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 1036. A Joint Resolution in memory of John Foster Dulles, late Secretary of State of the United States.

S. B. 39. An Act to authorize the County of Halifax to lease the Halifax County Airport to the City of Roanoke Rapids.

S. B. 107. An Act to make certain sacred and/or moral communications confidential.

S. B. 261. An Act to protect and regulate the use of the National System of Interstate and Defense Highways.

S. B. 319. An Act to amend Chapter 264 of Public-Local Laws of 1937 relating to the collection of taxes by City-County Tax Collector for the Town of Carolina Beach in New Hanover County.

S. B. 336. An Act to amend Article 31 of Chapter 7 of the General Statutes, relating to civil procedure in the General Court of Duplin County.

S. B. 337. An Act to amend General Statutes 7-272, as amended by Chapter 899 of the Session Laws of 1947, relating to the terms of court of the General County Court in Duplin County.

S. B. 355. An Act amending Chapter 1009, Session Laws of 1953, relating to the salaries of the Clerk of the Superior Court, the Register of Deeds and the Sheriff of Iredell County.

S. B. 356. An Act to amend Chapter 479 of the Session Laws of 1953 relating to fees, costs and commissions to be collected by the Clerk of the Superior Court of Iredell County.

S. B. 357. An Act amending Chapter 1037, Session Laws of 1953, relating to jail fees in Iredell County.

S. B. 358. An Act fixing the fees to be charged by the Register of Deeds of Iredell County.

S. B. 362. An Act to authorize the Town of Tarboro to sell certain property purchased for cemetery purposes.

S. B. 364. An Act to authorize the Town of Tarboro to expend certain funds to assist in holding a celebration of the 200th Anniversary of the founding of the Town of Tarboro.

H. B. 684. An Act to provide for the proper disposal of dead animals in Cherokee County.

H. B. 713. An Act to amend Article 13 of Chapter 20 of the General Statutes relating to the vehicle Financial Responsibility Act of 1957.

H. B. 721. An Act to amend heretofore ratified H. B. 367 and heretofore ratified H. B. 370 by exempting Lenoir County from the provisions thereof.

H. B. 772. An Act to fix the per diem compensation and travel expense of members of the Jones County Board of Commissioners, Board of Education and Board of Welfare and travel allowance for jurors.

H. B. 842. An Act relating to the appointment of a single registrar of vital statistics for Transylvania County.

H. B. 847. An Act to amend General Statutes 28-170 relating to the commissions allowed personal representatives and fiduciaries.

H. B. 862. An Act to amend General Statutes 28-68 relating to the payment to the Clerk of Court of money owed to an intestate in Union County.

H. B. 869. An Act to amend Paragraph 12A of General Statutes 153-9 so as to make the same applicable to Chatham County.

H. B. 873. An Act rewriting Section 16, Chapter 151, Private Laws of 1895, the Charter of the Town of Grifton, so as to give to said Town the same authority to acquire property by gift, devise, purchase or condemnation that is granted to municipalities of this State by Chapter 160 of the General Statutes.

On motion of Representative Harriss of Rowan the House adjourns and will meet tomorrow at 10:30 A. M.

**NINETY-NINTH DAY**

HOUSE OF REPRESENTATIVES

Friday, May 29, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Braswell the courtesies of the floor are extended the Honorable W. P. Kemp, a former member of the House from Wayne County.

On motion of Representative Uzzell the printer is advised to print 800 copies of H. B. 226 and H. B. 198.

**ENGROSSED BILLS**

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 318, a bill to be entitled an act amending and rewriting certain sections of Chapter 139 of the General Statutes relating to soil conservation districts so as to provide for the establishment of Watershed Improvement Districts.

H. B. 729, a bill to be entitled an act to increase the penalty for operating a motor vehicle in excess of eighty miles per hour.

H. B. 893, a bill to be entitled an act to amend General Statutes 163-175 relating to single shot voting in Sampson County.

H. B. 987, a bill to be entitled an act fixing the compensation of various county officers of Davie County.

**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 Representative Turner, for the Committee on Judiciary No. 1.

H. B. 541, a bill to be entitled an act to rewrite General Statutes 90-65 relating to the power of the Board of Pharmacy to suspend, revoke, or refuse to renew a pharmacist's license or a drug store permit.

With a favorable report, as amended.

H. B. 542, a bill to be entitled an act to rewrite General Statutes 90-75 relating to registration and permits of drug stores and pharmacies.

With a favorable report, as amended.

Committee Substitute for H. B. 563, a bill to be entitled an act to clarify and amend the Workmen's Compensation Act as it relates to the approval of attorneys' fees.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Turner the substitute bill is adopted.

On motion of Representative Turner the bill is placed on the Calendar for consideration on Wednesday, June 3, 1959.

H. B. 1044, a bill to be entitled an act to authorize the City of Burlington to convey all its right, title, interest, and estate in certain lands at private sale to B. E. Allred, his heirs and assigns.

With a favorable report.

H. B. 1047, a bill to be entitled an act to amend General Statutes 15-21 relating to criminal warrants issued from the City Court of the City of Raleigh.

With a favorable report.

S. B. 223, a bill to be entitled an act to amend General Statutes 130-57 relating to the performance of notarial acts by Registers of Deeds.

With a favorable report.

H. B. 1035, a bill to be entitled an act to amend the Charter of the Town of Morganton, to be effective upon a vote of the people.

With a favorable report.

By Representative Venters, for the Committee on Health.

H. B. 248, a bill to be entitled an act to amend Article 7 of Chapter 35 of the General Statutes relating to sterilization of grossly sexually delinquent persons.

With an unfavorable report.

H. B. 631, a bill to be entitled an act to provide for the investigation of offenses involving abandonment and nonsupport of children.

With a favorable report, as amended.

H. B. 866, a bill to be entitled an act relating to regulation of possession and sale of barbiturate drugs.

With a favorable report, as amended.

H. B. 1016, a bill to be entitled an act to amend General Statutes 35-40 relating to the membership of the Eugenics Board of North Carolina.

With a favorable report.

H. B. 1084, a bill to be entitled an act to amend Subsection D of Section 130-17(d) of the General Statutes of North Carolina relating to the publi-



cation of rules and regulations adopted, amended, or altered by local boards of health.

With a favorable report.

S. B. 217, a bill to be entitled an act to amend Sections 90-131 and 90-132 of Chapter 90 of the General Statutes of North Carolina relating to the licensing, regulation, and practice of licensed doctors of osteopathy.

With a favorable report.

By Representative Blue, for the Committee on Finance.

H. B. 808, a bill to be entitled an act to provide for the regulation, taxation, control, and licensing of racing within the State of North Carolina; to create and establish a State Racing Commission, prescribe its duties and authority; to fix the terms of office, compensation, and manner of appointment of its members; to provide for county-wide referenda; to allocate revenues among the various counties of this state, and otherwise; to establish a procedure for the issuance of licenses to conduct racing operations; to regulate pari-mutuel pools conducted in connection with racing operations; to declare the purpose and intent of this Act; to repeal conflicting laws; to establish the effective date; and for other purposes.

With an unfavorable report.

H. B. 918, a bill to be entitled an act creating a State of North Carolina Stadium Authority, to define and provide its purposes and duties, and to authorize it to issue self-liquidating revenue bonds to finance the acquisition, construction, equipment, maintenance, and operation of its facilities.

With a favorable report.

S. B. 378, a bill to be entitled an act relating to the issuance of the City of Durham of revenue refunding bonds and investments of certain proceeds of such bonds.

With a favorable report.

H. B. 954, a bill to be entitled an act to provide for the payment of penalties and interest on all delinquent taxes in Franklin County into the General Fund.

With a favorable report.

H. B. 1034, a bill to be entitled an act to amend General Statutes 18-99 relating to licenses for the sale of fortified wine in Guilford 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 Representative Drummond:

H. B. 1095, a bill to be entitled an act relative to the tax on sales of popcorn.

Referred to Committee on Finance.

By Representative Burleson:

H. B. 1096, a bill to be entitled an act to regulate the payment of taxes in Mitchell County and to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

Referred to Committee on Local Government.

By Representative Britt of Bladen:

H. B. 1097, a bill to be entitled an act to amend General Statutes 20-185 relating to benefits for certain employees of the Department of Motor Vehicles.

Referred to Committee on Roads and Highway Safety.

By Representative Satterfield:

H. B. 1098, a bill to be entitled an act relating to the terms of agricultural tenancies in Person County.

Referred to Committee on Agriculture.

By Representative Hill of Catawba:

H. B. 1099, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court of Catawba County.

Referred to Committee on Courts and Judicial Districts.

By Representatives Hostetler, Satterfield, and Whitley:

H. B. 1100, a bill to be entitled an act to amend Chapter 84 of the General Statutes so as to clarify the right of persons, firms, and corporations to fill out certain forms relating to their own business when such forms have been prepared or approved by an attorney-at-law.

Referred to Committee on Judiciary No. 1.

By Representatives Kemp, Turner, Hunt, and Humphrey:

H. B. 1101, a bill to be entitled an act to amend Chapter 1278 of the Session Laws of 1957 relating to the election of the Judges and Solicitors of the Municipal-County Court of Guilford County.

Referred to Committee on Local Government.

By Representative Burrow:

H. B. 1102, a bill to be entitled an act to repeal Chapter 414, Session Laws of 1951, so as to provide for jury trials in the Recorder's Court of Randolph County as provided by General Statutes 7-228 and to provide for a subsequent election upon the question whether the voters of Randolph County are in favor of jury trials in said Recorder's Court.

Referred to Committee on Judiciary No. 1.

By Representatives Drummond, Stone, and Gobble:

H. B. 1103, a bill to be entitled an act to amend Article 13 of Chapter 7 of the General Statutes relating to the establishment of and offenses before Domestic Relations Courts by authorizing the governing bodies to establish fees to be charged by said courts, and to authorize said courts to collect alimony and nonsupport payments.

Referred to Committee on Judiciary No. 2.

By Representative Yarborough:

H. B. 1104, a bill to be entitled an act to amend Article 2 of Chapter 42 of the General Statutes by adding a new section to allow landlord's lien on crop insurance for rents and advances.

Referred to Committee on Judiciary No. 1.

By Representative Sermons:

H. B. 1105, a bill to be entitled an act to authorize the Board of County Commissioners of Beaufort County to call a special election for the authorization of an Industrial Development Tax for Beaufort County and to create and fix the powers of an Industrial Development Commission for Beaufort County.

Referred to Committee on Finance.

And,

H. B. 1106, a bill to be entitled an act to amend General Statutes 163-175 relating to the marking of ballots in primary and general elections in the City of Washington in Beaufort County.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 1107, a bill to be entitled an act to amend certain sections of Articles 30 and 31, Chapter 7, of the General Statutes of North Carolina relating to the establishment of general county courts as said sections relate to Beaufort County.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Crawford of Buncombe, Jordan, and Greenwood:

H. B. 1108, a bill to be entitled an act rewriting Section 1 of Chapter 479, Public-Local Laws of 1917, and amending Chapter 273, Public-Local Laws of 1937, as amended, so as to increase the terms of office of the members of the Board of County Commissioners and the Tax Collector of Buncombe County from two to four years.

Referred to Committee on Local Government.

By Representative Jones of Pitt:

H. B. 1109, a bill to be entitled an act to ratify the official acts of Cooper G. Grizzard, former Clerk of the Town of Farmville.

Referred to Committee on Counties, Cities, and Towns.

By Representative Bynum:

H. B. 1110, a bill to be entitled an act amending Section 3, Chapter 327, Private Laws of 1913, as amended, so as to provide for nonpartisan primaries in the Town of Hamlet.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Yates, Gregory, Murphy, Wilson, Buchanan, Whitmire, Herbert, Raby, Cover, Brock, Leatherman, Arledge, Powell, Britt of Bladen, Newman, Satterfield, Phelps, Cohoon, Burrow, O'Neal, Lloyd, Hunter, Courtney, Wallace, Edmisten, Hill of Durham, Crawford of Swain, Holcombe of Yancey, Holcombe of Madison, Britt of Robeson, Davis of Lenoir, Thomas, Jones of Ashe, Lackey, Burleson, Williamson, Hill of Catawba, Ansell, Holmes, Byrd, and Hicks:

H. B. 1111, a bill to be entitled an act to amend General Statutes 106-266.8(j) to extend the jurisdiction of the State Milk Commission in certain emergency situations.

Referred to Committee on Agriculture.

By Representative Uzzell:

H. B. 1112, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan County.

Referred to Committee on Judiciary No. 1.

By Representatives Whitmire, Taylor, Childers, Snapp, Kennedy, Bynum, Palmer, Arledge, Holcombe of Madison, Raby, Strayhorn, Herbert, Hill of Durham, Drummond, Gaither, Belk, Lloyd, Hunter, Davis of Rutherford, Thomas, Turner, Leatherman, Barwick, Buchanan, Yates, Greenwood, Crawford of Swain, Cover, Hunt, Doughton, Etheridge, Byrd, Hill of Catawba, Brock, Holcombe of Yancey, Burleson, and Burrow:

H. R. 1113, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theatre of North Carolina.

On motion of Representative Whitmire the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Henley, Horton, High, Wooten, Snapp, Taylor, and Yarborough:

H. B. 1114, a bill to be entitled an act relating to the franchise tax on piped gas companies.

Referred to Committee on Finance.

By Representatives Belk, Hicks, Kennedy, and Snapp:

H. B. 1115, a bill to be entitled an act authorizing the City of Charlotte to permit and authorize the erection of a building or buildings or other improvements which shall extend over Howells Arcade and certain alleyways in Charlotte, North Carolina.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Snett, Belk, Hicks, and Kennedy, by request:

H. B. 1116, a bill to be entitled an act validating and confirming the appointment, election, and qualifying of the Mayor and the members of the Board of Commissioners and other officers of the Town of Huntersville, and all actions and proceedings taken by any such mayor, board, or officer subsequent to the 1957 regular municipal election for said town.

Referred to Committee on Local Government.

By Representatives Hawfield, Newman, Britt of Robeson, Greenwood, and Hill of Durham:

H. R. 1117, a joint resolution authorizing the appointment of a special commission to study the feasibility of utilizing public school buildings and school facilities on a year-round or twelve months basis.

Referred to Committee on Appropriations.

By Representative Venters, by request:

H. B. 1118, a bill to be entitled an act regulating the sanitation of Agricultural Labor Camps.

Referred to Committee on Health.

By Representative Black:

H. B. 1119, a bill to be entitled an act authorizing the Board of County Commissioners of Cabarrus County to place the Clerk of the Superior Court and the Register of Deeds of said county on a salary basis.

Referred to Committee on Local Government.

By Representatives Wooten and Jones of Pitt:

H. B. 1120, a bill to be entitled an act making the practice of phrenology, palmistry, fortune telling, or clairvoyance unlawful in Pitt County except as specified.

Referred to Committee on Judiciary No. 2.

By Representative Coates:

H. B. 1121, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Johnston County.

Referred to Committee on Judiciary No. 1.

By Representatives Uzzell and Harriss of Rowan:

H. B. 1122, a bill to be entitled an act to authorize the Board of County Commissioners of Rowan County to license and regulate all vehicles operated for hire in unincorporated cities and towns in said county.

Referred to 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. 381, a bill to be entitled an act to extend the planning and zoning powers of the Town of Murfreesboro and its governing body to the territory beyond and surrounding the corporate limits of the Town of Murfreesboro for a distance of one mile in all directions.

Referred to Committee on Local Government.

S. B. 344, a bill to be entitled an act to remove exemptions for certain vehicles from the Financial Responsibility Act of 1957.

Referred to Committee on Insurance.

S. B. 384, a bill to be entitled an act to extend the corporate limits of the Town of Fuquay Springs, Wake County.

Referred to Committee on Local Government.

H. B. 305, a bill to be entitled an act to validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

Returned for concurrence in Senate amendment.

On motion of Representative Woodard of Wilson the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 936, a bill to be entitled an act relating to trial of cases in Superior Court of Camden County.

Returned for concurrence in Senate amendment.

On motion the bill is placed on the Calendar.

S. R. 414, a joint resolution urging the members of the North Carolina delegation in the United States Congress to preserve cotton allotment acreage to North Carolina farmers.

On motion of Representative Palmer the rules are suspended and the resolution placed on 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. 894, a bill to be entitled an act to amend the Charter of the City of Hendersonville and General Statutes 160-402, as it applies to Hendersonville, so as to increase the limitation on the levy of taxes for general purposes to one dollar and sixty cents per one hundred dollars valuation.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

H. B. 904, a bill to be entitled an act to amend Chapter 8, Public-Local Laws of 1931, creating and establishing the Salisbury-Rowan County Peace Officers' Protective Association.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

H. B. 952, a bill to be entitled an act to authorize the County of Polk to erect and equip a new County Building, and to issue bonds therefor.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

H. B. 879, a bill to be entitled an act to incorporate the Town of Ocean Isle Beach in Brunswick County, State of North Carolina.

On motion of Representative Kemp the committee amendment is adopted.

Passes its second reading by the following vote, as amended, and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

H. B. 1004, a bill to be entitled an act to provide for the revaluation and reassessment of real and personal property in Stanly County for ad valorem tax purposes and to authorize the levy of a special tax to pay the expenses thereof.

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



Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

H. B. 1049, a bill to be entitled an act to fix limitations upon the authority of the Board of Commissioners of Pamlico County to levy certain special taxes and to authorize said board to levy a special limited tax for purposes of retirement and Social Security benefits for county employees.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

H. B. 1051, a bill to be entitled an act to establish a law library in and for Pasquotank County.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten,

Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

H. B. 1058, a bill to be entitled an act to extend the corporate limits of the City of Asheville, subject to a referendum election.

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

Those voting in the affirmative are: Representatives Ansell, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burleson, Burrow, Bynum, Byrd, Childers, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—93.

Those voting in the negative are: None.

H. B. 1059, a bill to be entitled an act to incorporate the Town of Barnardsville in Buncombe County.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson,

Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

S. B. 370, a bill to be entitled an act to amend Chapter 14 of the Private Laws of 1927 and Chapter 37 of the 1947 Session Laws of North Carolina relating to the Charter of the Gastonia City Administrative Unit.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

S. B. 375, a bill to be entitled an act to extend the corporate limits of the Town of Warsaw.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

H. B. 855, a bill to be entitled an act authorizing payment for services of an accountant by Hyde County Drainage District No. 7.

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

H. B. 994, a bill to be entitled an act to amend General Statutes 118-7 relating to the disbursement of funds by Trustees of the Firemen's Relief Fund of the City of Asheville in Buncombe County.

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

H. B. 1009, a bill to be entitled an act fixing the compensation of the Sheriff of Harnett County.

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

H. B. 1012, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Perquimans County.

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

H. B. 1018, a bill to be entitled an act to make Part 3A of Article 18 of Chapter 160 of the General Statutes relating to the regulation of the subdivision of land in and around municipalities applicable to Scotland County.

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

H. B. 1019, a bill to be entitled an act to authorize the Board of County Commissioners of Dare County to establish, maintain, develop, and improve waterways in Dare County.

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

H. B. 1023, a bill to be entitled an act to authorize appropriations by the Board of Commissioners of Montgomery County for industrial development and other purposes.

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 to amend Chapter 391, Session Laws of 1955, relating to elections in the City of High Point.

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

H. B. 1027, a bill to be entitled an act to amend Chapter 107 of the Private Laws of 1931 relating to elections in the City of High Point.

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 amend Section 2(b) of Chapter 737 of the 1955 Session Laws relating to the joint construction of a public building by the City of High Point and Guilford County.

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

H. B. 1029, a bill to be entitled an act to amend Chapter 383 of the 1955 Session Laws relating to the purchase of supplies, materials, equipment, and construction contracts by the City of High Point.

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

H. B. 1030, a bill to be entitled an act authorizing the City of High Point to sell or exchange personal property not exceeding \$2500.00 in value at private or public sale without advertisement.

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

H. B. 1031, a bill to be entitled an act relating to the compensation and payment of actual necessary expenses of certain officials in Guilford County.

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

H. B. 1037, a bill to be entitled an act to provide that certain delinquent taxes be paid into the General Fund of Graham County.

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

H. B. 1050, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court of Pasquotank County.

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

H. B. 1053, a bill to be entitled an act to require the removal of abandoned boats or other watercraft along the shores or in the waters of the Pasquotank River in Camden or Pasquotank Counties.

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

H. B. 1056, a bill to be entitled an act to authorize the Randolph Airport Commission to transfer its assets to the Town of Asheboro for the purpose of establishing and maintaining a municipal airport.

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

H. B. 1060, a bill to be entitled an act to amend Chapter 1109 of the Session Laws of 1957 relating to the issuance of warrants and receipts by Justices of the Peace in Craven County.

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

H. B. 1061, a bill to be entitled an act to provide for fixing salaries and expense allowances of officers and employees of Craven County and its several departments.

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 relating to the election and term of office of the Mayor and members of the Board of Commissioners of the Town of Chadbourn in Columbus County.

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

H. B. 1067, a bill to be entitled an act to amend Chapter 36 of Private Laws of 1915 relative to the tenure of office of the Mayor and Board of Aldermen of the Town of West Jefferson, Ashe County.

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

H. B. 568, a bill to be entitled an act to convey the state's interest in a tract of land used by Saint Ambrose Episcopal Church for religious purposes.

Returned for concurrence in Senate amendment.

On motion of Representative Kerr the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 699, a bill to be entitled an act defining the responsibilities of the State Highway Commission and municipalities and providing a co-ordinated system of streets and highways in and around municipalities.

Returned for concurrence in Senate amendment.

The House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 689, a bill to be entitled an act to amend General Statutes 105-228.5 relating to taxes upon insurance companies.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Burleson, Burrow, Byrd, Childers, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Greenwood, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Yancey, Holmes, Humphrey, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Lackey, Leatherman, Long, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Thomas, Turner, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Northampton, Wooten, and Yarborough—67.

Those voting in the negative are: Representatives Bynum, Gobble, Hill of Durham, Holcombe of Madison, Horton, Hostetler, Kennedy, Kerr, Kiser, Murphrey of Halifax, Newman, Palmer, Story, Strayhorn, Taylor, Whitley, Wilson, and Woodard of Wilson—18.

Were Representative Crawford of Buncombe present he would vote "Aye"; Representative Philpott votes "No".

S. B. 161, a bill to be entitled an act relating to the uniform assessment of property for ad valorem tax purposes.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

S. B. 162, a bill to be entitled an act to provide for the systematic revaluation of property for ad valorem tax purposes.

Passes its third reading, as amended, by the following vote and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

H. B. 347, a bill to be entitled an act amending certain Sections of Article 9, Chapter 106, of the General Statutes relating to commercial feeding stuffs.

On motion of Representative Woodard of Northampton consideration of the bill is postponed until Tuesday, June 2, 1959.

H. B. 755, a bill to be entitled an act to provide for registration of sanitarians for the protection of the public health.

Representative Whitley moves that the bill lie upon the table; the motion fails.

The bill passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Barwick, Bell, Black, Braswell, Brock, Bryant, Burrow, Bynum, Byrd, Childers, Coates, Davis of Lenoir, Delamar, Drummond, Gobble, Gregory, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Jackson, Johnson, Jones of Pitt, Long, O'Neal, Patterson, Philpott, Quinn, Rodenbough, Satterfield, Sermons, Stone, Story, Venters, Wicker, Woodard of Wilson, Wooten, and Yarborough—45.

Those voting in the negative are: Representatives Ansell, Belk, Blue, Bowman, Britt of Bladen, Burleson, Cover, Dill, Doughton, Hicks, Hill of Durham, Hostetler, Jones of Ashe, Kemp, Kennedy, Kerr, Kiser, Lackey, Murphrey of Halifax, Newman, Palmer, Snapp, Spruill, Strayhorn, Thomas, Turner, Umstead, Wallace, Whitley, Williamson, and Wilson—31.

H. B. 929, a bill to be entitled an act to amend Article 53 of Chapter 14 of the General Statutes so as to include therein the sale of blank cartridge pistols.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.



S. B. 302, a bill to be entitled an act amending certain Sections of Article 2, Chapter 106, of the General Statutes relating to commercial fertilizers.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

S. B. 303, a bill to be entitled an act to amend certain Sections of Article 26 of Chapter 106 of the General Statutes of North Carolina relating to the inspection and purity of ice cream and other frozen food products, and also relating to the testing of milk and other dairy products.

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

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burgess, Burleson, Burrow, Bynum, Byrd, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Long, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Quinn, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—96.

Those voting in the negative are: None.

H. B. 804, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the soil conservation services.

Representative Holmes offers an amendment which is adopted.

The bill passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 52, a bill to be entitled an act to amend Chapter 122 of the General Statutes relating to hospitals for the mentally disordered.

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 authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities.

Representative Wooten offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 374, a bill to be entitled an act authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

Representative Wooten offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

#### STATEMENT BY MEMBER

I desire to exercise the right extended to me under the Constitution of North Carolina to protest against and dissent from the passage of House Bills No. 374 and No. 372.

As finally passed, a great many counties were excluded from the operation of the bills. It was my wish to send forward an amendment excluding Guilford County from the operation of the bills. However, a majority of the Guilford County delegation did not favor such action and the amendment was therefore not offered.

I oppose H. B. 374 because I do not feel that the County Commissioners should have the power to zone real estate lying outside the limits of a town or city. Moreover, the powers granted to the commissioners by this bill, in my opinion, are far too extensive and endanger the right of the people of Guilford County to make such use of their property as they choose.

The bill seems to me to be both unnecessary and to endanger long guaranteed fundamental rights with respect to property. I dissent therefrom.

/s/ Thomas Turner  
State Representative  
Guilford County

Dated this 1st day of June, 1959

H. B. 407, a bill to be entitled an act to amend General Statutes 20-217

to eliminate the requirement for a motor vehicle to stop for a school bus loading or unloading children when such bus is stopped on the opposite roadway of a divided highway.

On motion of Representative Childers the committee amendment is adopted.

The bill passes its second reading, as amended.

Representative Spruill objects to the third reading, as amended, and the bill remains on the Calendar.

H. B. 702, a bill to be entitled an act to amend General Statutes 163-78 of the election laws so as to combine Challenge Day with the last day of registration prior to a primary or an election.

On motion of Representative Holcombe of Yancey the bill is recommitted to the Committee on Elections and Election Laws.

H. B. 776, a bill to be entitled an act to amend General Statutes 103-4 so as to designate November 11 as Veterans' Day.

On motion of Representative Henley consideration of the bill is postponed until Tuesday, June 2, 1959.

H. B. 871, a bill to be entitled an act to provide that the board of county commissioners shall fill vacancies in the board in certain counties.

Representative Newman offers an amendment which is adopted.

On motion of Representative Dill the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 874, a bill to be entitled an act amending General Statutes 160-45 so as to make the qualifications for voting in municipal elections conform to the provisions of Article 6, Section 2, of the State Constitution, as amended.

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

H. B. 884, a bill to be entitled an act authorizing any municipality having a municipal board of health to fix the method of appointment and terms of office of the members of said board of health.

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 amend General Statutes 156-84 relating to letting of contracts for construction of drainage districts.

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

Representative Kiser votes "No".

H. B. 948, a bill to be entitled an act to amend General Statutes 156-73

relating to the notice of hearing upon final report for establishment of drainage districts.

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

H. R. 1041, a joint resolution authorizing the appointment of a commission to make a study of agricultural loan programs for grain storage facilities, including greater utilization of existing loan programs and possible needs for new programs, and to assist grain producers in securing maximum benefits.

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

H. B. 1062, a bill to be entitled an act to amend H. B. 91 relating to the National Guard and militia of the state.

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

H. B. 1066, a bill to be entitled an act to authorize boards of education to pledge non-tax revenues to the repayment of loans from the State Literary Fund.

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

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 1072. A Joint Resolution providing for the election of William Rand Kenan, Jr., as an honorary lifetime member of the Board of Trustees of the University of North Carolina.

S. B. 341. An Act to authorize the Board of County Commissioners of Martin County to call a special election for the authorization of an industrial development tax for Martin County and to create and fix the powers of an Industrial Development Commission for Martin County.

S. B. 354. An Act to continue the incorporation of the City of Statesville, and to codify, amend, and consolidate the statutes that constitute the Charter of the City of Statesville, and to repeal certain acts and portions of certain acts constituting a part of its present charter.

H. B. 678. An Act to amend Chapter 108 of the General Statutes to insure that aid to dependent children grants are used to benefit the children.

H. B. 731. An Act to revise and consolidate the Charter of the Town of Spray, North Carolina.

H. B. 740. An Act to exempt sales by Cherokee Indian Reservation merchants from the sales and use tax.

H. B. 888. An Act relating to the listing of boats for ad valorem tax purposes in Carteret County.

H. B. 905. An Act to amend Chapter 252 of the Private Laws of 1935 relating to the election of officials of the Town of Farmville in Pitt County.

H. B. 911. An Act to authorize the Board of County Commissioners of Brunswick County to sell certain real property at private sale and to validate sales heretofore made.

H. B. 912. An Act to fix the compensation of the Mayor, members of the Board of Aldermen, and other officials of the City of Southport in Brunswick County.

H. B. 920. An Act to authorize Pitt County to deposit penalties and interest from delinquent tax commissions in the General Fund of the county.

H. B. 923. An Act to authorize the Board of County Commissioners of Cumberland County and the City Council of the City of Fayetteville to refund any time within ten years taxes illegally or erroneously collected.

H. B. 930. An Act to provide for the appointment of a Deputy Coroner by the Board of County Commissioners of Mecklenburg County.

H. B. 933. An Act to amend Chapter 974, Session Laws of 1957, relating to the listing and assessing of property for ad valorem tax purposes in Alleghany County.

H. B. 934. An Act to authorize the Board of County Commissioners of Ashe County to allocate funds to municipal fire departments within Ashe County.

H. B. 940. An Act to amend Chapter 293, Public-Local and Private Laws of 1941, as amended, authorizing merger of High Point Firemen's Pension and Disability Fund with North Carolina Local Governmental Employees' Retirement System.

H. B. 1022. An Act providing for an election in the Town of Brevard upon the question of adopting a modified Plan "D" form of government so as to provide for a City Manager, and defining his duties.

On motion of Representative Harriss of Rowan the House adjourns and will meet tomorrow at 10 o'clock A.M.

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## ONE HUNDREDTH DAY

HOUSE OF REPRESENTATIVES

Saturday, May 30, 1959

The House meets pursuant to adjournment and is called to order by Representative Rodenbough, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Herbert, reports for the Committee on the Journal, that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Herbert the House adjourns and will meet Monday Night at 8 o'clock, P. M.

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## ONE HUNDRED-FIRST DAY

HOUSE OF REPRESENTATIVES

Monday Night, June 1, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

Representative Byrd is granted a leave of absence for tonight.

Representative Palmer is granted a leave of absence for tonight.

On motion of Representative Doughton, Roy C. Coates, II, and Kay Coates, son and daughter of Representative and Mrs. Coates of Johnston County, and Pammela Batten of Johnston County, are made honorary page and pagettes, respectively, of the House.

On motion of Representative Hunter, Beverly Anne Glenn, Franklin Collis Glenn, John Michael Glenn, Wylie J. Glenn, Jr., and Patrick Timothy Glenn, are made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of the Wake County delegation, David Benson and Betsy Benson of Wake County are made honorary page and pagette, respectively, of the House.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 372, a bill to be entitled an act authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities.

H. B. 374, a bill to be entitled an act authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

H. B. 689, a bill to be entitled an act to amend General Statutes 105-228.5 relating to taxes upon insurance companies.

H. B. 804, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the soil conservation services.

H. B. 871, a bill to be entitled an act to provide that the Board of County Commissioners shall fill vacancies in the Board in certain counties.

H. B. 904, a bill to be entitled an act to amend Chapter 8, Public-Local Laws of 1931, creating and establishing the Salisbury-Rowan County Peace Officers' Protective Association.

#### 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 Representative Zollicoffer, for the Committee on Constitutional Amendments.

Committee Substitute for H. B. 226, a bill to be entitled an act to amend, alter and rewrite the Constitution of North Carolina.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Zollicoffer the substitute bill is adopted.

On motion of Representative Kerr the bill is set for Special Order on Thursday, June 4, 1959.

Committee Substitute for H. B. 198, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Zollicoffer the substitute bill is adopted.

On motion of Representative Kerr the bill is set for Special Order on Thursday, June 4, 1959.

By Representative Harriss of Rowan, for the Committee on Appropriations.

H. B. 899, a bill to be entitled an act to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies.

With a favorable report, as amended.

On motion of Representative Harriss of Rowan the bill is recommitted to Committee on Finance.

H. B. 900, a bill to be entitled an act to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State.

With a favorable report, as amended.

On motion of Representative Harriss of Rowan the bill is recommitted to Committee on Finance.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Rodenbough, Hill of Durham, Wilson, Lloyd, Hawfield and Johnson:

H. R. 1123, a joint resolution directing the State Board of Education to study Teacher Evaluation, Rating and Certification.

Referred to Committee on Education.

By Representative Williamson:

H. B. 1124, a bill to be entitled an act relating to the nomination of members of the Columbus County Board of Education and their terms of office.

Referred to Committee on Education.

And,

H. B. 1125, a bill to be entitled an act relating to the nomination of members of the Board of Education of the Whiteville City Administrative Unit and their terms of office.

Referred to Committee on Education.

By Representative Yarborough:

H. B. 1126, a bill to be entitled an act relating to the minutes of the meetings of the Franklin County Board of Education.

Referred to Committee on Education.

And,

H. B. 1127, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Franklin County.

Referred to Committee on Judiciary No. 1.

By Representative Etheridge:



H. B. 1128, a bill to be entitled an act to amend Section 130-128 of the General Statutes of North Carolina relating to the powers of sanitary districts.

Referred to Committee on Finance.

And,

H. B. 1129, a bill to be entitled an act to amend General Statutes 131-126.31 relating to petitions for formation of hospital districts.

On motion of Representative Etheridge the rules are suspended and the bill is placed on the Calendar.

By Representatives Holmes and Byrum:

H. B. 1130, a bill to be entitled an act amending Chapter 631, Session Laws of 1955, relating to the authority of the Board of Conservation and Development to regulate the taking of fish from that part of Yeopim River and its tributaries lying within Perquimans County.

Referred to Committee on Conservation and Development.

By Representatives Black and Spruill.

H. B. 1131, a bill to be entitled an act providing for changing the names of the several state hospitals and training schools.

Referred to Committee on Mental Institutions.

By Representative Newman:

H. B. 1132, a bill to be entitled an act to amend Section 6 of Chapter 1191 of the Session Laws of 1957 relating to the disposition of the net profits of Alcoholic Beverage Control Stores of the Town of Clinton.

Referred to Committee on Counties, Cities and Towns.

By Representative Bryant:

H. B. 1133, a bill to be entitled an act to amend the Charter of the Town of Yadkinville so as to extend the limits of the town.

Referred to Committee on Local Government.

By Representatives Jordan, Greenwood and Crawford of Buncombe:

H. B. 1134, a bill to be entitled an act adopting official records of uncollected taxes for the years 1956 and 1957 for the County of Buncombe and the City of Asheville.

Referred to Committee on Local Government.

By Representative Braswell:

H. B. 1135, a bill to be entitled an act relating to municipal elections in the City of Goldsboro.

Referred to Committee on Local Government.

By Representative Womble:

H. B. 1136, a bill to be entitled an act to amend General Statutes 69-25.8 relating to volunteer fire departments.

Referred to Committee on Insurance.

By Representative Jones of Ashe:

H. B. 1137, a bill to be entitled an act amending Chapter 552, Session Laws of 1957, the same being the Charter of the Town of Jefferson, so as to extend the corporate limits of said town.

Referred to Committee on Local Government.

By Representative Powell:

H. B. 1138, a bill to be entitled an act to relieve the public schools of the tax upon piped gas.

Referred to Committee on Finance.

By Representative Woodard of Northampton:

H. B. 1139, a bill to be entitled an act to amend Chapter 334 of the Private Laws of 1907 relating to the corporate limits of the Town of Garysburg.

Referred to Committee on Counties, Cities and Towns.

By Representative Hill of Durham:

H. B. 1140, a bill to be entitled an act extending the terms of office of the present members of the Durham County Board of Education and providing for the election of their successors by the qualified voters of the County.

Referred to Committee on Education.

And,

H. B. 1141, a bill to be entitled an act to authorize the State Board of Education to employ additional personnel in order to enable it to more adequately carry out the duties and functions of the Board and to make an appropriation for this purpose.

Referred to Committee on Appropriations.

And,

H. B. 1142, a bill to be entitled an act to amend General Statutes 115-148 relating to reports of superintendents, principals, teachers and other employees in the public schools of this State.

Referred to Committee on Education.

And,

H. B. 1143, a bill to be entitled an act authorizing the appointment of a special commission to make a study of par and non-par banking practices.

Referred to Committee on Banks and Banking.

By Representative Rodenbough:

H. B. 1144, a bill to be entitled an act to amend General Statutes 135-14 relating to pensions paid certain former teachers and State employees.

Referred to Committee on Teachers' and State Employees' Retirement.

By Representative Wicker:

H. B. 1145, a bill to be entitled an act to regulate the compensation of the members of the Board of Aldermen of the City of Sanford.

Referred to Committee on Local Government.

And,

H. B. 1146, a bill to be entitled an act to amend Chapter 548 of the Session Laws of 1947, relating to the salary of officials in the Town of Broadway in Lee County.

Referred to Committee on Local Government.

By Representative Bowman:

H. B. 1147, a bill to be entitled an act providing the machinery for making and adopting school budgets of administrative school units and for the accounting of public school funds.

Referred to Committee on Education.

By Representatives Henley and High:

H. B. 1148, a bill to be entitled an act to authorize the County Commissioners of Cumberland County to fix the fees and commissions to be charged by the Clerk of Superior Court, the Sheriff and Register of Deeds of Cumberland County.

Referred to Committee on Salaries and Fees.

And,

H. B. 1149, a bill to be entitled an act to amend General Statutes 153-9 (47) to provide for the employment of the plumbing inspectors in Cumberland County.

Referred to Committee on Local Government.

By Representative Coates:

H. B. 1150, a bill to be entitled an act to appropriate funds for the development of Bentonville Battleground State Historic Site.

Referred to Committee on Appropriations.

By Representatives Dill and Valentine:

H. B. 1151, a bill to be entitled an act authorizing the City of Rocky Mount to lease or grant easements in certain land that is not needed for municipal purposes.

Referred to Committee on Counties, Cities and Towns.

By Representatives Humphrey, Kemp, Hunt and Turner:

H. B. 1152, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Guilford County.

Referred to Committee on Judiciary No. 2.

MESSAGE FROM THE SENATE

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

H. B. 587, a bill to be entitled an act to amend General Statutes 108-9 to prohibit the payment of welfare or public assistance funds for the care of occupants of nursing homes or homes for the aged or infirm owned or operated by members of public welfare and other boards or their relatives.

Returned for concurrence in Senate amendment.

On motion of Representative Stone the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 723, a bill to be entitled an act to amend General Statutes 156-120, relating to easements and rights-of-way belonging to drainage districts.

Returned for concurrence in Senate amendment.

On motion of Representative Wooten the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 244, a bill to be entitled an act to amend General Statutes 14-197, relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County.

Referred to Committee on Judiciary No. 2.

S. B. 328, a bill to be entitled an act to fix the compensation of the members of the Halifax County Board of Education.

Referred to Committee on Counties, Cities and Towns.

S. B. 340, a bill to be entitled an act to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways.

Referred to Committee on Roads and Highway Safety.

S. B. 361, a bill to be entitled an act fixing the compensation of the Chairman and members of the Pitt County Board of Education.

Referred to Committee on Education.

S. B. 380, a bill to be entitled an act to regulate and fix the salaries of the Sheriff, Register of Deeds, and Clerk of Superior Court, of Lenoir County.

Referred to Committee on Salaries and Fees.

S. B. 386, a bill to be entitled an act to provide for staggered terms of office for members of the Board of Education in Nash County.

Referred to Committee on Education.

S. B. 395, a bill to be entitled an act to amend Chapter 759 of the Session Laws of 1953, relating to the Board of Education of Union County.

Referred to Committee on Local Government.

S. B. 396, a bill to be entitled an act relating to terms for the Board of County Commissioners of Union County.

Referred to Committee on Local Government.

S. B. 398, a bill to be entitled an act to amend General Statutes 153-13, relating to the compensation of the County Commissioners of Gaston County.

Referred to Committee on Counties, Cities and Towns.

S. B. 405, a bill to be entitled an act to amend Article 13C of Chapter 131 of the General Statutes, relating to county hospital districts.

Referred to Committee on Counties, Cities and Towns.

Senate Committee Substitute for H. B. 99, a bill to be entitled an act amending Subsection (b) of General Statutes 55-67 so as to allow the voting, by an independent trustee appointed by the resident judge, of stock held in a fiduciary capacity.

Referred to Committee on Banks and Banking.

H. B. 584, a bill to be entitled an act to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway.

Returned for concurrence in Senate amendment.

On motion of Representative Barwick the bill is placed on the Calendar.

S. B. 438, a bill to be entitled an act authorizing the appointment of a Jury Commissioner for Beaufort County, to regulate the preparation of jury rolls and jury scrolls, and to regulate the drawing of jury and grand jury panels in the Superior Court of Beaufort County.

On motion of Representative Sermons the rules are suspended and the bill placed on 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. 936, a bill to be entitled an act relating to trial of cases in Superior Court of Camden County.

Returned for concurrence in Senate amendment.

On motion of Representative Burgess the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 879, a bill to be entitled an act to incorporate the Town of Ocean Isle Beach in Brunswick County, State of North Carolina.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 1004, a bill to be entitled an act to provide for the revaluation and reassessment of real and personal property in Stanly County for ad valorem tax purposes and to authorize the levy of a special tax to pay the expenses thereof.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 1049, a bill to be entitled an act to fix limitations upon the authority of the Board of Commissioners of Pamlico County to levy certain special taxes and to authorize said board to levy a special limited tax for purposes of retirement and social security benefits for county employees.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 1051, a bill to be entitled an act to establish a law library in and for Pasquotank County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 1058, a bill to be entitled an act to extend the corporate limits of the City of Asheville, subject to a referendum election.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 1059, a bill to be entitled an act to incorporate the Town of Barnardsville in Buncombe County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

S. B. 370, a bill to be entitled an act to amend Chapter 14 of the Private Laws of 1927 and Chapter 37 of the 1947 Session Laws of North Carolina relating to the Charter of the Gastonia City Administrative Unit.



Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

S. B. 375, a bill to be entitled an act to extend the corporate limits of the Town of Warsaw.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

S. B. 378, a bill to be entitled an act relating to the issuance of the City of Durham of revenue refunding bonds and investment of certain proceeds of such bonds.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen,

Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 954, a bill to be entitled an act to provide for the payment of penalties and interest on all delinquent taxes in Franklin County into the General Fund.

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 amend General Statutes 18-99 relating to licenses for the sale of fortified wine in Guilford County.

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 to amend the Charter of the Town of Morganton, to be effective upon a vote of the people.

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 to authorize the City of Burlington to convey all its right, title, interest and estate in certain lands at private sale to B. E. Allred, his heirs and assigns.

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

H. B. 1047, a bill to be entitled an act to amend General Statutes 15-21, relating to criminal warrants issued from the City Court of the City of Raleigh.

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

H. B. 755, a bill to be entitled an act to provide for registration of Sanitarians for protection of the public health.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Arledge, Askew, Barwick, Bell, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Leatherman, Lloyd, Long, Murphy of Pender, O'Neal, Patterson, Philpott, Quinn, Raby, Rodenbough, Satterfield, Sermons, Stone, Venters, Wallace, Whitehurst, Woodard of Wilson, Wooten and Yates—62.

Those voting in the negative are: Representatives Ansell, Belk, Black, Blue, Bowman, Britt of Bladen, Burgess, Burleson, Davis of Rutherford, Harriss of Rowan, Hicks, Hill of Durham, Hostetler, Kemp, Kennedy, Kerr, Kiser, Lackey, Murphrey of Halifax, Newman, Powell, Snepp, Spruill, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Watkins, Whitley, Wicker, Williamson, Wilson, Womble, Yarborough and Zollicoffer—37.

H. B. 929, a bill to be entitled an act to amend Article 53 of Chapter 14 of the General Statutes so as to include therein the sale of blank cartridge pistols.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

S. B. 302, a bill to be entitled an act amending certain sections of Article 2, Chapter 106 of the General Statutes, relating to commercial fertilizers.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow,

Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

S. B. 303, a bill to be entitled an act to amend certain sections of Article 26 of Chapter 106 of the General Statutes of North Carolina, relating to the inspection and purity of ice cream and other frozen food products, and also relating to the testing of milk and other dairy products.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 918, a bill to be entitled an act creating a State of North Carolina Stadium Authority, to define and provide its purposes and duties, and to authorize it to issue self-liquidating revenue bonds to finance the acquisition, construction, equipment, maintenance and operation of its facilities.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen,

Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

S. B. 217, a bill to be entitled an act to amend Sections 90-131 and 90-132 of Chapter 90 of the General Statutes of North Carolina relating to the licensing, regulation and practice of licensed doctors of osteopathy.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—105.

Those voting in the negative are: None.

H. B. 407, a bill to be entitled an act to amend General Statutes 20-217 to eliminate the requirement for a motor vehicle to stop for a school bus loading or unloading children when such bus is stopped in the opposite roadway of a divided highway.

Representative Whitehurst offers an amendment.

Representative Whitehurst withdraws his amendment.

Representative Whitehurst offers a second amendment, which is adopted.

The bill passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 631, a bill to be entitled an act to provide for the investigation of offenses involving abandonment and nonsupport of children.

On motion of Representative Venters the committee amendments are adopted.

The bill passes its second reading, as amended.

Representative Crawford of Buncombe objects to the third reading of the bill, as amended.

Representative Venters moves that the rules be suspended and the bill placed on its third reading, as amended; the motion prevails.

The question now is the passage of the bill on its third reading, as amended.

The bill passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

On motion of Representative Etheridge the House adjourns in honor of the late Roy L. Davis of Dare County, a former member of the House of Representatives, and will meet tomorrow at 11:15 A. M.

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## ONE HUNDRED-SECOND DAY

HOUSE OF REPRESENTATIVES

Tuesday, June 2, 1959

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

Prayer is offered by the Reverend L. D. Holt, Pastor of the Emmanuel Baptist Church of Raleigh, North Carolina.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Womble, Elaine Noe of Wake County is made an honorary page of the House.

Mr. Speaker Hewlett appoints the following members of the House to attend the funeral of the Honorable Dave Holton: Representatives Quinn, Everett, Phelps and Byrum.

On motion of Representative Drummond, Deborah Burt, Duncan Burt, Jennie Ann Malcolm, Judson Clary and Bo Clary of Forsyth County are

made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of Representative Taylor, Stephen Timothy Braswell of Anson County is made an honorary page of the House.

On motion of Representative Yarborough, Hoyt Patrick Taylor, III, son of Representative and Mrs. Taylor of Anson County, is made an honorary page of the House of Representatives.

On motion of Representative Harriss of Rowan H. R. 1117, entitled, "A joint resolution authorizing the appointment of a Special Commission to study the feasibility of utilizing public school buildings and school facilities on a year-round or 12 months basis", is taken from the Committee on Appropriations and recommitted to the Committee on Education.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 407, a bill to be entitled an act to amend General Statutes 20-217 to eliminate the requirement for a motor vehicle to stop for a school bus loading or unloading children when such bus is stopped in the opposite roadway of a divided highway.

H. B. 631, a bill to be entitled an act to provide for the investigation of offenses involving abandonment and nonsupport of children.

H. B. 879, a bill to be entitled an act to incorporate the Town of Ocean Isle Beach in Brunswick County, State of North Carolina.

#### 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 Representative Rodenbough, for the Committee on Teachers' and State Employees' Retirement.

H. B. 820, a bill to be entitled an act to amend Chapter 135 of the General Statutes, relating to the Teachers' and State Employees' Retirement System, so as to permit retirement coverage of employees of certain licensing and examining boards.

With a favorable report.

S. B. 389, a bill to be entitled an act to amend Chapters 128 and 135 of the General Statutes relating to the investment of funds of the Local Governmental Employees' Retirement System and the Teachers' and State Employees' Retirement.

With a favorable report.

By Representative Bowman, for the Committee on Propositions and Grievances.

H. B. 1025, a bill to be entitled an act authorizing the qualified voters of the Town of Gibsonville to vote upon the establishment of liquor control stores in the Town of Gibsonville.

With a favorable report.

S. B. 320, a bill to be entitled an act to authorize the qualified voters of the Town of Mount Airy to determine whether or not alcoholic beverage control stores shall be established in said Town and to prescribe the disposition of the net profits thereof.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 984, a bill to be entitled an act relating to the compensation of the members of the Board of Commissioners of Moore County.

With a favorable report.

H. B. 1070, a bill to be entitled an act amending Chapter 552 of the 1955 Session Laws of North Carolina to allow for the completion of sewage treatment plants under construction on 1 July, 1959.

With a favorable report, as amended.

H. B. 1080, a bill to be entitled an act striking out the last sentence of the exception contained in Section 1, Chapter 205, Private Laws of 1929, and repealing all of Chapter 191, Private Laws of 1933 and all of Chapter 647, Session Laws of 1947, relating to the corporate limits of the City of Asheville.

With a favorable report.

H. B. 1083, a bill to be entitled an act to incorporate the Town of Have-lock, North Carolina, in Craven County.

With a favorable report.

H. B. 1090, a bill to be entitled an act to amend Chapter 378 of the Session Laws of 1955 relating to the prepayment of taxes in Mecklenburg County and the City of Charlotte, so as to make the same applicable to the Town of Cornelius.

With a favorable report.

H. B. 1096, a bill to be entitled an act to regulate the payment of taxes in Mitchell County and to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

With a favorable report.



H. B. 1101, a bill to be entitled an act to amend Chapter 1278 of the Session Laws of 1957, relating to the election of the judges and solicitors of the Municipal-County Court of Guilford County.

With a favorable report.

H. B. 1108, a bill to be entitled an act rewriting Section 1 of Chapter 479, Public-Local Laws of 1917, and amending Chapter 273, Public-Local Laws of 1937, as amended, so as to increase the terms of office of the members of the Board of County Commissioners and the Tax Collector of Buncombe County from two to four years.

With a favorable report.

H. B. 1116, a bill to be entitled an act validating and confirming the appointment, election and qualifying of the Mayor and the members of the Board of Commissioners and other officers of the Town of Huntersville and all actions and proceedings taken by any such Mayor, Board or officer subsequent to the 1957 regular municipal election for said Town.

With a favorable report.

H. B. 1133, a bill to be entitled an act to amend the Charter of the Town of Yadkinville so as to extend the limits of the Town.

With a favorable report.

H. B. 1134, a bill to be entitled an act adopting official records of uncollected taxes for the years 1956 and 1957 for the County of Buncombe and the City of Asheville.

With a favorable report.

H. B. 1135, a bill to be entitled an act relating to municipal elections in the City of Goldsboro.

With a favorable report.

H. B. 1137, a bill to be entitled an act amending Chapter 552, Session Laws of 1957, the same being the Charter of the Town of Jefferson, so as to extend the corporate limits of said Town.

With a favorable report.

H. B. 1145, a bill to be entitled an act to regulate the compensation of the members of the Board of Aldermen of the City of Sanford.

With a favorable report.

H. B. 1146, a bill to be entitled an act to amend Chapter 548 of the Session Laws of 1947, relating to the salary of officials in the Town of Broadway, in Lee County.

With a favorable report.

H. B. 1149, a bill to be entitled an act to amend General Statutes 153-9 (47) to provide for the employment of the plumbing inspectors in Cumberland County.

With a favorable report.

S. B. 350, a bill to be entitled an act to authorize cities and counties to expend funds for rescue squad equipment and personnel.

With a favorable report.

S. B. 381, a bill to be entitled an act to extend the planning and zoning powers of the Town of Murfreesboro and its governing body to the territory beyond and surrounding the corporate limits of the Town of Murfreesboro for a distance of one mile in all directions.

With a favorable report.

S. B. 395, a bill to be entitled an act to amend Chapter 759 of the Session Laws of 1953 relating to the Board of Education of Union County.

With a favorable report.

S. B. 396, a bill to be entitled an act relating to terms for the Board of County Commissioners of Union County.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 1046, a bill to be entitled an act amending General Statutes 106-266.21 to require evidence of sale of milk below cost, rather than mere allegation thereof, in order to make prima facie case.

With a favorable report.

H. B. 1048, a bill to be entitled an act to amend General Statutes 2-42, General Statutes 14-269 and Article 53 of Chapter 14 of the General Statutes relating to the possession and sale of weapons.

With a favorable report.

H. B. 1077, a bill to be entitled an act to authorize Burke County and the municipalities therein to expend funds so as to extend certain water, sewer, and electrical facilities to industrial site areas.

With a favorable report.

S. B. 392, a bill to be entitled an act to amend General Statutes 69-2 for clarification.

With a favorable report, as amended.

Committee Substitute for H. B. 801, a bill to be entitled an act to amend General Statutes 46-15 relating to judgments rendered in partition proceedings.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Turner the substitute bill is adopted.

H. B. 919, a bill to be entitled an act to amend General Statutes 15-21, relating to the service of warrants in criminal acts.

With an unfavorable report.

H. B. 1013, a bill to be entitled an act to amend General Statutes 7-186 relating to the appointment of a Recorder for the Recorder's Court of the Town of Liberty, Randolph County.

With a favorable report.

On motion of Representative Turner the rules are suspended and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered sent to the Senate.

H. B. 1020, a bill to be entitled an act to amend General Statutes 135-20 so as to make clear the legislative intent that Justices of the Peace and Township Constables are not subject to Social Security coverage.

With a favorable report.

By Representative Thomas, for the Committee on Salaries and Fees.

H. B. 1054, a bill to be entitled an act to fix the compensation of the members of the Pasquotank County Board of Education.

With a favorable report.

H. B. 1063, a bill to be entitled an act amending General Statutes 160-346 relating to the salaries of the members of the City Council and of the Mayor of the City of Fayetteville.

With a favorable report.

H. B. 1068, a bill to be entitled an act to amend Chapter 114 of the Session Laws of 1951 relating to salaries and other allowances of certain officials of Duplin County.

With a favorable report.

H. B. 1075, a bill to be entitled an act relating to the fees to be charged by the Coroner of Watauga County.

With a favorable report.

H. B. 1088, a bill to be entitled an act placing the Tax Collector and Treasurer of Mitchell County on a salary basis effective the first Monday in December, 1960.

With a favorable report.

H. B. 1148, a bill to be entitled an act to authorize the County Commissioners of Cumberland County to fix the fees and commissions to be charged by the Clerk of Superior Court, the Sheriff and Register of Deeds of Cumberland County.

With a favorable report.

S. B. 380, a bill to be entitled an act to regulate and fix the salaries of the Sheriff, Register of Deeds and Clerk of Superior Court of Lenoir County.

With a favorable report.

S. B. 385, a bill to be entitled an act to fix the salaries of the Clerk of the Superior Court, Sheriff, and Register of Deeds of Forsyth County, and to revise provisions with respect to the Special Trust Fund created by Chapter 147, Session Laws of 1943, for said Clerk of Superior Court's office.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities and Towns.

H. B. 373, a bill to be entitled an act authorizing municipalities with populations of 2,500 or more to zone for a distance of one mile beyond their corporate limits.

With a favorable report.

H. B. 1005, a bill to be entitled an act to amend Chapter 115 of the Private Laws of North Carolina, Extra Session 1913, being the Charter of the Town of Clinton and relating to municipal elections.

With a favorable report.

H. B. 1006, a bill to be entitled an act to amend the Charter of the Town of Nashville in Nash County so as to extend the jurisdiction of the Mayor and other judicial officers of the Town to include all of the territory situated within two miles of the corporate limits of the said Town.

With a favorable report.

H. B. 1010, a bill to be entitled an act rewriting numbered paragraph 15 of General Statutes 14-335 relating to the punishment for public drunkenness in Avery County.

With a favorable report.

H. B. 1017, a bill to be entitled an act to regulate the purchase, owning and registration of firearms in McDowell County.

With a favorable report, as amended.

H. B. 1038, a bill to be entitled an act to amend Part 3A (subdivision) of Article 18 of the General Statutes relating to the regulation of the subdivision of land by municipalities so as to make the provisions thereof applicable to Transylvania County.

With a favorable report.

H. B. 1045, a bill to be entitled an act to amend Chapter 715 of the Session Laws of 1953 relating to the annual appropriation by the Board of Commissioners of Wilson County for the maintenance of the Wilson County Law Library.

With a favorable report.

H. B. 1106, a bill to be entitled an act to amend General Statutes 163-175 relating to the marking of ballots in primary and general elections in the City of Washington in Beaufort County.

With a favorable report.

H. B. 1107, a bill to be entitled an act to amend certain sections of Articles 30 and 31, Chapter 7 of the General Statutes of North Carolina, relating to the establishment of general county courts as said sections relate to Beaufort County.

With a favorable report.

H. B. 1109, a bill to be entitled an act to ratify the official acts of Cooper G. Grizzard, former Clerk of the Town of Farmville.

With a favorable report.

H. B. 1110, a bill to be entitled an act amending Section 3, Chapter 327, Private Laws of 1913, as amended, so as to provide for nonpartisan primaries in the Town of Hamlet.

With a favorable report.

H. B. 1115, a bill to be entitled an act authorizing the City of Charlotte to permit and authorize the erection of a building or buildings or other improvements which shall extend over Howells Arcade and certain alleyways in Charlotte, North Carolina.

With a favorable report.

H. B. 1132, a bill to be entitled an act to amend Section 6 of Chapter 1191 of the Session Laws of 1957 relating to the disposition of the net profits of Alcoholic Beverage Control Stores of the Town of Clinton.

With a favorable report.

H. B. 1139, a bill to be entitled an act to amend Chapter 334 of the Private Laws of 1907 relating to the corporate limits of the Town of Garysburg.

With a favorable report.

H. B. 1151, a bill to be entitled an act authorizing the City of Rocky Mount to lease or grant easements in certain land that is not needed for municipal purposes.

With a favorable report.

S. B. 330, a bill to be entitled an act enabling the County of Vance and the City of Henderson to establish an Airport Authority for the maintenance of airport facilities for the citizens of Vance County.

With a favorable report.

S. B. 353, a bill to be entitled an act to amend Chapter One Thousand One Hundred Fifty-Nine of the 1951 Session Laws defining and establishing the corporate limits of the Town of Marion.

With a favorable report.

By Representative Hargett, for the Committee on Education.

H. R. 973, a joint resolution creating a Commission to study the public school education of exceptionally talented children.

With a favorable report.

H. B. 1055, a bill to be entitled an act to amend Chapter 35 of the Session Laws of 1957 relating to the election of members of the Board of Education of the Asheboro City Administrative Unit.

With a favorable report.

H. R. 1123, a joint resolution directing the State Board of Education to study teacher evaluation, rating and certification.

With a favorable report, as amended.

H. B. 1124, a bill to be entitled an act relating to the nomination of members of the Columbus County Board of Education and their terms of office.

With a favorable report.

H. B. 1125, a bill to be entitled an act relating to the nomination of members of the Board of Education of the Whiteville City Administrative Unit and their terms of office.

With a favorable report.

H. B. 1126, a bill to be entitled an act relating to the minutes of the meetings of the Franklin County Board of Education.

With a favorable report.

H. B. 1140, a bill to be entitled an act extending the terms of office of the present members of the Durham County Board of Education and providing for the election of their successors by the qualified voters of the County.

With a favorable report.

S. B. 363, a bill to be entitled an act validating all acts of Alfonso F. Felton and C. W. Mayo as members of the Edgecombe County Board of Education taken prior to their qualification.

With a favorable report.

Representative Johnson, for the Committee on Wildlife Resources.

Committee Substitute for H. B. 773, a bill to be entitled an act to regulate the operation of watercraft on the waters of the State.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Johnson the substitute bill is adopted.

On motion of Representative Johnson the bill is recommitted to the Committee on Finance.

H. B. 1091, a bill to be entitled an act to repeal Chapter 1034 of the Session Laws of 1953 relating to fishing in the waters of Bladen County during the nighttime.

With a favorable report.

S. B. 391, a bill to be entitled an act repealing Chapter 174, Public Laws of 1909, Chapter 135, Public-Local Laws of 1911 and Chapter 495, Public-Local Laws of 1927, relating to foxhunting in Chatham County.

With a favorable report.

By Representative Lloyd, for the Committee on Courts and Judicial Districts.

H. B. 1099, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court of Catawba 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 Representative Childers:

H. B. 1153, a bill to be entitled an act to authorize the Board of Commissioners of Gaston County to provide funds for the construction of library buildings in Stanley and Lowell.

On motion of Representative Childers the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Representative Childers offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate.

By Representatives Davis of Lenoir, Story, Bynum, Woodard of Wilson, Umstead, Wilson, Rodenbough, Satterfield, Britt of Robeson, Powell, Henley and Venters:

H. B. 1154, a bill to be entitled an act to create a commission to study social deviances, including juvenile delinquency, drug addiction, sexual delinquency, mental illness, habitual criminals and alcoholism, with particular emphasis on the recidivist or repeating offender.

Referred to Committee on Health.

By Representative Ansell:

H. B. 1155, a bill to be entitled an act to authorize the Board of County Commissioners of Currituck County to appoint special county law enforcement officers.

Referred to Committee on Local Government.

By Representative Hawfield:

H. B. 1156, a bill to be entitled an act fixing the compensation of the Sub-Recorder of the Union County Recorder's Court.

Referred to Committee on Local Government.

By Representative Jackson:

H. B. 1157, a bill to be entitled an act relating to forms and registrations of warrants issued by Justices of the Peace in Hertford County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 1158, a bill to be entitled an act to provide for the exercise of the powers of police officers beyond the corporate limits of the Town of Ahoskie in Hertford County.

Referred to Committee on Counties, Cities and Towns.

By Representative Long:

H. B. 1159, a bill to be entitled an act to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Alamance County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1160, a bill to be entitled an act to amend Section 7-186 of the General Statutes relating to election of Recorder of the Municipal Recorder's Court in the Town of Graham.

Referred to Committee on Judiciary No. 1.

By Representative Davis of Lenoir:

H. B. 1161, a bill to be entitled an act to amend Chapter 52A of the General Statutes of North Carolina to provide for inter-county application of the Uniform Reciprocal Enforcement of Support Act.

Referred to Committee on Public Welfare.

By Representative Yarborough:



H. B. 1162, a bill to be entitled an act to fix the compensation of certain officials of Franklin County and to fix certain fees to be charged in said County.

Referred to Committee on Salaries and Fees.

By Representatives Hicks, Belk, Snapp and Kennedy:

H. B. 1163, a bill to be entitled an act to amend Chapter 465 of the Session Laws of 1955 relating to the salaries of certain officials of Mecklenburg County.

Referred to Committee on Salaries and Fees.

By Representative Kerr:

H. B. 1164, a bill to be entitled an act to make lawful fishing with nets on a certain portion of Fishing Creek in Warren County.

Referred to Committee on Wildlife Resources.

By Representatives Dolley and Leatherman:

H. B. 1165, a bill to be entitled an act to permit certain emergency vehicles to use sirens and other special warning devices in certain counties.

Referred to Committee on Roads and Highway Safety.

By Representative Harris of Wake:

H. B. 1166, a bill to be entitled an act to amend General Statutes 1-305 relating to the issuance of executions on unsatisfied judgments.

Referred to Committee on Judiciary No. 1.

By Representative Davis of Rutherford:

H. B. 1167, a bill to be entitled an act to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 1168, a bill to be entitled an act to amend Chapter 566, Session Laws of 1957, relating to the compensation of the Judge and Solicitor of the Recorder's Court of Rutherford County.

Referred to Committee on Salaries and Fees.

By Representatives Hicks and Childers:

H. B. 1169, a bill to be entitled an act to adopt the Uniform Act for simplification of fiduciary security transfers in North Carolina.

Referred to Committee on Judiciary No. 2.

By Representative Kennedy:

H. B. 1170, a bill to be entitled an act to amend General Statutes 35-31 pertaining to the commitment of inebriates.

Referred to Committee on Judiciary No. 1.

By Representative Snapp:

H. B. 1171, a bill to be entitled an act amending General Statutes 108-14, relating to powers and duties of county welfare superintendents.

Referred to Committee on Public Welfare.

And,

H. B. 1172, a bill to be entitled an act amending General Statutes 14-41 and General Statutes 14-42 relating to the crimes of abduction of children and conspiracy to abduct children.

Referred to Committee on Judiciary No. 1.

By Representatives Kemp, Turner, Hunt and Humphrey:

H. B. 1173, a bill to be entitled an act to amend Article 2, Section 4 (b) of Chapter 107, Private Laws of 1931, relating to the Charter of the City of High Point.

Referred to Committee on Local Government.

#### 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. 169, a bill to be entitled an act to require financial responsibility of dealers in securities and to provide for the supervision of such dealers.

Referred to Committee on Banks and Banking.

S. B. 367, a bill to be entitled an act to amend Article 16 of Subchapter IV of Chapter 54 of the General Statutes, entitled "Co-operative Organizations" to permit the establishment of co-operative apartment housing associations in North Carolina.

Referred to Committee on Judiciary No. 1.

S. B. 394, a bill to be entitled an act to require the State Highway Commission to place on record deeds of easements granting rights of way and easements of any character to said Commission.

Referred to Committee on Roads and Highway Safety.

S. B. 399, a bill to be entitled an act to amend General Statutes 87-7 relating to the North Carolina Licensing Board for Contractors to authorize retirement compensation for its employees.

Referred to Committee on Teachers' and State Employees' Retirement.

## CALENDAR

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

S. B. 378, a bill to be entitled an act relating to the issuance of the City of Durham of revenue refunding bonds and investment of certain proceeds of such bonds.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Humphrey, Hunter, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—101.

Those voting in the negative are: None.

H. B. 1129, a bill to be entitled an act to amend General Statutes 131-126.31 relating to petitions for formation of hospital districts.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Humphrey, Hunter, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—101.

Those voting in the negative are: None.

H. B. 584, a bill to be entitled an act to prohibit willful attendance of

persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway.

Returned for concurrence.

On motion of Representative Barwick the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 918, a bill to be entitled an act creating a State of North Carolina Stadium Authority, to define and provide its purposes and duties, and to authorize it to issue self-liquidating revenue bonds to finance the acquisition, construction, equipment, maintenance and operation of its facilities.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Humphrey, Hunter, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—101.

Those voting in the negative are: None.

S. B. 217, a bill to be entitled an act to amend Sections 90-131 and 90-132 of Chapter 90 of the General Statutes of North Carolina relating to the licensing, regulation and practice of licensed doctors of osteopathy.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Humphrey, Hunter, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valen-

tine, Venters, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—101.

Those voting in the negative are: None.

H. B. 347, a bill to be entitled an act amending certain sections of Article 9, Chapter 106 of the General Statutes, relating to commercial feeding stuffs.

On motion of Representative Murphy the committee amendment is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Humphrey, Hunter, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Whitehurst, Whitley, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—101.

Those voting in the negative are: None.

H. B. 452, a bill to be entitled an act to facilitate inter-governmental purchases.

On motion of Representative Valentine the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 453, a bill to be entitled an act to amend General Statutes 160-59, relating to the disposal of property by cities and towns and to permit the disposal of property at private sale to other governmental units.

Representative Kiser offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 541, a bill to be entitled an act to rewrite General Statutes 90-65 relating to the power of the Board of Pharmacy to suspend, revoke, or refuse to renew a pharmacist's license or a drug store permit.

On motion of Representative Henley the committee amendment is adopted.

Representative Jordan offers an amendment which fails of adoption.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 542, a bill to be entitled an act to rewrite General Statutes 90-75 relating to registration and permits of drug stores and pharmacies.

The committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

On motion of Representative Kerr the vote by which the bill passed its third reading, as amended, is reconsidered.

Representative Kerr offers an amendment which is adopted.

The question now recurs to the passage of the bill on its third reading, as amended.

The bill passes its third reading, as amended, and is ordered engrossed and sent to the Senate.

H. B. 604, a bill to be entitled an act to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel.

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

H. B. 667, a bill to be entitled an act to amend Article 4, Chapter 113 of the General Statutes to provide for recovering expenses incurred as a result of a fire started through negligence.

Representative Taylor offers an amendment which is adopted.

Representative Yarborough offers an amendment which is adopted.

Representative Buchanan offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 776, a bill to be entitled an act to amend General Statutes 103-4 so as to designate November 11th as Veterans Day.

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

H. B. 827, a bill to be entitled an act amending General Statutes 115-6, General Statutes 115-230 and General Statutes 115-86 so as to make industrial education centers a part of the public school system and to provide that countywide current expense funds for operation of industrial education centers be allocated prior to apportionment among administrative units of the county.

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

## ENROLLED BILLS

Mr. Whitehurst, 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. 414. A Joint Resolution urging the members of the North Carolina Delegation in the United States Congress to preserve cotton allotment acreage to North Carolina farmers.

S. B. 161. An Act relating to the uniform assessment of property for ad valorem tax purposes.

H. B. 57. An Act to rewrite Chapter 146 of the General Statutes, entitled "State Lands".

H. B. 227. An Act to amend Paragraph 15 of Section 108-3 of the General Statutes of North Carolina, relating to the licensing of boarding homes.

H. B. 305. An Act to validate certain agreements between telephone companies and municipalities and to make provision for future agreements.

H. B. 568. An Act to convey the State's interest in a tract of land used by Saint Ambrose Episcopal Church for religious purposes.

H. B. 699. An Act defining the responsibilities of the State Highway Commission and municipalities in providing a coordinated system of streets and highways in and around municipalities.

H. B. 717. An Act to amend Article 3 of Chapter 6 of the General Statutes to provide for the allowance of counsel fees in certain personal injury or property damage cases.

H. B. 782. An Act to amend Chapter 837, Session Laws of 1953, relating to the salaries of certain county officials of Stokes County.

H. B. 784. An Act amending Chapter 26 of the Private Laws of 1891, being the Charter of the Town of Wadesboro, relating to the compensation of the Board of Commissioners.

H. B. 836. An Act to amend General Statutes 7-134 to fix the fees to be charged by Justices of the Peace of Caldwell County.

H. B. 838. An Act rewriting Section 3, Chapter 372, Public-Local Laws of 1927, fixing the fees to be charged by Justices of the Peace in Ashe County.

H. B. 840. An Act amending Article 25, Chapter 115 of the General Statutes, relating to the selection and adoption of textbooks.

H. B. 854. An Act to amend Chapter 776 of the Session Laws of 1957 relating to the fees to be charged by Justices of the Peace in McDowell County.

H. B. 857. An Act to amend General Statutes 153-5 to provide for election of Sampson County Commissioners for terms of four years each.

H. B. 880. An Act creating the Durham City-County Charter Commission.

H. B. 887. An Act authorizing the Town of Newport to appropriate to the Carteret County Board of Education, non-tax revenues to supplement the salaries of the teachers in the Newport School.

H. B. 889. An Act to amend Chapter 202, Private Laws of 1925, to extend the corporate limits of the Town of Morehead City in Carteret County.

H. B. 891. An Act to incorporate the Town of Bayshore Park, North Carolina.

H. B. 896. An Act to authorize the Board of County Commissioners of Lee County to fix fees to be charged by county officers.

H. B. 906. An Act relating to the establishment of wards and the election of a Mayor and Board of Aldermen in the Town of Randleman, Randolph County.

H. B. 942. An Act appointing members of the Wilson City Board of Education, providing for the election of the members of said Board in the future, fixing their terms of office and compensation.

H. B. 943. An Act fixing the compensation of members of the Elm City City Board of Education.

On motion of Representative Murphy the House takes a recess until 8:00 o'clock tonight.

## NIGHT SESSION

June 2, 1959

The House meets pursuant to its recess, Mr. Speaker Hewlett presiding.

On motion of Representative Delamar the courtesies of the floor are extended the Honorable Ted Collier, a former member of the House from Pamlico County.

## 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 Representative Umstead, for the Committee on Mental Institutions.

H. B. 496, a bill to be entitled an act to amend Chapter 122 of the General Statutes so as to provide for the Western Carolina Training School for mentally retarded children.

With a favorable report.



H. B. 1131, a bill to be entitled an act providing for changing the names of the several State hospitals and training schools.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 240, a bill to be entitled an act to define the duties of the Attorney General and other officers with respect to the prosecution of crime and the administration of the criminal laws of the State.

With an unfavorable report.

H. B. 662, a bill to be entitled an act to amend the provisions of General Statutes 1-539.5 relating to jury trials in small claims actions by providing that the judges shall not file written findings of fact and conclusions of law unless requested.

With a favorable report, as amended.

H. B. 803, a bill to be entitled an act to amend General Statutes 28-173 relating to the application of amounts recovered in actions for wrongful death.

With a favorable report, as amended.

Committee Substitute for H. B. 945, a bill to be entitled an act requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in the counties designated herein shall show thereon the name of the draftsman.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Valentine the substitute bill is adopted.

On motion of Representative Valentine the bill is placed on the Calendar for consideration on Thursday, June 4, 1959.

H. B. 1002, a bill to be entitled an act to extend the jurisdiction of the Recorder's Court of the Town of Bessemer City.

With a favorable report.

H. B. 1003, a bill to be entitled an act to amend General Statutes 84 relating to attorneys-at-law.

With a favorable report, as amended.

H. B. 1052, a bill to be entitled an act to provide for the removal of Justices of the Peace from office for certain causes.

With a favorable report.

H. B. 1152, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Guilford County.

With a favorable report.

H. B. 1069, a bill to be entitled an act to amend General Statutes 47-108.11 relating to validation of recorded instruments where seals have been omitted.

With a favorable report.

H. B. 1093, a bill to be entitled an act to amend General Statutes 136-19 and to add a new article to Chapter 136 of the General Statutes relating to condemnation procedure applicable to the State Highway Commission.

With a favorable report.

H. B. 1094, a bill to be entitled an act to amend Chapter 47 of the General Statutes to provide for registration of a mortgage or deed of trust of a lease-hold interest or other chattel real to be registered in the county where the land lies.

With a favorable report.

S. B. 244, a bill to be entitled an act to amend General Statutes 14-197 relating to profane or indecent language on the public highways so as to make the same apply to Cleveland 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 Representative Whitehurst:

H. B. 1174, a bill to be entitled an act to create a bird sanctuary within the territorial limits of Cove City, in Craven County.

Referred to Committee on Local Government.

By Representative Kiser:

H. B. 1175, a bill to be entitled an act to authorize the City Council of the City of Laurinburg to convey certain property to the Scotland County Memorial Library.

Referred to Committee on Local Government.

By Representative Satterfield.

H. B. 1176, a bill to be entitled an act to amend General Statutes 7-70 as the same relates to Person County, so as to designate the May Term of Superior Court in Person County as a Civil Term.

Referred to Committee on Courts and Judicial Districts.

By Representative Brock:

H. B. 1177, a bill to be entitled an act to establish and fix the salaries of the Mayor and members of the Board of Commissioners of the Town of Mocksville.

Referred to Committee on Salaries and Fees.

By Representative Wallace:

H. B. 1178, a bill to be entitled an act to transfer certain delinquent taxes in Montgomery County to the General Fund.

Referred to Committee on Local Government.

And,

H. B. 1179, a bill to be entitled an act to amend Subsection 12a of General Statutes 153-9 so as to authorize the Board of County Commissioners of Montgomery County to fix the fees of Justices of the Peace.

Referred to Committee on Salaries and Fees.

By Representative Harris of Wake:

H. B. 1180, a bill to be entitled an act to amend General Statutes 2-10 relating to the number of Assistant Clerks of Superior Court who may be appointed in each county.

Referred to Committee on Judiciary No. 1.

By Representative Crawford of Buncombe:

H. B. 1181, a bill to be entitled an act to amend General Statutes 136-69 so as to make the provisions thereof applicable to home owners and builders.

Referred to Committee on Judiciary No. 1.

By Representatives Henley and High:

H. B. 1182, a bill to be entitled an act to fix the compensation of the Chairman and members of the Board of County Commissioners of Cumberland County.

Referred to Committee on Local Government.

By Representatives Womble and Crawford of Buncombe:

H. B. 1183, a bill to be entitled an act to amend Article V of the Constitution of North Carolina by adding a new section specifying the purposes for which motor vehicle and related tax revenues shall be expended.

Referred to Committee on Constitutional Amendments.

By Representative Arledge:

H. B. 1184, a bill to be entitled an act to provide for the conduct of partisan primary elections in the Town of Columbus in Polk County.

Referred to Committee on Elections and Election Laws.

By Representatives Kiser, Wilson and Gregory:

H. B. 1185, a bill to be entitled an act to provide a wage increase for public school non-professional employees and to make an appropriation from the General Fund therefor.

Referred to Committee on Appropriations.

By Representative Bowman:

H. B. 1186, a bill to be entitled an act to amend General Statutes 97-10 of the Workmen's Compensation Act to entitle an employee to sue employer in Superior Court where occupational disease is not compensable under Act.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1187, a bill to be entitled an act to amend Chapter 336, Session Laws of 1955, which amends General Statutes 115-182, to allow Justices of the Peace of Brunswick County compensation for issuing warrants and fixing bond in cases in which the bond is forfeited.

Referred to Committee on Judiciary No. 1.

By Representative Childers:

H. B. 1188, a bill to be entitled an act to amend the arson laws, being Article 15, Chapter 14 of the General Statutes.

Referred to Committee on Judiciary No. 2.

By Representative Long:

H. B. 1189, a bill to be entitled an act fixing the salaries of certain public officials of Alamance County.

Referred to Committee on Salaries and Fees.

And,

H. B. 1190, a bill to be entitled an act to amend General Statutes 14-346.1 so as to make the same applicable to Alamance County.

Referred to Committee on Judiciary No. 1.

#### CALENDAR

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

H. B. 866, a bill to be entitled an act relating to regulation of possession and sale of barbiturate drugs.

On motion of Representative Hicks the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 928, a bill to be entitled an act to amend General Statutes 115-157 relating to pay of teachers on a twelve month basis upon individual teacher request rather than upon administrative unit request.

The bill passes its second reading.

Representative Kiser objects to the third reading of the bill, and the bill remains on the Calendar for its third reading.

H. B. 931, a bill to be entitled an act amending General Statutes 115-146 so as to provide that principals and teachers in the public schools may use reasonable force in the exercise of lawful authority.

On motion of Representative Hicks the committee amendment is adopted.

Representative Spruill moves that the bill, as amended, be tabled; the motion fails.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 958, a bill to be entitled an act to amend General Statutes 20-118(j) relating to the gross weight of motor vehicles.

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 amending the code of criminal procedure so as to provide that the defendant may appeal from a suspended sentence under the same rules as from any other judgment in a criminal case.

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 amending Article 20 of Chapter 15 of the General Statutes so as to require the Solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a bill of particulars setting forth the time, place and manner in which the terms of said sentence are alleged to have been violated.

On motion of Representative Dolley the committee amendments are adopted.

Representative Regan offers an amendment.

Representative Leatherman moves that the amendment offered by Representative Regan be tabled; the motion prevails and the amendment is tabled.

The question recurs to the passage of the bill on its second reading.

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

H. B. 976, a bill to be entitled an act to amend General Statutes 14-401.5 relating to the practice of phrenology in certain counties.

Representative Jones of Pitt offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1001, a bill to be entitled an act to amend General Statutes 108-30.1 relating to liens on real property owned by recipients of Old Age Assistance.

On motion of Representative Wooten consideration of the bill is postponed until Wednesday, June 3, 1959.

H. B. 1016, a bill to be entitled an act to amend General Statutes 35-40 relating to the membership of the Eugenics Board of North Carolina.

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

H. B. 1021, a bill to be entitled an act to amend General Statutes 7-64 relating to concurrent jurisdiction of Superior and Recorders' Courts in certain counties of this State.

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

H. B. 1084, a bill to be entitled an act to amend Subsection D of Section One Hundred Thirty-Seventeen (130-17(d)) of the General Statutes of North Carolina relating to the publication of rules and regulations adopted, amended or altered by local boards of health.

Representative Yarborough offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

S. B. 53, a bill to be entitled an act to amend General Statutes 97-27 to provide for examination for injured employees to be paid for by employers or the Industrial Commission.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Byrum of Chowan County, seconded by Representative Everett of Martin County, the House adjourns in honor of the memory of Honorable David Q. Holton, Mayor of Edenton, former Director of the State Division of Purchase and Contract, and a prominent and highly respected citizen of the State, whose death occurred on yesterday. Under the motion the House adjourns to meet tomorrow at 11:00 o'clock A. M.

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## ONE HUNDRED-THIRD DAY

HOUSE OF REPRESENTATIVES

Wednesday, June 3, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Hargett S. B. 386, entitled "a bill to be entitled an act to provide for staggered terms of office for members of the Board of Education in Nash County", is taken from the Committee on Education and recommitted to the Committee on Judiciary No. 2.

On motion of Representative Hardy, Hampton Lee of Wake County is made an honorary page of the House of Representatives.

On motion of Representative Kemp, Jean Jenkins and Marvin Jenkins of Guilford County are made honorary pagette and page, respectively, of the House.

On motion of Representative Davis of Rutherford County, Charles Devine of Rutherford County is made an honorary page of the House.

On motion of Representative Womble, Joseph Benson, Jr., of Wake County is made an honorary page of the House.

On motion of Representative Davis of Lenoir, Cynthia Lynn Davis of Charlottesville, Virginia, and Clarence Donald Bunn, Jr., of Wayne County are made honorary pagette and page, respectively, of the House.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 452, a bill to be entitled an act to facilitate intergovernmental purchases.

H. B. 453, a bill to be entitled an act to amend General Statutes 160-59 relating to the disposal of property by cities and towns and to permit the disposal of property at private sale to other governmental units.

H. B. 541, a bill to be entitled an act to rewrite General Statutes 90-65 relating to the power of the Board of Pharmacy to suspend, revoke, or refuse to renew a pharmacist's license or a drug store permit.

H. B. 542, a bill to be entitled an act to rewrite General Statutes 90-75 relating to registration and permits of drug stores and pharmacies.

H. B. 667, a bill to be entitled an act to amend Article 4, Chapter 113, of the General Statutes to provide for recovering expenses incurred as a result of a fire started through negligence.

H. B. 866, a bill to be entitled an act relating to regulation of possession and sale of barbiturate drugs.

H. B. 931, a bill to be entitled an act amending General Statutes 115-146 so as to provide that principals and teachers in the public schools may use reasonable force in the exercise of lawful authority.

H. B. 964, a bill to be entitled an act amending Article 20 of Chapter 15 of the General Statutes so as to require the Solicitor when praying that a suspended sentence be placed into effect to have served upon the defendant a bill of particulars setting forth the time, place, and manner in which the terms of said sentence are alleged to have been violated.

H. B. 976, a bill to be entitled an act to amend General Statutes 14-401.5 relating to the practice of phrenology in certain counties.

H. B. 1084, a bill to be entitled an act to amend Subsection D of Section 130-17(d) of the General Statutes of North Carolina relating to the publication of rules and regulations adopted, amended, or altered by local boards of health.

#### 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 Representative McLaughlin, for the Committee on Banks and Banking.

H. B. 627, a bill to be entitled an act concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies.

With a favorable report, as amended.

H. B. 913, a bill to be entitled an act to authorize veterans' guardians and general guardians to deposit funds belonging to their wards in federally insured banks at interest.

With a favorable report.

S. B. 260, a bill to be entitled an act to provide for reserves for losses in building and loan or savings and loan associations.

With a favorable report.

Senate Committee Substitute for H. B. 99, a bill to be entitled an act amending Subsection (b) of General Statutes 55-67 so as to allow the voting, by an independent trustee appointed by the resident judge, of stock held in a fiduciary capacity.

With a favorable report.

S. B. 169, a bill to be entitled an act to require financial responsibility of dealers in securities and to provide for the supervision of such dealers.

With a favorable report.

H. B. 944, a bill to be entitled an act to amend General Statutes 53-43 and General Statutes 53-44 so as to provide that obligations of the Federal Home Loan Banks shall be authorized as security for all deposits of public funds in the State of North Carolina.



With a favorable report.

H. B. 1143, a bill to be entitled an act authorizing the appointment of a special commission to make a study of par and non-par banking practices.

With an unfavorable report.

By Representative Blue, for the Committee on Finance.

H. B. 1089, a bill to be entitled an act to authorize the Board of County Commissioners of Mitchell County to levy a special tax for the purpose of supplementing retirement benefits of retired county officials and employees.

With a favorable report.

H. B. 1105, a bill to be entitled an act to authorize the Board of County Commissioners of Beaufort County to call a special election for the authorization of an industrial development tax for Beaufort County and to create and fix the powers of an Industrial Development Commission for Beaufort County.

With a favorable report.

H. B. 899, a bill to be entitled an act to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for state institutions and agencies.

With a favorable report, as amended.

On motion of Representative Blue the bill is set for a Special Order June 4, 1959.

H. B. 900, a bill to be entitled an act to authorize the issuance of bonds of the state to provide for capital improvements for state institutions and agencies and state aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the state.

With a favorable report, as amended.

On motion of Representative Blue the bill is set for a Special Order June 4, 1959.

By Representative Snapp, for the Committee on State Government.

H. B. 716, a bill to be entitled an act rewriting General Statutes 120-6 so as to provide that the General Assembly shall convene on the first Wednesday after the first Monday in January next after the election of its members.

Reported without prejudice.

H. R. 1085, a joint resolution authorizing the Governor to appoint a commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the state government in the interest of more efficient and economical administration of the same.

With a favorable report, as amended.

By Representative Lloyd, for the Committee on Courts and Judicial Districts.

H. B. 1176, a bill to be entitled an act to amend General Statutes 7-70 as the same relates to Person County so as to designate the May Term of Superior Court in Person County as a Civil Term.

With a favorable report.

By Representative Hargett, for the Committee on Education.

H. B. 988, a bill to be entitled an act increasing the membership of the Davie County Board of Education to seven members and appointing E. C. Morris a member of said board.

With a favorable report.

H. R. 1117, a joint resolution authorizing the appointment of a special commission to study the feasibility of utilizing public school buildings and school facilities on a year-round or twelve months basis.

With a favorable report, as amended.

H. B. 1142, a bill to be entitled an act to amend General Statutes 115-148 relating to reports of superintendents, principals, teachers, and other employees in the public schools of this state.

With a favorable report, as amended.

H. B. 1147, a bill to be entitled an act providing the machinery for making and adopting school budgets of administrative school units and for the accounting of public school funds.

With a favorable report, as amended.

S. B. 361, a bill to be entitled an act fixing the compensation of the Chairman and members of the Pitt County Board of Education.

With a favorable report.

By Representative Womble, for the Committee on Roads and Highway Safety.

H. B. 970, a bill to be entitled an act to amend General Statutes 136-20 relating to the elimination or safeguarding of grade crossings.

With a favorable report, as amended.

H. B. 1165, a bill to be entitled an act to permit certain emergency vehicles to use sirens and other special warning devices in certain counties.

With a favorable report.

S. R. 406, a joint resolution congratulating and commending the North Carolina State Highway Commission for its outstanding safety record.

With a favorable report.

By Representative Watkins, for the Committee on Public Utilities.

S. B. 333, a bill to be entitled an act to amend General Statutes 66-9 to clarify the authority of the Utilities Commission with respect to the reading of gas and electric meters and the rendering of bills.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representative Long:

H. B. 1191, a bill to be entitled an act to authorize and empower the City of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof.

Referred to Committee on Local Government.

By Representatives Uzzell and Harriss of Rowan:

H. B. 1192, a bill to be entitled an act to amend Chapter 1334 of the Session Laws of 1955 relating to the regulation of the subdivision of land in and around municipalities so as to make the same applicable to Rowan County.

Referred to Committee on Judiciary No. 1.

By Representatives Jordan, Greenwood, and Crawford of Buncombe:

H. B. 1193, a bill to be entitled an act amending Chapter 1288, Session Laws of 1955, and fixing the salaries of the Judge and Solicitor of the Police Court of the City of Asheville.

Referred to Committee on Judiciary No. 2.

By Representative Wooten:

H. B. 1194, a bill to be entitled an act to amend H. B. 525 relating to drainage and drainage districts ratified on May 22, 1959.

Referred to Committee on Judiciary No. 1.

By Representative Bell:

H. B. 1195, a bill to be entitled an act creating the Carteret County Planning Commission, providing for its organization, powers, and duties and conferring upon the Board of County Commissioners and the governing bodies of the several municipalities in Carteret County the power and authority to adopt and enforce comprehensive regulations providing for the orderly growth and sound development of Carteret County.

Referred to Committee on Local Government.

And,

H. B. 1196, a bill to be entitled an act to amend Chapter 404 of the Session Laws of North Carolina, 1955, amending the Charter of the Town of Beaufort relating to the first meeting of the Board of Commissioners following their election.

Referred to Committee on Local Government.

And,

H. B. 1197, a bill to be entitled an act to repeal General Statutes 113-200 relating to the taking of unculled oysters for planting purposes.

Referred to Committee on Commercial Fisheries and Oyster Industry.

By Representatives Jordan, Greenwood, and Crawford of Buncombe:

H. B. 1198, a bill to be entitled an act extending the territorial jurisdiction of the Police Department of the City of Asheville to the new Asheville Airport located in Henderson and Buncombe Counties and to make the ordinances of the City of Asheville and the privilege license schedules of said city applicable to the property constituting said airport.

Referred to Committee on Local Government.

By Representative Snapp:

H. B. 1199, a bill to be entitled an act to amend General Statutes 115-53 and authorize the Charlotte City School Administrative Unit and the Mecklenburg County School Administrative Unit to select such negligent acts or torts and such officials and employees to be covered by liability insurance as the Charlotte City Board of Education may decide.

On motion of Representative Snapp the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Byrum:

H. B. 1200, a bill to be entitled an act to direct the disposition of delinquent taxes collected in behalf of Chowan County.

Referred to Committee on Local Government.

And,

H. B. 1201, a bill to be entitled an act to amend Chapter 7 of the General Statutes of North Carolina relating to fees of Justices of the Peace in Chowan County.

Referred to Committee on Local Government.

By Representatives Thomas and Coates:

H. B. 1202, a bill to be entitled an act relating to the Johnston County Peace Officers' Relief Association.

Referred to Committee on Local Government.

By Representative Yarborough:

H. B. 1203, a bill to be entitled an act relating to the filing and recording of papers by the Clerk of Superior Court and the Register of Deeds of Franklin County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1204, a bill to be entitled an act to amend Chapter 92, Private Laws of 1905, to provide for staggered terms for Town Commissioners of the Town of Franklinton in Franklin County.

Referred to Committee on Judiciary No. 1

By Representative Barwick:

H. B. 1205, a bill to be entitled an act to fix the compensation of the members of the Elizabeth City City Board of Education.

Referred to Committee on Salaries and Fees.

By Representative Whitley:

H. B. 1206, a bill to be entitled an act to amend Article 24 of Subchapter VI, Chapter 7, of the General Statutes relating to municipal recorder's courts so as to provide deputy or assistant clerks for such courts.

On motion of Representative Whitley the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Kemp, Turner, Hunt, and Humphrey:

H. B. 1207, a bill to be entitled an act to provide for the establishment of a law library for the Municipal Court of the City of High Point.

Referred to Committee on Local Government.

By Representative Johnson:

H. B. 1208, a bill to be entitled an act to amend Chapter 1160 of the Session Laws of 1953, as amended, as the same applies to Duplin County only.

Referred to Committee on Local Government.

By Representative Crawford of Buncombe:

H. B. 1209, a bill to be entitled an act to exempt Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to service of warrants in criminal actions.

Referred to Committee on Judiciary No. 1.

By Representative Snapp:

H. B. 1210, a bill to be entitled an act to rewrite General Statutes 20-313 relating to motor vehicle financial responsibility.

Referred to Committee on Insurance.

By Representative Crawford of Swain:

H. B. 1211, a bill to be entitled an act to amend H. B. 71, ratified the 26th day of March, 1959, relating to the fees of jurors in Swain County.

On motion of Representative Crawford of Swain the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Woodard of Northampton:

H. R. 1212, a joint resolution honoring the memory of Hinton Lee Joyner, formerly of Northampton County.

On motion of Representative Woodard of Northampton the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

And,

H. B. 1213, a bill to be entitled an act to amend Chapter 1207 of the Session Laws of 1957 relating to the operation of juke boxes in Northampton County.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 1214, a bill to be entitled an act relating to compensation of elective and appointive officials of Northampton County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Blue:

H. B. 1215, a bill to be entitled an act modifying General Statutes 115-90 and other provisions of law so as to authorize the County Board of Education of Moore County to elect a Vice-Chairman of the Board and permit the Vice-Chairman to sign warrants or vouchers in lieu of the Chairman of said board.

Referred to Committee on Education.

By Representatives Harris of Wake, Whitley, and Womble:

H. B. 1216, a bill to be entitled an act to amend Chapter 1040 of the Session Laws of 1945 to make the provisions thereof applicable to Wake County.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Askew and Wallace:

H. R. 1217, a joint resolution authorizing appointment of a commission to continue a study of the revenue structure of the state and to make its recommendations to the 1961 General Assembly.

Referred to Committee on Finance.

By Representative O'Neal:

H. B. 1218, a bill to be entitled an act amending Chapter 655, Session Laws of 1951, as amended, relating to the commissions of the Sheriff of Hyde County as Tax Collector.

Referred to Committee on Salaries and Fees.

By Representative Reid:

H. B. 1219, a bill to be entitled an act relative to municipal and county taxation of operators of cigarette dispensing machines.

Referred to Committee on Finance.

By Representative Taylor:

H. B. 1220, a bill to be entitled an act to authorize the Board of County Commissioners of Anson County to levy an additional industrial development tax, subject to a referendum of the people.

Referred to Committee on Finance.

And,

H. B. 1221, a bill to be entitled an act to amend Article 36 of Chapter 7 of the General Statutes relating to the County Criminal Court of Anson County.

Referred to Committee on Judiciary No. 2.

And,

H. B. 1222, a bill to be entitled an act to repeal Chapter 747 of the Session Laws of 1945, to provide for the appointment of the Anson County Jailer, and to make provision for the operation of the Anson County Jail.

Referred to 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:

H. B. 1066, a bill to be entitled an act to authorize Boards of Education to pledge non-tax revenues to the repayment of loans from the State Literary Fund.

Returned for concurrence in Senate amendment.

On motion of Representative Hardy the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 317, a bill to be entitled an act amending various Sections of Chapter 115 of the General Statutes and defining the North Carolina Public School System as consisting of eleven grades instead of twelve, and providing for a school year of two hundred days instead of one hundred eighty days.

Referred to Committee on Education.

S. B. 426, a bill to be entitled an act to provide for elections in the Towns of Hazelwood and Waynesville on the question of consolidation of said towns and subject to said elections to provide a Charter for the consolidated town.

Referred to Committee on Local Government.

## CALENDAR

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

H. B. 1077, a bill to be entitled an act to authorize Burke County and the municipalities therein to expend funds so as to extend certain water, sewer, and electrical facilities to industrial site areas.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey, of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uz-zell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whit-mire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.



Those voting in the negative are: None.

H. B. 1080, a bill to be entitled an act striking out the last sentence of the exception contained in Section 1, Chapter 205, Private Laws of 1929, and repealing all of Chapter 191, Private Laws of 1933, and all of Chapter 647, Session Laws of 1947, relating to the corporate limits of the City of Asheville.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey, of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uz-zell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whit-mire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 1083, a bill to be entitled an act to incorporate the Town of Have-lock, North Carolina, in Craven County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey, of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uz-zell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whit-mire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 1116, a bill to be entitled an act validating and confirming the appointment, election, and qualifying of the Mayor and the members of the Board of Commissioners and other officers of the Town of Huntersville and all actions and proceedings taken by any such mayor, board, or officer subsequent to the 1957 regular municipal election for said town.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey, of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 1133, a bill to be entitled an act to amend the Charter of the Town of Yadkinville so as to extend the limits of the town.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey, of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 1137, a bill to be entitled an act amending Chapter 552, Session Laws of 1957, the same being the Charter of the Town of Jefferson, so as to extend the corporate limits of said town.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey, of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 1139, a bill to be entitled an act to amend Chapter 334 of the Private Laws of 1907 relating to the corporate limits of the Town of Garysburg.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey, of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 1149, a bill to be entitled an act to amend General Statutes 153-9 (47) to provide for the employment of the plumbing inspectors in Cumberland County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey, of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uz-zell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whit-mire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

S. B. 330, a bill to be entitled an act enabling the County of Vance and the City of Henderson to establish an Airport Authority for the maintenance of airport facilities for the citizens of Vance County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey, of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uz-zell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whit-mire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

S. B. 353, a bill to be entitled an act to amend Chapter 1159 of the 1951 Session Laws defining and establishing the corporate limits of the Town of Marion.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey, of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 984, a bill to be entitled an act relating to the compensation of the members of the Board of Commissioners of Moore County.

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

H. B. 1002, a bill to be entitled an act to extend the jurisdiction of the Recorder's Court of the Town of Bessemer City.

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

H. B. 1005, a bill to be entitled an act to amend Chapter 115 of the Private Laws of North Carolina Extra Session 1913 being the Charter of the Town of Clinton and relating to municipal elections.

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

H. B. 1006, a bill to be entitled an act to amend the Charter of the Town of Nashville in Nash County so as to extend the jurisdiction of the Mayor and other judicial officers of the town to include all of the territory situated within two miles of the corporate limits of the said town.

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

H. B. 1010, a bill to be entitled an act rewriting numbered paragraph 15 of General Statutes 14-335 relating to the punishment for public drunkenness in Avery County.

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 to regulate the purchase, owning, and registration of firearms in McDowell County.

On motion of Representative Lloyd the committee amendment is adopted. Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1025, a bill to be entitled an act authorizing the qualified voters of the Town of Gibsonville to vote upon the establishment of liquor control stores in the Town of Gibsonville.

Representative Kiser calls for the "Ayes" and "Noes" on the passage of the bill; the call sustains.

The bill passes its second reading by the following vote.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Bell, Bowman, Braswell, Bryant, Buchanan, Burgess, Bynum, Byrum, Childers, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Delamar, Dill, Gaither, Hardy, Hargett, Harris of Wake, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Jordan, Kemp, Kerr, Murphrey of Halifax, Patterson, Phelps, Raby, Reid, Snapp, Spruill, Strayhorn, Turner, Umstead, Uzzell, Venters, Whitehurst, Whitley, Womble, Woodard of Wilson, and Yarborough—48.

Those voting in the negative are: Representatives Blue, Britt of Bladen, Britt of Robeson, Brock, Burleson, Coates, Courtney, Crawford of Swain, Davis of Rutherford, Drummond, Gobble, Greenwood, Gregory, Hawfield, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Jackson, Johnson, Jones of Pitt, Kiser, Leatherman, Long, Murphy of Pender, Newman, Palmer, Philpott, Powell, Regan, Rodenbough, Satterfield, Stone, Story, Taylor, Thomas, Valentine, Wallace, Watkins, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Wooten, and Yates—46.

Representative Kiser objects to the third reading and the bill remains on the Calendar for its third reading.

H. B. 1038, a bill to be entitled an act to amend Part 3A (subdivision) of Article 18 of the General Statutes relating to the regulation of the subdivision of land by municipalities so as to make the provisions thereof applicable to Transylvania County.

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

H. B. 1045, a bill to be entitled an act to amend Chapter 715 of the Session Laws of 1953 relating to the annual appropriation by the Board of Commissioners of Wilson County for the maintenance of the Wilson County Law Library.

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

H. B. 1054, a bill to be entitled an act to fix the compensation of the members of the Pasquotank County Board of Education.

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

H. B. 1055, a bill to be entitled an act to amend Chapter 35 of the Session Laws of 1957 relating to the election of members of the Board of Education of the Asheboro City Administrative Unit.

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

H. B. 1063, a bill to be entitled an act amending General Statutes 160-346 relating to the salaries of the members of the City Council and of the Mayor of the City of Fayetteville.

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

H. B. 1068, a bill to be entitled an act to amend Chapter 114 of the Session Laws of 1951 relating to salaries and other allowances of certain officials of Duplin County.

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

H. B. 1075, a bill to be entitled an act relating to the fees to be charged by the Coroner of Watauga County.

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

H. B. 1088, a bill to be entitled an act placing the Tax Collector and Treasurer of Mitchell County on a salary basis effective the first Monday in December, 1960.

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 Chapter 378 of the Session Laws of 1955 relating to the prepayment of taxes in Mecklenburg County and the City of Charlotte, so as to make the same applicable to the Town of Cornelius.

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

H. B. 1091, a bill to be entitled an act to repeal Chapter 1034 of the Session Laws of 1953 relating to fishing in the waters of Bladen County during the nighttime.

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

H. B. 1096, a bill to be entitled an act to regulate the payment of taxes in Mitchell County and to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

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

H. B. 1099, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court of Catawba County.

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

H. B. 1101, a bill to be entitled an act to amend Chapter 1278 of the Session Laws of 1957 relating to the election of the Judges and Solicitors of the Municipal-County Court of Guilford County.

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

H. B. 1106, a bill to be entitled an act to amend General Statutes 163-175 relating to the marking of ballots in primary and general elections in the City of Washington in Beaufort County.

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

H. B. 1107, a bill to be entitled an act to amend certain Sections of Articles 30 and 31, Chapter 7, of the General Statutes of North Carolina relating to the establishment of general county courts as said sections relate to Beaufort County.

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

H. B. 1108, a bill to be entitled an act rewriting Section 1 of Chapter 479, Public-Local Laws of 1917, and amending Chapter 273, Public-Local Laws of 1937, as amended, so as to increase the terms of office of the members of the Board of County Commissioners and the Tax Collector of Buncombe County from two to four years.

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

H. B. 1109, a bill to be entitled an act to ratify the official acts of Cooper G. Grizzard, former Clerk of the Town of Farmville.

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

H. B. 1110, a bill to be entitled an act amending Section 3, Chapter 327, Private Laws of 1913, as amended, so as to provide for nonpartisan primaries in the Town of Hamlet.

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

H. B. 1115, a bill to be entitled an act authorizing the City of Charlotte to permit and authorize the erection of a building or buildings or other improvements which shall extend over Howell's Arcade and certain alleyways in Charlotte, North Carolina.



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

H. B. 1124, a bill to be entitled an act relating to the nomination of members of the Columbus County Board of Education and their terms of office.

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

H. B. 1125, a bill to be entitled an act relating to the nomination of members of the Board of Education of the Whiteville City Administrative Unit and their terms of office.

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

H. B. 1126, a bill to be entitled an act relating to the minutes of the meetings of the Franklin County Board of Education.

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 amend Section 6 of Chapter 1191 of the Session Laws of 1957 relating to the disposition of the net profits of Alcoholic Beverage Control Stores of the Town of Clinton.

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 adopting official records of uncollected taxes for the years 1956 and 1957 for the County of Buncombe and the City of Asheville.

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

H. B. 1135, a bill to be entitled an act relating to municipal elections in the City of Goldsboro.

On motion of Representative Braswell the bill is recommitted to the Committee on Local Government.

H. B. 1140, a bill to be entitled an act extending the terms of office of the present members of the Durham County Board of Education and providing for the election of their successors by the qualified voters of the county.

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 to regulate the compensation of the members of the Board of Aldermen of the City of Sanford.

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 to amend Chapter 548 of the Session Laws of 1947 relating to the salary of officials in the Town of Broadway in Lee County.

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

H. B. 1148, a bill to be entitled an act to authorize the County Commissioners of Cumberland County to fix the fees and commissions to be charged by the Clerk of Superior Court, the Sheriff, and Register of Deeds of Cumberland County.

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

H. B. 1151, a bill to be entitled an act authorizing the City of Rocky Mount to lease or grant easements in certain land that is not needed for municipal purposes.

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

H. B. 1152, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Guilford County.

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 amend General Statutes 14-197 relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County.

Passes its second and third readings and is ordered enrolled.

S. B. 320, a bill to be entitled an act to authorize the qualified voters of the Town of Mount Airy to determine whether or not Alcoholic Beverage Control Stores shall be established in said town and to prescribe the disposition of the net profits thereof.

Passes its second and third readings and is ordered enrolled.

S. B. 363, a bill to be entitled an act validating all acts of Alfonso F. Felton and C. W. Mayo as members of the Edgecombe County Board of Education taken prior to their qualification.

Passes its second and third readings and is ordered enrolled.

S. B. 380, a bill to be entitled an act to regulate and fix the salaries of the Sheriff, Register of Deeds, and Clerk of Superior Court of Lenoir County.

Passes its second and third readings and is ordered enrolled.

S. B. 381, a bill to be entitled an act to extend the planning and zoning powers of the Town of Murfreesboro and its governing body to the territory beyond and surrounding the corporate limits of the Town of Murfreesboro for a distance of one mile in all directions.

Passes its second and third readings and is ordered enrolled.

S. B. 385, a bill to be entitled an act to fix the salaries of the Clerk of the Superior Court, Sheriff, and Register of Deeds of Forsyth County, and to revise provisions with respect to the Special Trust Fund created by Chapter 147, Session Laws of 1943, for said Clerk of Superior Court's office.

Passes its second and third readings and is ordered enrolled.

S. B. 391, a bill to be entitled an act repealing Chapter 174, Public Laws of 1909, Chapter 135, Public-Local Laws of 1911, and Chapter 495, Public-Local Laws of 1927 relating to foxhunting in Chatham County.

Passes its second and third readings and is ordered enrolled.

S. B. 395, a bill to be entitled an act to amend Chapter 759 of the Session Laws of 1953 relating to the Board of Education of Union County.

Passes its second and third readings and is ordered enrolled.

S. B. 396, a bill to be entitled an act relating to terms for the Board of County Commissioners of Union County.

Passes its second and third readings and is ordered enrolled.

H. B. 347, a bill to be entitled an act amending certain Sections of Article 9, Chapter 106, of the General Statutes relating to commercial feeding stuffs.

Passes its third reading, as amended, by the following vote and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 1129, a bill to be entitled an act to amend General Statutes 131-126.31 relating to petitions for formation of hospital districts.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 928, a bill to be entitled an act to amend General Statutes 115-157 relating to pay of teachers on a twelve-month basis upon individual teacher request rather than upon administrative unit request.

The bill passes its third reading and is ordered sent to the Senate without engrossment.

H. B. 373, a bill to be entitled an act authorizing municipalities with populations of 2500 or more to zone for a distance of one mile beyond their corporate limits.

On motion of Representative Wooten consideration of the bill is postponed until Thursday, June 4, 1959.

H. B. 496, a bill to be entitled an act to amend Chapter 122 of the General Statutes so as to provide for the Western Carolina Training School for mentally retarded children.

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 clarify and amend the Workmen's Compensation Act as it relates to the approval of attorneys' fees.

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

H. B. 662, a bill to be entitled an act to amend the provisions of General Statutes 1-539.5 relating to jury trials in small claims actions by providing that the judges shall not file written findings of fact and conclusions of law unless requested.

On motion of Representative Womble the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 801, a bill to be entitled an act to amend General Statutes 46-14 relating to judgments rendered in partition proceedings.

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 to amend General Statutes 28-173 relating to the application of amounts recovered in actions for wrongful death.

On motion of Representative Valentine consideration of the bill is postponed until Thursday, June 4, 1959.

H. B. 820, a bill to be entitled an act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System so as to permit retirement coverage of employees of certain licensing and examining boards.

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

H. R. 973, a joint resolution creating a Commission to study the public school education of exceptionally talented children.

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

H. B. 1001, a bill to be entitled an act to amend General Statutes 108-30.1 relating to liens on real property owned by recipients of Old Age Assistance.

On motion of Representative Wooten consideration of the bill is postponed until Thursday, June 4, 1959.

H. B. 1003, a bill to be entitled an act to amend General Statutes 84 relating to attorneys at law.

On motion of Representative Jordan consideration of the bill is postponed until June 10, 1959.

H. B. 1020, a bill to be entitled an act to amend General Statutes 135-20 so as to make clear the legislative intent that Justices of the Peace and Township Constables are not subject to Social Security coverage.

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

H. B. 1046, a bill to be entitled an act amending General Statutes 106-266.21 to require evidence of sale of milk below cost, rather than mere allegation thereof, in order to make prima facie case.

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

H. B. 1052, a bill to be entitled an act to provide for the removal of Justices of the Peace from office for certain causes.

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 General Statutes 47-108.11 relating to validation of recorded instruments where seals have been omitted.

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 amending Chapter 552 of the 1955 Session Laws of North Carolina to allow for the completion of sewage treatment plants under construction on July 1, 1959.

On motion of Representative Kemp the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1093, a bill to be entitled an act to amend General Statutes 136-19 and to add a new Article to Chapter 136 of the General Statutes relating to condemnation procedure applicable to the State Highway Commission.

Representative Bynum offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1094, a bill to be entitled an act to amend Chapter 47 of the General Statutes to provide for registration of a mortgage or deed of trust of a leasehold interest or other chattel real to be registered in the county where the land lies.

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

H. R. 1123, a joint resolution directing the State Board of Education to study teacher evaluation, rating, and certification.

On motion of Representative Hill of Durham consideration of the bill is postponed until Thursday, June 4, 1959.

H. B. 1131, a bill to be entitled an act providing for changing the names of the several state hospitals and training schools.

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

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 162. An Act to provide for the systematic revaluation of property for ad valorem tax purposes.

S. B. 217. An Act to amend Sections 90-131 and 90-132 of Chapter 90 of the General Statutes of North Carolina relating to the licensing, regulation, and practice of licensed Doctors of Osteopathy.

S. B. 302. An Act amending certain sections of Article 2, Chapter 106, of the General Statutes relating to commercial fertilizers.

S. B. 303. An Act to amend certain Sections of Article 26 of Chapter 106 of the General Statutes of North Carolina relating to the inspection and purity of ice cream and other frozen food products, and also relating to the testing of milk and other dairy products.

S. B. 370. An Act to amend Chapter 14 of the Private Laws of 1927 and Chapter 37 of the 1947 Session Laws of North Carolina relating to the Charter of the Gastonia City Administrative School Unit.

S. B. 375. An Act to extend the corporate limits of the Town of Warsaw.

S. B. 378. An Act relating to the issuance by the City of Durham of Revenue Refunding Bonds and investment of certain proceeds of such bonds.

S. B. 438. An Act authorizing the appointment of a Jury Commissioner for Beaufort County, to regulate the preparation of jury rolls and jury scrolls, and to regulate the drawing of jury and grand jury panels in the Superior Court of Beaufort County.

H. B. 492. An Act to authorize counties to levy a special tax to defray expenses of mapping lands and discovering unlisted land.

H. B. 507. An Act to rewrite General Statutes 160-452 relating to the annexation of land by municipalities on petition by all owners of real property.

H. B. 584. An Act to prohibit willful attendance of persons as spectators at a race or speed competition between motor vehicles, prearranged and conducted on a street or highway.

H. B. 587. An Act to amend General Statutes 108-9 to prohibit the payment of Welfare or Public Assistance Funds for the care of occupants of nursing homes or homes for the aged or infirm owned or operated by members of Public Welfare and other boards or their relatives.

H. B. 707. An Act to revise and consolidate the Charter of the Town of Castalia, North Carolina.

H. B. 723. An Act to amend General Statutes 156-120 relating to easements and rights-of-way belonging to drainage districts.

H. B. 771. An Act to incorporate the Town of Trent Woods in Craven County, North Carolina.

H. B. 789. An Act to repeal Chapter 987, Session Laws of 1949, as amended by Chapter 888, Session Laws of 1953, relating to the funding of interest on bonds of the Town of Columbus.

H. B. 822. An Act to permit the City of Winston-Salem to accept deeds for real estate in payment of taxes and special assessments due thereon in lieu of foreclosure of the tax lien or special assessment lien, and to resell such property.

H. B. 823. An Act amending Chapter 296 of the Public-Local Laws for the Year 1939 permitting the Winston-Salem Employees Retirement Fund to be invested in those types of securities or other investments authorized by law for the investment of assets of domestic life insurance companies.

H. B. 832. An Act to fix the corporate limits of the Town of Farmville in Pitt County.

H. B. 865. An Act to amend Chapter 926 of the Session Laws of 1947 relating to the Charlotte Firemen's Retirement System.

H. B. 875. An Act to amend General Statutes 153-9 relating to certain special tax levies so as to make the same applicable to Greene County.

H. B. 881. An Act to validate tax levies and tax sales of the Town of Aulander in Bertie County.

H. B. 882. An Act to validate certain tax levies and tax sales of Bertie County.

H. B. 892. An Act to incorporate the Town of Cape Carteret, North Carolina.

H. B. 927. An Act permitting Davie County to authorize bonds for school purposes in maximum aggregate principal amount of one million seven hundred thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

H. B. 936. An Act relating to trial of cases in Superior Court of Camden County.

H. B. 979. An Act amending Section 9, Chapter 4, Public-Local Laws of 1937, so as to authorize the Sinking Fund Commission for Buncombe County to receive, invest, and account for any funds placed in a School Capital Reserve Fund in Buncombe County.

H. B. 1013. An Act to amend General Statutes 7-186 relating to the appointment of a Recorder for the Recorder's Court of the Town of Liberty, Randolph County.

On motion of Representative Buchanan the House takes a recess until tonight at 8 o'clock.

NIGHT SESSION

June 3, 1959

The House meets pursuant to its recess and is called to order by Mr. Speaker Hewlett.



On motion of Representative Askew the courtesies of the floor are extended the Honorable Louis Combs of Tyrrell County and former member of the House of Representatives.

On motion of Representative Valentine S. B. 143, entitled "a bill to be entitled an act concerning gifts of securities and money to minors and to make uniform the law with reference thereto", is taken from the Committee on Judiciary No. 2 and recommitted to the Committee on Judiciary No. 1.

On motion of Representative Braswell, Larry Strickland of Wayne County is made an honorary page of the House.

#### 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 Representative Womble, for the Committee on Roads and Highway Safety.

Committee Substitute for H. B. 447, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes entitled "Motor Vehicles".

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Womble the substitute bill is adopted.

By Representative Hostetler, for the Committee on Insurance.

H. B. 902, a bill to be entitled an act to amend General Statutes 58-44 to eliminate the requirement that bid bonds be countersigned by resident insurance agents.

With a favorable report.

H. B. 950, a bill to be entitled an act to provide for purchase of adequate liability insurance coverage on all state-owned motor vehicles under the control of the General Services Division.

With a favorable report.

By Representative Harriss of Rowan, for the Committee on Appropriations.

Committee Substitute for H. B. 9, 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 bill.

On motion of Representative Harriss of Rowan the substitute bill is adopted.

By Representative Blue, for the Committee on Finance.

H. B. 773, a bill to be entitled an act to regulate the operation of water-craft on the waters of the state.

With a favorable report.

H. B. 788, a bill to be entitled an act to authorize the issuance of school building bonds and notes in behalf of the Wadesboro City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

With a favorable report.

H. B. 1064, a bill to be entitled an act to amend Article 13C of Chapter 131 of the General Statutes relating to county hospital districts.

With a favorable report.

H. B. 1220, a bill to be entitled an act to authorize the Board of County Commissioners of Anson County to levy an additional industrial development tax subject to a referendum of the people.

With a favorable report.

H. B. 1128, a bill to be entitled an act to amend Section 130-128 of the General Statutes of North Carolina relating to the powers of sanitary districts.

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 Representative Yarborough:

H. B. 1223, a bill to be entitled an act to create the Franklin County Peace Officers' Relief Association.

Referred to Committee on Judiciary No. 1.

By Representative Davis of Lenoir:

H. B. 1224, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the Board of County Commissioners of Lenoir County to appropriate funds to assist the volunteer fire department in the Wheat Swamp Community of Lenoir County, if and when the same is organized.

Referred to Committee on Local Government.

By Representative Arledge:

H. B. 1225, a bill to be entitled an act to amend General Statutes 152-5 relating to the fees of coroners in Polk County.

Referred to Committee on Local Government.

By Representatives Crawford of Buncombe and Arledge:

H. R. 1226, a joint resolution requesting the Governor to call an Extra Session of the General Assembly to convene sometime in the fall of 1959, after October 1, 1959, for the purpose of considering amendments to the North Carolina Constitution and the modification of the State Judicial System.

Referred to Committee on Constitutional Amendments.

#### 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. 104, a bill to be entitled an act to rewrite the statutes on dissent from wills.

Referred to Committee on Judiciary No. 2.

S. B. 219, a bill to be entitled an act to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and totally disabled.

Referred to Committee on Public Welfare.

S. B. 359, a bill to be entitled an act to amend Chapter 106 of the General Statutes of North Carolina by inserting a new article therein pertaining to the further agricultural development of North Carolina.

Referred to Committee on Agriculture.

S. B. 377, a bill to be entitled an act to prohibit the sale of beer, wine, and all other alcoholic beverages within two and one-half miles of the Glad Valley School, Incorporated, in Alleghany County.

Referred to Committee on Local Government.

S. B. 388, a bill to be entitled an act to increase the membership of the Board of Commissioners of Brunswick County from three to five members.

Referred to Committee on Local Government.

S. B. 408, a bill to be entitled an act to amend General Statutes 143-309 relating to judicial review of certain administrative agencies.

Referred to Committee on Judiciary No. 2.

S. B. 404, a bill to be entitled an act to amend General Statutes 78-4 relating to exempt transactions under the Securities Law.

Referred to Committee on Judiciary No. 2.

S. B. 409, a bill to be entitled an act to amend the Charter of the Town of Fuquay Springs so as to provide different election dates for municipal officers and to provide four-year terms of office for Town Commissioners.

Referred to Committee on Local Government.

S. B. 416, a bill to be entitled an act relating to the operation of the State Fair and the holding of expositions and other projects on the grounds thereof.

Referred to Committee on Agriculture.

S. B. 435, a bill to be entitled an act amending Chapter 324, Session Laws of 1955, so as to fix the fees to be charged by the Sheriff of Wake County and the Constables of the various townships in said county for serving civil summons.

Referred to Committee on Salaries and Fees.

S. B. 439, a bill to be entitled an act to provide for county-wide nomination and election of County Commissioners in Halifax County.

Referred to Committee on Judiciary No. 2.

S. B. 440, a bill to be entitled an act relating to the appointment of Deputy Sheriffs and the fixing of their salaries in Halifax County.

Referred to Committee on Judiciary No. 2.

S. B. 449, a bill to be entitled an act to fix the compensation of the members of the Board of Education in Granville County.

Referred to Committee on Salaries and Fees.

S. B. 450, a bill to be entitled an act to amend Chapter 1145 of the Session Laws of 1951 relating to jail fees for the Town of Creedmoor in Granville County.

Referred to Committee on Salaries and Fees.

S. B. 452, a bill to be entitled an act relating to the taking of shrimp in Brunswick and Pender Counties.

On motion of Representative Murphy the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

S. B. 454, a bill to be entitled an act to amend Section 4, Chapter 779, of the 1955 Session Laws.

Referred to Committee on Judiciary No. 2.

S. B. 455, a bill to be entitled an act to authorize the City of High Point to promulgate ordinances requiring the owners of property to remove any weeds, undergrowth, debris, trash, or other offensive matter or thing.

Referred to Committee on Local Government.

S. R. 457, a joint resolution honoring the memory of Cary Howard King.

On motion of Representative Wilson the rules are suspended and the resolution is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered enrolled.

H. B. 839, a bill to be entitled an act to appoint Justices of the Peace for the several counties of North Carolina.

Returned for concurrence in Senate amendment.

On motion of Representative Powell the bill is placed on the Calendar.

H. B. 924, a bill to be entitled an act relating to the operation of motor-boats and other craft on certain waters in Pender County.

Returned for concurrence in Senate amendment.

On motion of Representative Murphy 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:

S. B. 72, a bill to be entitled an act to amend Chapter 55 of the North Carolina General Statutes.

On motion of Representative Childers the committee amendments are adopted.

Representative High offers an amendment.

Representative Jones of Ashe moves that the amendment offered by Representative High lie on the table; the motion prevails and the amendment is tabled.

Representative Zollicoffer offers an amendment which is adopted.

Representative Kerr moves that the bill be recommitted to a Judiciary Committee.

Representative Belk moves that the motion offered by Representative Kerr be tabled; the motion prevails.

The bill remains on the Calendar.

On motion of Representative Lackey the House adjourns and will meet tomorrow at 11 o'clock A. M.

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## ONE HUNDRED-FOURTH DAY

HOUSE OF REPRESENTATIVES

Thursday, June 4, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Belk, Ethel Clare Kennedy, daughter of Representative and Mrs. Kennedy of Mecklenburg County, is made an honorary pagette of the House.

On motion of Representative Cover, Anne Ennis of Harnett County is made an honorary pagette of the House of Representatives.

On motion of Representative Bell, Cynthia Reid, daughter of Representative and Mrs. Reid of Surry County, is made an honorary pagette of the House.

On motion of Representative Dill the courtesies of the floor are extended the Honorable Ben Fountain, a former member of the House from Edgecombe County.

On motion of Representative Kiser H. B. 1171, entitled "a bill to be entitled an act amending General Statutes 108-14, relating to powers and duties of County Welfare Superintendents", is taken from the Committee on Public Welfare and recommitted to the Committee on Judiciary No. 1.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 347, a bill to be entitled an act amending certain sections of Article 9, Chapter 106 of the General Statutes, relating to commercial feeding stuffs.

H. B. 662, a bill to be entitled an act to amend the provisions of General Statutes 1-539.5 relating to jury trials in small claims actions by providing that the judges shall not file written findings of fact and conclusions of law unless requested.

H. B. 1017, a bill to be entitled an act to regulate the purchase, owning and registration of firearms in McDowell County.

H. B. 1070, a bill to be entitled an act amending Chapter 552 of the 1955 Session Laws of North Carolina to allow for the completion of sewage treatment plants under construction on 1 July 1959.

H. B. 1093, a bill to be entitled an act to amend General Statutes 136-19 and to add a new article to Chapter 136 of the General Statutes relating to condemnation procedure applicable to the State Highway Commission.

## 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 Representative Kemp, for the Committee on Local Government.

H. B. 1119, a bill to be entitled an act authorizing the Board of County Commissioners of Cabarrus County to place the Clerk of the Superior Court and the Register of Deeds of said county on a salary basis.

With a favorable report.

H. B. 1155, a bill to be entitled an act to authorize the Board of County Commissioners of Currituck County to appoint special county law enforcement officers.

With a favorable report.

H. B. 1156, a bill to be entitled an act fixing the compensation of the Sub-Recorder of the Union County Recorders' Court.

With a favorable report.

H. B. 1173, a bill to be entitled an act to amend Article 2, Section 4(b) of Chapter 107, Private Laws of 1931, relating to the Charter of the City of High Point.

With a favorable report, as amended.

H. B. 1174, a bill to be entitled an act to create a bird sanctuary within the territorial limits of Cove City, in Craven County.

With a favorable report.

H. B. 1175, a bill to be entitled an act to authorize the City Council of the City of Laurinburg to convey certain property to the Scotland County Memorial Library.

With a favorable report.

H. B. 1191, a bill to be entitled an act to authorize and empower the City of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof.

With a favorable report, as amended.

H. B. 1195, a bill to be entitled an act creating the Carteret County Planning Commission, providing for its organization powers and duties and conferring upon the Board of County Commissioners and the governing bodies of the several municipalities in Carteret County the power and authority to adopt and enforce comprehensive regulations providing for the orderly growth and sound development of Carteret County.

With a favorable report.

H. B. 1196, a bill to be entitled an act to amend Chapter 404 of the Session Laws of North Carolina 1955 amending the Charter of the Town of Beaufort

relating to the first meeting of the Board of Commissioners following their election.

With a favorable report.

H. B. 1178, a bill to be entitled an act to transfer certain delinquent taxes in Montgomery County to the general fund.

With a favorable report.

H. B. 1182, a bill to be entitled an act to fix the compensation of the Chairman and members of the Board of County Commissioners of Cumberland County.

With a favorable report.

H. B. 1200, a bill to be entitled an act to direct the disposition of delinquent taxes collected in behalf of Chowan County.

With a favorable report.

H. B. 1201, a bill to be entitled an act to amend Chapter 7 of the General Statutes of North Carolina relating to fees of Justices of the Peace in Chowan County.

With a favorable report.

H. B. 1202, a bill to be entitled an act relating to the Johnston County Peace Officers' Relief Association.

With a favorable report.

H. B. 1207, a bill to be entitled an act to provide for the establishment of a Law Library for the Municipal Court of the City of High Point.

With a favorable report.

H. B. 1208, a bill to be entitled an act to amend Chapter 1160 of the Session Laws of 1953, as amended, as the same applies to Duplin County only.

With a favorable report.

H. B. 1224, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the Board of County Commissioners of Lenoir County to appropriate funds to assist the volunteer fire department in the Wheat Swamp Community of Lenoir County, if and when the same is organized.

With a favorable report.

H. B. 1225, a bill to be entitled an act to amend General Statutes 152-5 relating to the fees of Coroners in Polk County.

With a favorable report.

S. B. 196, a bill to be entitled an act to amend Chapter 895 of the Session Laws of 1947 relating to the operation of carnivals in Franklin County.

With a favorable report, as amended.



S. B. 347, a bill to be entitled an act to amend General Statutes 153-9 (43) 1957 Cumulative Supplement so as to make its provisions applicable to the County of Carteret.

With a favorable report.

S. B. 377, a bill to be entitled an act to prohibit the sale of beer, wine and all other alcoholic beverages within two and one-half miles of the Glade Valley School, Incorporated, in Alleghany County.

With a favorable report.

S. B. 384, a bill to be entitled an act to extend the corporate limits of the Town of Fuquay Springs, Wake County.

With a favorable report.

S. B. 388, a bill to be entitled an act to increase the membership of the Board of Commissioners of Brunswick County from three to five members.

With a favorable report.

S. B. 409, a bill to be entitled an act to amend the Charter of the Town of Fuquay Springs so as to provide different election dates for municipal officers and to provide four-year terms of office for Town Commissioners.

With a favorable report.

S. B. 426, a bill to be entitled an act to provide for elections in the Towns of Hazelwood and Waynesville on the question of consolidation of said towns and subject to said elections to provide a Charter for the consolidated towns.

With a favorable report.

S. B. 455, a bill to be entitled an act to authorize the City of High Point to promulgate ordinances requiring the owners of property to remove any weeds, undergrowth, debris, trash or other offensive matter or thing.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 477, a bill to be entitled an act to amend Chapter 150, Section 9 of the General Statutes of North Carolina so as to include within said section the State Board of Refrigeration Examiners.

With a favorable report, as amended.

H. B. 1074, a bill to be entitled an act to amend Chapter 1058 of the Session Laws of 1957 relating to false advertising as to going-out-of-business sales.

With a favorable report.

H. B. 1120, a bill to be entitled an act making the practice of phrenology, palmistry, fortune telling or clairvoyance unlawful in Pitt County except as specified.

With a favorable report.

H. B. 1193, a bill to be entitled an act amending Chapter 1288, Session Laws of 1955 and fixing the salaries of the Judge and Solicitor of the Police Court of the City of Asheville.

With a favorable report.

H. B. 1221, a bill to be entitled an act to amend Article 36 of Chapter 7 of the General Statutes relating to the County Criminal Court of Anson County.

With a favorable report.

H. B. 1222, a bill to be entitled an act to repeal Chapter 747 of the Session Laws of 1945, to provide for the appointment of the Anson County Jailer, and to make provision for the operation of the Anson County Jail.

With a favorable report.

S. B. 75, a bill to be entitled an act to amend Chapter 26 of the General Statutes relating to the transfer of an obligation to the paying surety.

With a favorable report, as amended.

S. B. 76, a bill to be entitled an act relating to the exercise of powers of joint personal representatives by one or more than one.

With a favorable report, as amended.

S. B. 145, a bill to be entitled an act amending General Statutes 15-153 so as to permit a bill of particulars in order to protect the defendant from a second prosecution.

With an unfavorable report.

S. B. 439, a bill to be entitled an act to provide for county-wide nomination and election of County Commissioners in Halifax County.

With a favorable report, as amended.

H. B. 100, a bill to be entitled an act to rewrite General Statutes 20-71.1 relating to rules of evidence in regard to ownership and agency of the operator of a motor vehicle involved in any accident.

With an unfavorable report.

H. B. 476, a bill to be entitled an act to amend Article 5, Section 52 and Article 5, Section 58(F) of Chapter 87 of the General Statutes of North Carolina relating to the State Board of Refrigeration Examiners.

With a favorable report, as amended.

By Representative Blue, for the Committee on Finance.

H. B. 321, a bill to be entitled an act to allow nonresident income taxpayers to take a pro rata standard deduction upon a reciprocal basis.

With an unfavorable report.

H. B. 511, a bill to be entitled an act permitting foreign insurance companies having regional home offices in North Carolina to obtain certain tax benefits.

With an unfavorable report.

H. B. 561, a bill to be entitled an act to allow for income tax purposes a limited deduction on account of federal income taxes.

With an unfavorable report.

H. B. 643, a bill to be entitled an act to amend General Statutes 105-83 relating to the privilege tax on installment paper dealers.

With an unfavorable report.

H. B. 986, a bill to be entitled an act to impose an additional five dollars license tax on the operation of music machines.

With an unfavorable report.

By Representative Dill, for the Committee on Counties, Cities and Towns.

H. B. 1157, a bill to be entitled an act relating to forms and registrations of warrants issued by Justices of the Peace in Hertford County.

With a favorable report, as amended.

H. B. 1158, a bill to be entitled an act to provide for the exercise of the powers of police officers beyond the corporate limits of the Town of Ahoskie in Hertford County.

With a favorable report.

H. B. 1167, a bill to be entitled an act to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

With a favorable report.

H. B. 1213, a bill to be entitled an act to amend Chapter 1207 of the Session Laws of 1957 relating to the operation of juke boxes in Northampton County.

With a favorable report.

H. B. 1214, a bill to be entitled an act relating to compensation of elective and appointive officials of Northampton County.

With a favorable report.

H. B. 1216, a bill to be entitled an act to amend Chapter 1040 of the Session Laws of 1945 to make the provisions thereof applicable to Wake County.

With a favorable report.

S. B. 328, a bill to be entitled an act to fix the compensation of the members of the Halifax County Board of Education.

With an unfavorable report.

By Representative Kiser, for the Committee on Public Welfare.

H. B. 1161, a bill to be entitled an act to amend Chapter 52A of the General Statutes of North Carolina to provide for inter-county application of the Uniform Reciprocal Enforcement of Support Act.

With a favorable report, as amended.

S. B. 219, a bill to be entitled an act to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and totally disabled.

With a favorable report.

By Representative Thomas, for the Committee on Salaries and Fees.

H. B. 1086, a bill to be entitled an act relating to the compensation of certain officials of Alamance County.

With a favorable report.

H. B. 1087, a bill to be entitled an act to repeal Chapter 232 of the Public-Local Laws of 1935 relating to the compensation of certain employees of Alamance County.

With a favorable report.

Committee Substitute for H. B. 1162, a bill to be entitled an act to fix the compensation of certain officials of Franklin County and to fix certain fees to be charged in said county.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Thomas the substitute bill is adopted.

H. B. 1163, a bill to be entitled an act to amend Chapter 465 of the Session Laws of 1955 relating to the salaries of certain officials of Mecklenburg County.

With a favorable report, as amended.

H. B. 1168, a bill to be entitled an act to amend Chapter 566, Session Laws of 1957, relating to the compensation of the Judge and Solicitor of the Recorder's Court of Rutherford County.

With a favorable report.

H. B. 1177, a bill to be entitled an act to establish and fix the salaries of the Mayor and members of the Board of Commissioners of the Town of Mocksville.

With a favorable report.

H. B. 1179, a bill to be entitled an act to amend Subsection 12a of General Statutes 153-9 so as to authorize the Board of County Commissioners of Montgomery County to fix the fees of Justices of the Peace.

With a favorable report.

H. B. 1189, a bill to be entitled an act fixing the salaries of certain public officials of Alamance County.

With a favorable report.

H. B. 1205, a bill to be entitled an act to fix the compensation of the members of the Elizabeth City City Board of Education.

With a favorable report.

H. B. 1218, a bill to be entitled an act amending Chapter 655, Session Laws of 1951, as amended, relating to the commissions of the Sheriff of Hyde County as Tax Collector.

With a favorable report.

S. B. 435, a bill to be entitled an act amending Chapter 324, Session Laws of 1955, so as to fix the fees to be charged by the Sheriff of Wake County and the constables of the various townships in said county for serving civil summons.

With a favorable report.

S. B. 449, a bill to be entitled an act to fix the compensation of the members of the Board of Education in Granville County.

With a favorable report.

S. B. 450, a bill to be entitled an act to amend Chapter 1145 of the Session Laws of 1951 relating to jail fees for the Town of Creedmoor in Granville County.

With a favorable report.

By Representative Murphy, for the Committee on Agriculture.

H. B. 1111, a bill to be entitled an act to amend General Statutes 106-266.8 (j) to extend the jurisdiction of the State Milk Commission in certain emergency situations.

With a favorable report.

By Representative McLaughlin, for the Committee on Banks and Banking.

H. B. 830, a bill to be entitled an act to amend Chapter 53, Article 6, of the General Statutes of North Carolina relating to banks.

With an unfavorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 760, a bill to be entitled an act to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons.

With a favorable report.

H. B. 1015, a bill to be entitled an act to rewrite General Statutes 110-39 pertaining to neglect and encouragement of delinquency of children.

With a favorable report.

H. B. 1112, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan County.

With a favorable report.

H. B. 1121, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Johnston County.

With a favorable report.

H. B. 1122, a bill to be entitled an act to authorize the Board of County Commissioners of Rowan County to license and regulate all vehicles operated for hire in unincorporated cities and towns in said county.

With a favorable report.

H. B. 1127, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Franklin County.

With a favorable report, as amended.

H. B. 1159, a bill to be entitled an act to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Alamance County.

With a favorable report.

H. B. 1160, a bill to be entitled an act to amend Section 7-186 of the General Statutes relating to election of Recorder of the Municipal Recorder's Court in the Town of Graham.

With a favorable report.

H. B. 1187, a bill to be entitled an act to amend Chapter 336, Session Laws of 1955, which amends General Statutes 115-182, to allow Justices of the Peace of Brunswick County compensation for issuing warrants and fixing bond in cases in which the bond is forfeited.

With a favorable report.

H. B. 1190, a bill to be entitled an act to amend General Statutes 14-346.1 so as to make the same applicable to Alamance County.

With a favorable report.

H. B. 1192, a bill to be entitled an act to amend Chapter 1334 of the Session Laws of 1955, relating to the regulation of the subdivision of land in and around municipalities, so as to make the same applicable to Rowan County.

With a favorable report.

H. B. 1194, a bill to be entitled an act to amend H. B. 525 relating to drainage and drainage districts ratified on May 22, 1959.

With a favorable report.

H. B. 1203, a bill to be entitled an act relating to the filing and recording of papers by the Clerk of Superior Court and the Register of Deeds of Franklin County.

With a favorable report.

H. B. 1204, a bill to be entitled an act to amend Chapter 92, Private Laws of 1905, to provide for staggered terms for Town Commissioners of the Town of Franklinton in Franklin County.

With a favorable report.

H. B. 1209, a bill to be entitled an act to exempt Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to service of warrants in criminal actions.

With a favorable report.

H. B. 1223, a bill to be entitled an act to create the Franklin County Peace Officers' Relief Association.

With a favorable report.

S. B. 61, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats and subdivisions and land surveys and recording of same.

With a favorable report, as amended.

S. B. 62, a bill to be entitled an act to repeal Article 6 of Chapter 81 of the General Statutes relating to the testing of surveyors' instruments and preservation of Meridian Monuments.

With a favorable report.

S. B. 63, a bill to be entitled an act to amend General Statutes 39-32.1 relating to control corners in real estate development.

With a favorable report.

S. B. 64, a bill to be entitled an act to amend Chapter 89 of the General Statutes relating to the registration and practice of land surveyors.

With a favorable report, as amended.

S. B. 65, a bill to be entitled an act to amend Chapter 154 of the General Statutes relating to county surveyors.

With a favorable report.

S. B. 143, a bill to be entitled an act concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

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 Representative Snepp:

H. B. 1227, a bill to be entitled an act to authorize municipal local option elections in counties to which the Alcoholic Beverage Control Act does not apply.

Referred to Committee on Propositions and Grievances.

By Representative Phelps:

H. B. 1228, a bill to be entitled an act to amend General Statutes 7-134 relating to fees of Justices of the Peace in Washington County.

Referred to Committee on Salaries and Fees.

By Representative Hill of Catawba:

H. B. 1229, a bill to be entitled an act validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

Passed first reading.

On motion of Representative Hill of Catawba the rules are suspended and the bill is placed on the Calendar for Friday, June 5, 1959.

By Representative Holcombe of Yancey:

H. B. 1230, a bill to be entitled an act providing for the appointment of a County Accountant for Yancey County, fixing his salary and term of office.

Referred to Committee on Local Government.

By Representative Kiser:

H. B. 1231, a bill to be entitled an act to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two (22) caliber.

Referred to Committee on Wildlife Resources.

By Representative Barwick:

H. B. 1232, a bill to be entitled an act to authorize the Board of County Commissioners of Pasquotank County to fix the salaries of certain county officials.

Referred to Committee on Salaries and Fees.

By Representative Whitmire:

H. B. 1233, a bill to be entitled an act amending Article 22, Chapter 14 of the General Statutes so as to make the release of pesticides, insecticides, fungicides, etc. from aircraft upon the lands of another, without his consent, a trespass, punishable as a misdemeanor.



Referred to Committee on Judiciary No. 2.

By Representatives Childers and Hill of Catawba:

H. B. 1234, a bill to be entitled an act to amend Article 17 of Chapter 66 of the General Statutes relating to closing-out sales.

Referred to Committee on Judiciary No. 2.

By Representative Spruill:

H. B. 1235, a bill to be entitled an act to provide for the consolidation and merger of the Town of Bertie and the Town of Windsor and to extend the limits of the Town of Windsor.

Referred to Committee on Local Government.

By Representatives Henley and High:

H. B. 1236, a bill to be entitled an act to amend Article IV of Chapter 902 of the Session Laws of 1953 relating to the supplementary retirement system of the City of Fayetteville.

Referred to Committee on Local Government.

By Representative Davis of Lenoir:

H. B. 1237, a bill to be entitled an act to amend Chapter 946 of the Session Laws of 1947, entitled "an act to amend the City Charter of the City of Kinston so as to create the office of City Manager and to provide for an election in respect to the adoption thereof"; so as to provide for the appointment of departmental heads by the City Council.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 1238, a bill to be entitled an act to amend Chapter 92 of the Private Laws of 1919 so as to provide that any vacancy in the Board of Trustees of the Kinston Graded School District be filled by the Board of Aldermen of the City of Kinston.

Referred to Committee on Education.

By Representative Crawford of Buncombe:

H. R. 1239, a joint resolution authorizing the appointment of a Commission to draft proposed legislation to modify the State Judicial System for submission to the General Assembly of 1961.

Representative Crawford of Buncombe moves that the rules be suspended and the bill placed on the Calendar for Thursday, June 11, 1959.

Representative Crawford of Buncombe withdraws his motion.

The bill is referred to Committee on Judiciary No. 1.

By Representative Braswell:

H. B. 1240, a bill to be entitled an act to amend Article 9 of Chapter 66 of the General Statutes relating to collection of accounts.

Referred to Committee on Judiciary No. 2.

By Representative Valentine:

H. B. 1241, a bill to be entitled an act to authorize the Board of County Commissioners of Nash County to fix the compensation for the Chairman and other members of the Board.

Referred to Committee on Judiciary No. 2.

#### MESSAGE FROM THE SENATE

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

H. B. 158, a bill to be entitled an act to prohibit the use of profane or threatening language to any person over a telephone.

Returned for concurrence in Senate amendment.

On motion of Representative Blue the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 393, a bill to be entitled an act whereby the growers of irish potatoes may regulate the grade and size of irish potatoes entering Interstate Commerce.

Returned for concurrence in Senate amendment.

On motion of Representative Sermons the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 506, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons.

Returned for concurrence in Senate amendment.

On motion of Representative Hicks the bill is placed on the Calendar.

#### CALENDAR

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

H. B. 1077, a bill to be entitled an act to authorize Burke County and the municipalities therein to expend funds so as to extend certain water, sewer, and electrical facilities to industrial site areas.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, By-

rum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1080, a bill to be entitled an act striking out the last sentence of the exception contained in Section 1, Chapter 205, Private Laws of 1929, and repealing all of Chapter 191, Private Laws of 1933 and all of Chapter 647, Session Laws of 1947, relating to the corporate limits of the City of Asheville.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1083, a bill to be entitled an act to incorporate the Town of Havelock, North Carolina, in Craven County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of

Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1116, a bill to be entitled an act validating and confirming the appointment, election and qualifying of the Mayor and the members of the Board of Commissioners and other officers of the Town of Huntersville and all actions and proceedings taken by any such mayor, board or officer subsequent to the 1957 regular municipal election for said town.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burlson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1133, a bill to be entitled an act to amend the Charter of the Town of Yadkinville so as to extend the limits of the town.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burlson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond,

Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1137, a bill to be entitled an act amending Chapter 552, Session Laws of 1957, the same being the Charter of the Town of Jefferson, so as to extend the corporate limits of said town.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1139, a bill to be entitled an act to amend Chapter 334 of the Private Laws of 1907 relating to the corporate limits of the Town of Garysburg.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High,

Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1149, a bill to be entitled an act to amend General Statutes 153-9 (47) to provide for the employment of the plumbing inspectors in Cumberland County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

S. B. 330, a bill to be entitled an act enabling the County of Vance and the City of Henderson to establish an Airport Authority for the maintenance of airport facilities for the citizens of Vance County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser,

Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

S. B. 353, a bill to be entitled an act to amend Chapter one thousand one hundred fifty-nine of the nineteen hundred and fifty-one Session Laws defining and establishing the corporate limits of the Town of Marion.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 788, a bill to be entitled an act to authorize the issuance of school building bonds and notes in behalf of the Wadesboro City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan,

Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1089, a bill to be entitled an act to authorize the Board of County Commissioners of Mitchell County to levy a special tax for the purpose of supplementing retirement benefits of retired county officials and employees.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1105, a bill to be entitled an act to authorize the Board of County Commissioners of Beaufort County to call a special election for the authorization of an Industrial Development Tax for Beaufort County and to create and fix the powers of an Industrial Development Commission for Beaufort County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman,



O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1220, a bill to be entitled an act to authorize the Board of County Commissioners of Anson County to levy an additional Industrial Development Tax subject to a referendum of the people.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1025, a bill to be entitled an act authorizing the qualified voters of the Town of Gibsonville to vote upon the establishment of liquor control stores in the Town of Gibsonville.

The bill fails to pass its third reading.

Representative Turner moves that the vote by which the bill failed to pass its third reading be reconsidered.

Representative Kiser moves that the motion offered by Representative Turner lie on the table; the motion fails of adoption.

The question now recurs to the adoption of the motion offered by Representative Turner; and on this motion Representative Kiser calls for the "Ayes" and "Noes". The call sustains.

The third reading of the bill is reconsidered by the following vote:

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Bell, Bowman, Braswell, Bryant, Buchanan, Burgess, Bynum, Byrum, Childers, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Delamar, Dill, Etheridge, Everett, Gaither, Hardy, Hargett, Har-

riss of Rowan, Harris of Wake, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Humphrey, Hunt, Jordan, Kemp, Kennedy, Kerr, Murphrey of Halifax, Patterson, Phelps, Reid, Sermons, Snepp, Spruill, Strayhorn, Taylor, Turner, Umstead, Uzzell, Valentine, Venters, Whitehurst, Whitley, Williamson, Womble, Woodard of Wilson, Yarborough and Zollicoffer—58.

Those voting in the negative are: Representatives Blue, Britt of Bladen, Britt of Robeson, Brock, Burlson, Burrow, Byrd, Coates, Courtney, Crawford of Swain, Davis of Rutherford, Dolley, Doughton, Drummond, Edmisten, Gobble, Greenwood, Gregory, Hawfield, Holcombe of Madison, Holmes, Hostetler, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Kiser, Leatherman, Long, McLaughlin, Murphy of Pender, Newman, Palmer, Philpott, Powell, Raby, Rodenbough, Satterfield, Stone, Story, Thomas, Wallace, Whitmire, Wicker, Wilson, Woodard of Northampton, Wooten and Yates—48.

On motion of Representative Kiser the vote is verified.

The question now recurs to the passage of the bill on its third reading.

Representative Satterfield calls for the "Ayes" and "Noes" on the passage of the bill on its third reading; the calls sustains.

The bill passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Mr. Speaker Hewlett, Representatives Ansell, Arledge, Barwick, Belk, Bell, Bowman, Braswell, Bryant, Buchanan, Burgess, Bynum, Byrum, Childers, Cohoon, Crawford of Buncombe, Davis of Lenoir, Delamar, Dill, Etheridge, Everett, Gaither, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Humphrey, Hunt, Jordan, Kemp, Kennedy, Kerr, Murphrey of Halifax, Patterson, Phelps, Reid, Sermons, Snepp, Spruill, Strayhorn, Turner, Uzzell, Venters, Whitehurst, Whitley, Womble, Woodard of Wilson and Yarborough—53.

Those voting in the negative are: Representatives Blue, Britt of Bladen, Britt of Robeson, Brock, Burlson, Burrow, Byrd, Coates, Courtney, Cover, Crawford of Swain, Davis of Rutherford, Dolley, Doughton, Drummond, Edmisten, Gobble, Greenwood, Gregory, Hawfield, Holcombe of Madison, Holmes, Hostetler, Isaac, Jackson, Jones of Ashe, Jones of Pitt, Kiser, Leatherman, Long, McLaughlin, Murphy of Pender, Newman, Palmer, Philpott, Powell, Raby, Rodenbough, Satterfield, Stone, Story, Taylor, Thomas, Valentine, Whitmire, Wicker, Williamson, Wilson, Woodard of Northampton, Wooten, Yates and Zollicoffer—52.

The following pair is announced: Were Representative Horton present he would vote "No", Representative Umstead votes "Aye".

#### STATEMENT BY MEMBER

With respect to my vote on H. B. 1025, permitting an ABC referendum in Gibsonville, I want to explain that I did not join in the introduction of the bill; and because of the objection by the Representative from

Alamance County, in which part of the town lies, and certain questions about control and law enforcement and other features of the bill, I would vote against the bill if I were the sole representative from Guilford County; however, the majority of my delegation has decided to support this bill and since it is primarily a local bill involving a local issue in Guilford County, I feel it would be wrong and improper to insist on my views and openly oppose the rest of the delegation on a local matter and thereby seek to override majority rule in my delegation; consequently, I vote "I" on the third reading.

S/ Hubert Humphrey

H. B. 988, a bill to be entitled an act increasing the membership of the Davie County Board of Education to seven members and appointing E. C. Morris a member of said board.

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

H. B. 1147, a bill to be entitled an act providing the machinery for making and adopting school budgets of administrative school units and for the accounting of public school funds.

On motion of Representative Bowman the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1165, a bill to be entitled an act to permit certain emergency vehicles to use sirens and other special warning devices in certain counties.

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

H. B. 1176, a bill to be entitled an act to amend General Statutes 7-70 as the same relates to Person County, so as to designate the May Term of Superior Court in Person County as a Civil Term.

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 fixing the compensation of the Chairman and members of the Pitt County Board of Education.

Passes its second and third readings and is ordered enrolled.

H. B. 198, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other articles so as to improve the administration of justice in North Carolina.

On motion of Representative Zollicoffer the bill is set for consideration as a Special Order on June 9, 1959.

H. B. 226, a bill to be entitled an act to amend, alter and rewrite the Constitution of North Carolina.

On motion of Representative Zollicoffer the bill is set for consideration as a Special Order on June 9, 1959.

H. B. 899, a bill to be entitled an act to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies.

On motion of Representative Blue the bill is set for consideration as a second Special Order on Tuesday, June 9, 1959.

H. B. 900, a bill to be entitled an act to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State.

On motion of Representative Blue the bill is set for consideration as a second Special Order on Tuesday, June 9, 1959.

H. B. 1128, a bill to be entitled an act to amend Section 130-128 of the General Statutes of North Carolina relating to the powers of sanitary districts.

On motion of Representative Blue the committee amendment is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 9, 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.

Representative Holmes moves that the bill be placed on the Calendar for consideration on Tuesday, June 9, 1959.

Representative Taylor offers a substitute motion that the bill be placed on the Calendar for consideration on Friday, June 5, 1959; the motion prevails.

H. B. 839, a bill to be entitled an act to appoint Justices of the Peace for the several counties of North Carolina.

Returned for concurrence in Senate amendment.

On motion of Representative Powell the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 447, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes entitled Motor Vehicles.

On motion of Representative Valentine consideration of the bill is postponed until Monday, June 8, 1959.

H. B. 773, a bill to be entitled an act to regulate the operation of water craft on the waters of the State.

Representative Whitehurst offers an amendment which is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

H. B. 1064, a bill to be entitled an act to amend Article 13C of Chapter 131 of the General Statutes relating to county hospital districts.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson,

Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Kerr, Kiser, Leatherman, Lloyd, Long, McLaughlin, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Wooten, Yarborough and Yates—104.

Those voting in the negative are: None.

Senate Committee Substitute for H. B. 99, a bill to be entitled an act amending Subsection (b) of General Statutes 55-67 so as to allow the voting, by an independent trustee appointed by the resident judge, of stock held in a fiduciary capacity.

Passes its second and third readings and is ordered enrolled.

H. B. 373, a bill to be entitled an act authorizing municipalities with populations of 2,500 or more to zone for a distance of one mile beyond their corporate limits.

On motion of Representative Wooten consideration of the bill is postponed until June 8, 1959.

H. B. 627, a bill to be entitled an act concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies.

On motion of Representative Belk the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 716, a bill to be entitled an act rewriting General Statutes 120-6 so as to provide that the General Assembly shall convene on the first Wednesday after the first Monday in January next after the election of its members.

Representative Buchanan offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 803, a bill to be entitled an act to amend General Statutes 28-173 relating to the application of amounts recovered in actions for wrongful death.

On motion of Representative Valentine the committee amendment is adopted.

Representative Venters offers an amendment which is adopted.

The Bill passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 902, a bill to be entitled an act to amend General Statutes 58-44 to eliminate the requirement that bid bonds be countersigned by resident insurance agents.

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

H. B. 913, a bill to be entitled an act to authorize veterans guardians and general guardians to deposit funds belonging to their wards in federally insured banks at interest.

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

H. B. 1001, a bill to be entitled an act to amend General Statutes 108-30.1 relating to liens on real property owned by recipients of Old Age Assistance.

On motion of Representative Turner the bill is recommitted to the Committee on Judiciary No. 1.

H. B. 1048, a bill to be entitled an act to amend General Statutes 2-42, General Statutes 14-269 and Article 53 of Chapter 14 of the General Statutes relating to the possession and sale of weapons.

Representatives Snapp and Jackson offer an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

#### ENROLLED BILLS

Representative Drummond, 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. 1212. A Joint Resolution honoring the memory of Hinton Lee Joyner, formerly of Northampton County.

S. B. 53. An Act to amend General Statutes 97-27 to provide for examination for injured employees to be paid for by employers or the Industrial Commission.

S. B. 244. An Act to amend General Statutes 14-197 relating to profane or indecent language on the public highways so as to make the same apply to Cleveland County.

S. B. 320. An Act to authorize the qualified voters of the Town of Mount Airy to determine whether or not Alcoholic Beverage Control Stores shall be established in said town and to prescribe the disposition of the net profits thereof.

S. B. 363. An Act validating all acts of Alfonso F. Felton and C. W. Mayo as members of the Edgecombe County Board of Education taken prior to their qualification.

S. B. 380. An Act to regulate and fix the salaries of the Sheriff, Register of Deeds, and Clerk of Superior Court, of Lenoir County.

S. B. 381. An Act to extend the planning and zoning powers of the Town of Murfreesboro and its governing body to the territory beyond and surrounding the corporate limits of the Town of Murfreesboro for a distance of one mile in all directions.

S. B. 385. An Act to fix the salaries of the Clerk of the Superior Court, Sheriff, and Register of Deeds of Forsyth County, and to revise provisions with respect to the special trust fund created by Chapter 147, Session Laws of 1943, for said Clerk of Superior Court's office.

S. B. 391. An Act repealing Chapter 174, Public Laws of 1909, Chapter 135, Public-Local Laws of 1911 and Chapter 495, Public-Local Laws of 1927 relating to foxhunting in Chatham County.

S. B. 395. An Act to amend Chapter 759 of the Session Laws of 1953 relating to the Board of Education of Union County.

S. B. 396. An Act relating to terms for the Board of County Commissioners of Union County.

H. B. 118. An Act to prohibit State employees and employees of cities, towns and other agencies and units of government from becoming members of trade unions or labor unions.

H. B. 599. An Act to amend Chapter 1 of the General Statutes relating to the dismissal of appeals to the Supreme Court.

H. B. 718. An Act to authorize the issuance of certificates to registered Veterinarians of other states.

H. B. 734. An Act to amend Chapter 18 of the General Statutes to make unlawful the purchase of intoxicating beverages by persons under eighteen years of age, and to prohibit consumption on licensed premises of alcoholic liquors, the sale and possession of which is not authorized by law.

H. B. 758. An Act to amend General Statutes 7-70 relating to the terms of Superior Court to be held in Rutherford County.

H. B. 759. An Act to amend General Statutes 9-25 so as to provide the manner of drawing Grand Juries in Rutherford County.

H. B. 793. An Act to provide for the appointment and duties of a Bailiff, or Bailiffs, for the Municipal Court of High Point.

H. B. 798. An Act to amend General Statutes 9-25 relating to Grand Juries in Chatham County.

H. B. 831. An Act to amend Chapter 1095, Session Laws of 1947, relating to the Mayor's Court of the Town of Franklinton in Franklin County.

H. B. 843. An Act to amend General Statutes 7-70 relating to the terms of the Superior Court in Transylvania County.



H. B. 844. An Act to amend General Statutes 9-4 relating to the number of jurors to be drawn in Transylvania County.

H. B. 859. An Act to amend General Statutes 9-25 relating to Grand Juries in Transylvania County.

H. B. 863. An Act to amend Chapter 76 of the Public Laws of 1929 relating to the Grand and Petit Juries of Northampton County.

H. B. 878. An Act to amend Chapter 168 of Public-Local Laws of 1939, as amended by Chapter 292 of Public-Local Laws of 1941, as amended by Chapter 79, Session Laws of 1945, as amended by Chapter 1096, Session Laws of 1955, as amended by Chapter 455, Session Laws of 1957, relating to the Raleigh-Durham Airport.

H. B. 915. An Act to amend General Statutes 7-70 relating to terms of Superior Court in Davidson County.

H. B. 922. An Act relating to the punishment for public drunkenness in Beaufort County.

H. B. 978. An Act to amend General Statutes 7-70 relating to the terms of Superior Court in Buncombe County.

H. B. 994. An Act to amend General Statutes 118-7 relating to the disbursement of funds by trustees of the Firemen's Relief Fund of the City of Asheville in Buncombe County.

H. B. 1012. An Act to amend General Statutes 7-70 relating to the terms of Superior Court in Perquimans County.

H. B. 1050. An Act to amend General Statutes 7-70 relating to the terms of Superior Court in Pasquotank County.

H. B. 1060. An Act to amend Chapter 1109 of the Session Laws of 1957 relating to the issuance of warrants and receipts by Justices of the Peace in Craven County.

H. B. 1062. An Act to amend H. B. 91 relating to the National Guard and Militia of the State.

H. B. 1066. An Act to authorize Boards of Education to pledge non-tax revenues to the repayment of loans from the State Literary Fund.

On motion of Representative Wilson the House adjourns in honor of the late T. E. Bebbler and will meet tomorrow at 10 o'clock A. M.

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## ONE HUNDRED-FIFTH DAY

HOUSE OF REPRESENTATIVES  
Friday, June 5, 1959

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

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Jones of Pitt, Carl V. Venters, III, and Rodney Lee Venters, grandsons of Representative and Mrs. Venters of Onslow County, are made honorary pages of the House.

On motion of Representative Kerr, David and Michael Arledge, sons of Representative and Mrs. Arledge of Polk County, are made honorary pages of the House of Representatives.

On motion of Representative Hill of Catawba, Frances Snyder of Catawba County is made an honorary page of the House.

On motion of Representative Jordan, the vote by which H. B. 1003, entitled "a bill to be entitled an act to amend General Statutes 84 relating to attorneys at law" was postponed for consideration, is reconsidered. On motion of Representative Jordan the bill is recommitted to the Committee on Judiciary No. 1.

On motion of Representative Valentine, S. B. 104, entitled "a bill to be entitled an act to rewrite the statutes on dissent from wills" is withdrawn from the Committee on Judiciary No. 2 and placed on the Calendar.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 627, a bill to be entitled an act concerning the formation and operation of mutual trust investment companies under the supervision of the Commissioner of Banks and investment by corporate fiduciaries of North Carolina in shares of such companies.

H. B. 716, a bill to be entitled an act rewriting General Statutes 120-6 so as to provide that the General Assembly shall convene on the first Wednesday after the first Monday in January next after the election of its members.

H. B. 803, a bill to be entitled an act to amend General Statutes 28-173 relating to the application of amounts recovered in actions for wrongful death.

H. B. 1048, a bill to be entitled an act to amend General Statutes 2-42, General Statutes 14-269 and Article 53 of Chapter 14 of the General Statutes relating to the possession and sale of weapons.

H. B. 1147, a bill to be entitled an act providing the machinery for making and adopting school budgets of administrative school units and for the accounting of public school funds.

## REPORT 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 Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 334, a bill to be entitled an act to provide for the creation of and to limit the conveyance of family homesites.

With an unfavorable report.

Committee Substitute for H. B. 335, a bill to be entitled an act to rewrite the Intestate Succession Laws of North Carolina.

With an unfavorable report as to bill, favorable as to committee substitute bill, as amended.

On motion of Representative Valentine the substitute bill is adopted, as amended.

Committee Substitute for H. B. 336, a bill to be entitled an act to rewrite the statutes on dissent from wills.

With an unfavorable report as to bill, favorable as to committee substitute bill, as amended.

On motion of Representative Valentine the substitute bill is adopted, as amended.

H. B. 550, a bill to be entitled an act to amend Chapter 64 of the General Statutes relating to property rights of aliens.

With a favorable report.

By Representative Rodenbough, for the Committee on Teachers' and State Employees' Retirement.

S. B. 399, a bill to be entitled an act to amend General Statutes 87-7 relating to the North Carolina Licensing Boards for Contractors to authorize retirement compensation for its employees.

With a favorable report.

By Representative Bowman, for the Committee on Propositions and Grievances.

H. B. 907, a bill to be entitled an act to amend General Statutes 18-32 relating to the keeping of liquor for sale in Randolph County.

With a favorable report, as amended.

By Representative Kemp, for the Committee on Local Government.

H. B. 1024, a bill to be entitled an act to revise and reorganize the Charter of the City of Greensboro, and to amend the following Sections of the General Statutes of North Carolina: General Statutes 143-129, General

Statutes 147-8; General Statutes 147-9; General Statutes 160-181.1; General Statutes 105-387(a); and General Statutes 160-452.

With a favorable report, as amended.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 1033, a bill to be entitled an act to amend General Statutes 7-111 relating to the discontinuance of Domestic Relations Courts and providing for transfer of cases and property.

With a favorable report.

H. B. 1102, a bill to be entitled an act to repeal Chapter 414, Session Laws of 1951, so as to provide for jury trials in the Recorder's Court of Randolph County as provided by General Statutes 7-228 and to provide for a subsequent election upon the question whether the voters of Randolph County are in favor of jury trials in said Recorder's Court.

With a favorable report.

H. B. 1104, a bill to be entitled an act to amend Article 2 of Chapter 42 of the General Statutes by adding a new section to allow landlord's lien on crop insurance for rents and advances.

With a favorable report.

H. B. 1170, a bill to be entitled an act to amend General Statutes 35-31 pertaining to the commitment of inebriates.

With a favorable report.

H. B. 1171, a bill to be entitled an act amending General Statutes 108-14, relating to powers and duties of county welfare superintendents.

With a favorable report.

H. B. 1181, a bill to be entitled an act to amend General Statutes 136-69 so as to make the provisions thereof applicable to home owners and builders.

With a favorable report.

S. B. 367, a bill to be entitled an act to amend Article 16 of Subchapter IV of Chapter 54 of the General Statutes entitled "Co-Operative Organizations" to permit the establishment of co-operative apartment housing associations in North Carolina.

With a favorable report.

By Representative Venters, for the Committee on Health.

H. B. 1118, a bill to be entitled an act regulating the sanitation of agricultural labor camps.

With a favorable report.

H. B. 1154, a bill to be entitled an act to create a Commission to study social deviances, including juvenile delinquency, drug addiction, sexual

delinquency, mental illness, habitual criminals and alcoholism, with particular emphasis on the recidivist or repeating offender.

With a favorable report.

By Representative Holcombe of Yancey, for the Committee on Elections and Election Laws.

H. B. 702, a bill to be entitled an act to amend General Statutes 163-78 of the Election Laws so as to combine Challenge Day with the last day of registration prior to a primary or an election.

With an unfavorable report.

H. B. 1040, a bill to be entitled an act to amend General Statutes 163-175 so as to make the provisions thereof relating to "single shot voting" apply to county or municipal general elections.

With a favorable report.

H. B. 1043, a bill to be entitled an act providing for nominating candidates for office in Yancey County and to exempt Yancey County from the provisions of the Statewide Primary Laws.

With a favorable report.

H. B. 1184, a bill to be entitled an act to provide for the conduct of partisan primary elections in the Town of Columbus in Polk County.

With a favorable report.

By Representative Hargett, for the Committee on Education.

H. B. 1215, a bill to be entitled an act modifying General Statutes 115-90 and other provisions of law so as to authorize the County Board of Education of Moore County to elect a Vice-Chairman of the Board and permit the Vice-Chairman to sign warrants or vouchers in lieu of the Chairman of said Board.

With a favorable report.

H. B. 1238, a bill to be entitled an act to amend Chapter 92 of the Private Laws of 1919 so as to provide that any vacancy in the Board of Trustees of the Kinston Graded School District be filled by the Board of Aldermen of the City of Kinston.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

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

By Representatives Gobble and Drummond:

H. B. 1242, a bill to be entitled an act to amend General Statutes 18-45 relating to the powers and duties of the City of Winston-Salem Alcoholic Beverage Control Board.

On motion of Representative Gobble the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative High:

H. B. 1243, a bill to be entitled an act to authorize the Board of Aldermen of the Town of Wrightsville Beach to construct, improve, enlarge, extend, equip and lease properties relating to tourists and resort-convention hotels in the Town of Wrightsville Beach and to issue revenue bonds therefor.

Referred to Committee on Finance.

By Representative Johnson:

H. B. 1244, a bill to be entitled an act to bar the collection of taxes levied by the Town of Teachey in Duplin County for the year 1948 and years prior thereto.

Referred to Committee on Local Government.

By Representative O'Neal:

H. B. 1245, a bill to be entitled an act to authorize the State to participate with the Federal Government in the protection of migratory waterfowl in Hyde County.

Referred to Committee on Wildlife Resources.

By Representatives Uzzell and Harriss of Rowan:

H. B. 1246, a bill to be entitled an act to amend Chapter 585 of the Public-Local Laws of 1937, as amended by Chapter 650 of the Session Laws of 1947, relating to the distribution of profits from Alcoholic Beverage Control stores in Rowan County.

Referred to Committee on Judiciary No. 1.

By Representative Reid:

H. B. 1247, a bill to be entitled an act to authorize the Board of County Commissioners of Surry County to expend surplus funds and non-ad valorem tax revenue for the purchase of lands and the construction thereon of public and community buildings.

Referred to Committee on Local Government.

By Representative Byrd:

H. B. 1248, a bill to be entitled an act to fix the compensation of certain officials of Burke County, and to fix the fees to be charged by the Register of Deeds of said County.

Referred to Committee on Local Government.

And,

H. B. 1249, a bill to be entitled an act to amend Section 3 of Chapter 93 of the Private Laws of 1907 relating to the election of Trustees of the Glen Alpine Graded School District.

Referred to Committee on Education.

By Representative Dill:

H. B. 1250, a bill to be entitled an act to amend Chapter 13 of the Session Laws of 1953 relating to the issuance of warrants in the Trial Justice Court of the Town of Tarboro in Edgecombe County.

Referred to Committee on Counties, Cities and Towns.

And,

H. B. 1251, a bill to be entitled an act to transfer certain delinquent taxes in Edgecombe County to the General Fund.

Referred to Committee on Counties, Cities and Towns.

By Representative Reid:

H. B. 1252, a bill to be entitled an act to amend Article 53 of the General Statutes relating to the sale and possession of pistols by certain persons.

Referred to 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. 463, a bill to be entitled an act to authorize Iredell County to zone certain lands adjacent to Cowans Ford Lake.

Referred to Committee on Local Government.

Senate Committee Substitute for H. B. 439, (Same as H. B. 439, not identical caption) a bill to be entitled an act to amend General Statutes 105-80, relating to the tax on dealers in pistols.

Referred to Committee on Finance.

H. B. 508, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5,000 persons.

Returnd for concurrence.

On motion of Representative Wooten the House adopts the Senate material amendments, constituting the first reading of the bill, and the bill remains on the Calendar for its second reading, as amended, roll call.

S. B. 234, a bill to be entitled an act to authorize the Department of Motor Vehicles to exercise a limited amount of discretion in suspending drivers' licenses of persons convicted of drunken driving.

Referred to Committee on Roads and Highway Safety.

S. B. 342, a bill to be entitled an act amending General Statutes 113-257, relating to commercial trout fishing ponds.

Referred to Committee on Wildlife Resources.

S. B. 374, a bill to be entitled an act to authorize the North Carolina State Ports Authority to purchase Workmen's Compensation insurance.

Referred to Committee on Judiciary No. 1.

S. R. 407, a joint resolution authorizing the appointment of a Study Commission by the Governor for the purpose of making a study of the marketability of fire, lightning, windstorm and extended coverage insurance by insurance companies doing business in North Carolina, and reporting its findings and recommendations to the 1961 Session of the North Carolina General Assembly.

Referred to Committee on Insurance.

S. R. 415, a joint resolution authorizing the Governor to appoint a Commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State Government in the interest of more efficient and economical administration of the same.

Referred to Committee on State Government.

S. B. 420, a bill to be entitled an act to provide for the election of the Mayor and Board of Commissioners of the Town of Lillington.

Referred to Committee on Local Government.

S. B. 424, a bill to be entitled an act to provide for the appointment of a Veterans Service Officer in Yancey County and to fix his salary, and to provide that the Register of Deeds of Yancey County shall be paid a monthly salary of not less than seventy-five dollars for services as Clerk to the Board of County Commissioners.

Referred to Committee on Veterans Affairs.

S. B. 425, a bill to be entitled an act to authorize the Board of Commissioners of New Hanover County to promulgate rules and regulations governing the use of firearms and explosives in thickly populated areas outside the corporate limits of cities and towns in New Hanover County.

Referred to Committee on Local Government.

S. B. 427, a bill to be entitled an act to amend Chapter 438 of the Session Laws of 1957 relating to the governing body of the Town of Long Beach in Brunswick County.

Referred to Committee on Local Government.

S. B. 102, a bill to be entitled an act to rewrite the Intestate Succession Laws of North Carolina.

On motion of Representative Valentine the rules are suspended and the bill passes its first reading and placed on the Calendar.



## CALENDAR

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

H. B. 788, a bill to be entitled an act to authorize the issuance of school building bonds and notes in behalf of the Wadesboro City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1089, a bill to be entitled an act to authorize the Board of County Commissioners of Mitchell County to levy a special tax for the purpose of supplementing retirement benefits of retired County officials and employees.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1105, a bill to be entitled an act to authorize the Board of County Commissioners of Beaufort County to call a special election for the authorization of an Industrial Development Tax for Beaufort County and to create and fix the powers of an Industrial Development Commission for Beaufort County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1128, a bill to be entitled an act to amend Section 130-128 of the General Statutes of North Carolina relating to the powers of sanitary districts.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dole, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1220, a bill to be entitled an act to authorize the Board of County Commissioners of Anson County to levy an additional Industrial Development Tax subject to a referendum of the people.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1191, a bill to be entitled an act to authorize and empower the City of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof.

On motion of Representative Long the committee amendment is adopted, the amendment being material, the adoption of same constitutes the first reading, and the bill remains on the Calendar for its second reading, as amended, roll call.

H. B. 1195, a bill to be entitled an act creating the Carteret County Planning Commission, providing for its organization powers and duties and conferring upon the Board of County Commissioners and the governing bodies of the several municipalities in Carteret County the power and authority to adopt and enforce comprehensive regulations providing for the orderly growth and sound development of Carteret County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba,

Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1207, a bill to be entitled an act to provide for the establishment of a Law Library for the Municipal Court of the City of High Point.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1223, a bill to be entitled an act to create the Franklin County Peace Officers' Relief Association.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott,

Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1229, a bill to be entitled an act validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

S. B. 347, a bill to be entitled an act to amend General Statutes 153-9 (43) 1957 Cumulative Supplement so as to make its provisions applicable to the County of Carteret.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe,

Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

S. B. 384, a bill to be entitled an act to extend the corporate limits of the Town of Fuquay Springs, Wake County.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Bureson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

S. B. 426, a bill to be entitled an act to provide for elections in the Towns of Hazlewood and Waynesville on the question of consolidation of said Towns and subject to said elections to provide a charter for the consolidated town.

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

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Bureson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott,

Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1086, a bill to be entitled an act relating to the compensation of certain officials of Alamance County.

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

H. B. 1087, a bill to be entitled an act to repeal Chapter 232 of the Public-Local Laws of 1935 relating to the compensation of certain employees of Alamance County.

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

H. B. 1112, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan 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 authorizing the Board of County Commissioners of Cabarrus County to place the Clerk of the Superior Court and the Register of Deeds of said County on a salary basis.

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

H. B. 1120, a bill to be entitled an act making the practice of phrenology, palmistry, fortune telling or clairvoyance unlawful in Pitt County except as specified.

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

H. B. 1121, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Johnston 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 authorize the Board of County Commissioners of Rowan County to license and regulate all vehicles operated for hire in unincorporated cities and towns in said County.

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

H. B. 1127, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Franklin County.

On motion of Representative Yarborough the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1155, a bill to be entitled an act to authorize the Board of County Commissioners of Currituck County to appoint special county law enforcement officers.

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

H. B. 1156, a bill to be entitled an act fixing the compensation of the Sub-Recorder of the Union County Recorder's Court.

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 forms and registrations of warrants issued by Justices of the Peace in Hertford County.

On motion of Representative Jackson the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1158, a bill to be entitled an act to provide for the exercise of the powers of Police Officers beyond the corporate limits of the Town of Ahoskie in Hertford County.

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

H. B. 1159, a bill to be entitled an act to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Alamance County.

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

H. B. 1160, a bill to be entitled an act to amend Section 7-186 of the General Statutes relating to election of Recorder of the Municipal Recorder's Court in the Town of Graham.

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

H. B. 1162, a bill to be entitled an act to fix the compensation of certain officials of Franklin County and to fix certain fees to be charged in said County.

On motion of said Representative Yarborough consideration of the bill is postponed until June 8, 1959.



H. B. 1163, a bill to be entitled an act to amend Chapter 465 of the Session Laws of 1955 relating to the salaries of certain officials of Mecklenburg County.

On motion of Representative Belk the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1168, a bill to be entitled an act to amend Chapter 566, Session Laws of 1957, relating to the compensation of the Judge and Solicitor 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. 1173, a bill to be entitled an act to amend Article 2, Section 4(b) of Chapter 107, Private Laws of 1931, relating to the Charter of the City of High Point.

On motion of Representative Kemp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1174, a bill to be entitled an act to create a bird sanctuary within the territorial limits of Cove City, in Craven County.

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 to authorize the City Council of the City of Laurinburg to convey certain property to the Scotland County Memorial Library.

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 establish and fix the salaries of the Mayor and members of the Board of Commissioners of the Town of Mocksville.

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

H. B. 1178, a bill to be entitled an act to transfer certain delinquent taxes in Montgomery County to the General Fund.

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 to amend Subsection 12a of General Statutes 153-9 so as to authorize the Board of County Commissioners of Montgomery County to fix the fees of Justices of the Peace.

On motion of Representative Wallace consideration of the bill is postponed indefinitely.

H. B. 1182, a bill to be entitled an act to fix the compensation of the Chairman and members of the Board of County Commissioners of Cumberland County.

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

H. B. 1187, a bill to be entitled an act to amend Chapter 336, Session Laws of 1955, which amends General Statutes 115-182, to allow Justices of the Peace of Brunswick County compensation for issuing warrants and fixing bond in cases in which the bond is forfeited.

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

H. B. 1189, a bill to be entitled an act fixing the salaries of certain public officials of Alamance County.

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

H. B. 1190, a bill to be entitled an act to amend General Statutes 14-346.1 so as to make the same applicable to Alamance County.

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

H. B. 1192, a bill to be entitled an act to amend Chapter 1334 of the Session Laws of 1955, relating to the regulation of the subdivision of land in and around municipalities, so as to make the same applicable to Rowan County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1193, a bill to be entitled an act amending Chapter 1288, Session Laws of 1955, and fixing the salaries of the Judge and Solicitor of the Police Court of the City of Asheville.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1196, a bill to be entitled an act to amend Chapter 404 of the Session Laws of North Carolina 1955 amending the Charter of the Town of Beaufort relating to the first meeting of the Board of Commissioners following their election.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1200, a bill to be entitled an act to direct the disposition of delinquent taxes collected in behalf of Chowan County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1201, a bill to be entitled an act to amend Chapter 7 of the General Statutes of North Carolina relating to fees of Justices of the Peace in Chowan 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 relating to the Johnston County Peace Officers' Relief Association.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1203, a bill to be entitled an act relating to the filing and recording of papers by the Clerk of Superior Court and the Register of Deeds of Franklin 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 amend Chapter 92, Private Laws of 1905, to provide for staggered terms for Town Commissioners of the Town of Franklinton in Franklin County.

On motion of Representative Yarborough consideration of the bill is postponed indefinitely.

H. B. 1205, a bill to be entitled an act to fix the compensation of the members of the Elizabeth City City Board of Education.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1208, a bill to be entitled an act to amend Chapter 1160 of the Session Laws of 1953, as amended, as the same applies to Duplin County only.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1209, a bill to be entitled an act to exempt Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to service of warrants in criminal actions.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1213, a bill to be entitled an act to amend Chapter 1207 of the Session Laws of 1957 relating to the operation of juke boxes in Northampton County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1214, a bill to be entitled an act relating to compensation of elective and appointive officials of Northampton County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1216, a bill to be entitled an act to amend Chapter 1040 of the Session Laws of 1945 to make the provisions thereof applicable to Wake County.

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 amending Chapter 655, Session Laws of 1951, as amended, relating to the commissions of the Sheriff of Hyde County as Tax Collector.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1221, a bill to be entitled an act to amend Article 36 of Chapter 7 of the General Statutes relating to the County Criminal Court of Anson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1222, a bill to be entitled an act to repeal Chapter 747 of the Session Laws of 1945, to provide for the appointment of the Anson County Jailer, and to make provision for the operation of the Anson County jail.

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 General Statutes 153-9 so as to authorize the Board of County Commissioners of Lenoir County to appropriate funds to assist the volunteer fire department in the Wheat Swamp community of Lenoir County, if and when the same is organized.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1225, a bill to be entitled an act to amend General Statutes 152-5 relating to the fees of Coroners in Polk County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 196, a bill to be entitled an act to amend Chapter 895 of the Session Laws of 1947 relating to the operation of carnivals in Franklin County.

On motion of Representative Kemp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 377, a bill to be entitled an act to prohibit the sale of beer, wine and all other alcoholic beverages within two and one-half miles of the Glade Valley School, Incorporated, in Alleghany County.

Passes its second and third readings and is ordered enrolled.

S. B. 388, a bill to be entitled an act to increase the membership of the Board of Commissioners of Brunswick County from three to five members.

Passes its second and third readings and is ordered enrolled.

S. B. 409, a bill to be entitled an act to amend the Charter of the Town of Fuquay Springs so as to provide different election dates for municipal officers and to provide four-year terms of office for Town Commissioners.

Passes its second and third readings and is ordered enrolled.

S. B. 435, a bill to be entitled an act amending Chapter 324, Session Laws of 1955, so as to fix the fees to be charged by the Sheriff of Wake County and the Constables of the various townships in said County for serving civil summons.

Passes its second and third readings and is ordered enrolled.

S. B. 439, a bill to be entitled an act to provide for county-wide nomination and election of County Commissioners in Halifax County.

On motion of Representative Valentine the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 449, a bill to be entitled an act to fix the compensation of the members of the Board of Education in Granville County.

Passes its second and third readings and is ordered enrolled.

S. B. 450, a bill to be entitled an act to amend Chapter 1145 of the Session Laws of 1951 relating to jail fees for the Town of Creedmoor in Granville County.

Passes its second and third readings and is ordered enrolled.

S. B. 455, a bill to be entitled an act to authorize the City of High Point to promulgate ordinances requiring the owners of property to remove any weeds, undergrowth, debris, trash or other offensive matter or thing.

Passes its second and third readings and is ordered enrolled.

H. B. 773, a bill to be entitled an act to regulate the operation of watercraft on the waters of the State.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes,

Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—105.

Those voting in the negative are: Representative Ansell.

STATEMENT BY MEMBER

*Mr. Speaker:*

I would like to be recorded as voting "No" on Committee Substitute for H. B. 773. I would like it to be known that I am not opposed to boating safety regulations, but due to its administration by the Wildlife Resources Commission, and our conflicts with them in Currituck County, I am opposed to Wildlife Resources Commission administering this act in our County.

I would like for this statement to be duly recorded in the Journal.

June 5, 1959

S/ Norwood M. Ansell

H. B. 1064, a bill to be entitled an act to amend Article 13C of Chapter 131 of the General Statutes relating to county hospital districts.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

SPECIAL ORDER

The hour for the Special Order having arrived the Speaker lays before the House for consideration H. B. 9 entitled, "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".

Representative Harriss of Rowan offers an amendment which is adopted.

Representative Hill of Durham offers an amendment which is adopted.

Representative Holmes offers an amendment and on the adoption, he calls for the "Ayes" and Noes".

Representative Murphy moves that the amendment offered by Representative Holmes lie on the table.

Representative Murphy withdraws his motion.

The question now recurs to the adoption of the motion offered by Representative Holmes for the "Ayes" and "Noes" on the adoption of the amendment offered by him; the call sustains.

The roll of the House is called and the amendment offered by Representative Holmes is adopted by the following vote:

Those voting in the affirmative are: Representatives Arledge, Black, Braswell, Brock, Bryant, Bureson, Burrow, Byrd, Childers, Coates, Cover, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Edmisten, Greenwood, Gregory, Harris of Wake, Hawfield, Henley, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Patterson, Powell, Reid, Rodenbough, Snapp, Story, Thomas, Turner, Uzzell, Valentine, Watkins, Whitehurst, Whitmire, Wicker, Wooten, and Yates—58.

Those voting in the negative are: Representatives Ansell, Askew, Belk, Bell, Blue, Bowman, Britt of Bladen, Britt of Robeson, Buchanan, Burgess, Bynum, Byrum, Cohoon, Courtney, Delamar, Doughton, Drummond, Gaither, Gobble, Hardy, Hargett, Harriss of Rowan, Herbert, Hicks, Hill of Durham, Hunt, Hunter, Kennedy, Kerr, Lloyd, Murphy of Pender, Newman, O'Neal, Palmer, Phelps, Philpott, Quinn, Raby, Regan, Satterfield, Spruill, Stone, Strayhorn, Taylor, Umstead, Venters, Wallace, Whitley, Wilson, Womble, Woodard of Wilson, Yarborough, and Zollicoffer—53.

Representative Holmes moves, seconded by Representative Turner, that the vote by which the amendment is adopted be reconsidered and that this motion lie on the table; the motion fails.

Representative High offers an amendment and calls for the "Ayes" and "Noes" on the adoption of same.

Representative Whitley moves, seconded by Representative Buchanan, that the amendment offered by Representative High lie on the table; the motion prevails and the amendment is tabled.

The question now recurs to the passage of the bill on its second reading, as amended.

The bill passes its second reading, as amended.

Representative Regan objects to the third reading of the bill, as amended, and the bill remains on the Calendar for its third reading, as amended.

On motion of Representative Harriss of Rowan the bill is set for a Special Order for Tuesday, June 9, 1959.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 457. A Joint Resolution honoring the memory of Cary Howard King.

S. B. 330. An Act enabling the County of Vance and the City of Henderson to establish an airport authority for the maintenance of airport facilities for the citizens of Vance County.

S. B. 361. An Act fixing the compensation of the Chairman and members of the Pitt County Board of Education.

S. B. 452. An Act relating to the taking of shrimp in Brunswick and Pender Counties.

H. B. 99. An Act amending Subsection (b) of General Statutes 55-67 so as to allow the voting, by an independent trustee appointed by the Resident Judge, of stock held in a fiduciary capacity.

H. B. 158. An Act to prohibit the use of profane or threatening language to any person over a telephone.

H. B. 393. An Act whereby the growers of Irish potatoes may regulate the grade and size of Irish potatoes entering interstate commerce.

H. B. 924. An Act relating to the operation of motor boats and other craft on certain waters in Pender County.

On motion of Representative Womble the House adjourns and will meet on Saturday at 10:00 o'clock A. M.

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## ONE HUNDRED-SIXTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, June 6, 1959

The House meets pursuant to adjournment and is called to order by Representative Womble, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

The Lord's Prayer is repeated in unison.

Representative Harris of Wake reports for the Committee on the Journal, that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.



On motion of Representative Cover the House adjourns in honor of the memory of the late Mrs. Donald Wilson of Cherokee County and will meet Monday night at 8:00 o'clock.

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## ONE HUNDRED-SEVENTH DAY

HOUSE OF REPRESENTATIVES  
Monday Night, June 8, 1959

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Belk, Hilda Sanford Hemby, May Beverly Hemby, and Alexa Dawson Hemby of Mecklenburg County are made honorary pagettes of the House.

On motion of Representative Gregory, C. B. Williams, Jr., Vickie Williams, Jimmy Gregory, and Gary Franklin, all of Harnett County, are made honorary pages of the House.

On motion of Representative Kemp H. B. 1034, entitled "a bill to be entitled an act to amend General Statutes 18-99 relating to licenses for the sale of fortified wine in Guilford County", is recalled from the Senate for further consideration by the House.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 773, a bill to be entitled an act to regulate the operation of watercraft on the waters of the state.

H. B. 1127, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Franklin County.

H. B. 1128, a bill to be entitled an act to amend Section 130-128 of the General Statutes of North Carolina relating to the powers of sanitary districts.

H. B. 1157, a bill to be entitled an act relating to forms and registrations of warrants issued by Justices of the Peace in Hertford County.

H. B. 1163, a bill to be entitled an act to amend Chapter 465 of the Session Laws of 1955 relating to the salaries of certain officials of Mecklenburg County.

H. B. 1173, a bill to be entitled an act to amend Article 2, Section 4 (b) of Chapter 107, Private Laws of 1931, relating to the Charter of the City of High Point.

#### 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 Representative Murphy, for the Committee on Agriculture.

H. B. 1098, a bill to be entitled an act relating to the terms of agricultural tenancies in Person County.

With a favorable report.

By Representative Buchanan, for the Committee on Conservation and Development.

H. B. 989, a bill to be entitled an act to amend General Statutes 157-3(2) relating to the definition of the word "City".

With a favorable report.

H. R. 1071, a joint resolution authorizing the Governor to appoint an Advisory Committee on Aviation.

With a favorable report.

S. B. 254, a bill to be entitled an act to amend General Statutes 77-14 relating to obstructions in streams and farm land drainage districts so as to make the same apply to other lands.

With a favorable report.

S. B. 266, a bill to be entitled an act to amend Chapter 1115 of the Session Laws of 1953 relating to advisory members of the Neuse River Watershed Authority.

With a favorable report.

H. B. 1130, a bill to be entitled an act amending Chapter 631, Session Laws of 1955, relating to the authority of the Board of Conservation and Development to regulate the taking of fish from that part of Yeopim River and its tributaries lying within Perquimans 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 Representative Wallace:

H. B. 1253, a bill to be entitled an act to authorize the Board of County Commissioners of Montgomery County to fix the fees of Justices of the Peace in said county.

Referred to Committee on Local Government.

By Representative O'Neal:

H. B. 1254, a bill to be entitled an act to amend Chapter 1054 of the Session Laws of 1955 relating to the enforcement or observation of migratory waterfowl shooting hours in Hyde County.

On motion of Representative O'Neal the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Venters and Uzzell:

H. B. 1255, a bill to be entitled an act to amend Chapter 105 of the General Statutes relating to the date as of which property is to be assessed for ad valorem tax purposes.

Referred to Committee on Finance.

By Representatives Harris of Wake and Womble:

H. B. 1256, a bill to be entitled an act to amend General Statutes 14-54 pertaining to the crime of breaking and entering.

Referred to Committee on Judiciary No. 1.

By Representative Murphrey:

H. B. 1257, a bill to be entitled an act to amend the Charter of the Town of Halifax.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Murphrey of Halifax and Woodard of Northampton:

H. B. 1258, a bill to be entitled an act relating to the sale of rockfish in Halifax and Northampton Counties.

Referred to Committee on Wildlife Resources.

By Representative Blue:

H. B. 1259, a bill to be entitled an act to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

Referred to Committee on Finance.

By Representative Wooten:

H. B. 1260, a bill to be entitled an act to amend Chapter 52 of the General Statutes so as to validate certain conveyances between husband and wife.

Referred to Committee on Judiciary No. 1.

By Representatives Harris of Wake, Uzzell, Bowman, and Strayhorn:

H. B. 1261, a bill to be entitled an act to amend General Statutes 97-90 relating to certain fees and charges in Workmen's Compensation cases involving third-party tort-feasors.

Referred to Committee on Judiciary No. 1.

By Representatives Bell and Delamar:

H. R. 1262, a joint resolution memorializing Congress to legalize the hunting of loons (*Gavia Immer*) either during the regular waterfowl hunting season or otherwise.

Referred to Committee on Wildlife Resources.

By Representative Hill of Durham:

H. B. 1263, a bill to be entitled an act to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit.

Referred to 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:

H. B. 58, a bill to be entitled an act amending Subsection (b) of General Statutes 120-3.1 relating to travel allowances for members of the General Assembly.

Returned for concurrence in Senate amendment.

On motion of Representative Gregory the bill is placed on the Calendar.

H. B. 893, a bill to be entitled an act to amend General Statutes 163-175 relating to single shot voting in Sampson County.

Returned for concurrence in Senate amendment.

Placed on the Calendar.

H. B. 1065, a bill to be entitled an act relating to the election and term of office of the Mayor and members of the Board of Commissioners of the Town of Chadbourn in Columbus County.

Returned for concurrence in Senate amendment.

Placed on the Calendar.

S. B. 99, a bill to be entitled an act to amend, alter, and rewrite the Constitution of North Carolina.

Placed on the Calendar.

S. B. 422, a bill to be entitled an act relating to the salaries of certain officials of Vance County.

Referred to Committee on Salaries and Fees.

S. B. 432, a bill to be entitled an act to amend General Statutes 130-124 and General Statutes 130-148 relating to the creation of sanitary districts and the annexation of territory thereto.

Referred to Committee on Health.

S. B. 433, a bill to be entitled an act amending Section 130-141 of the General Statutes empowering boards of county commissioners, upon agreement with sanitary district boards, to include in sanitary district tax levies an amount for expenses of levying and collecting such taxes.

Referred to Committee on Finance.

S. B. 453, a bill to be entitled an act to amend Chapter 731 of the Session Laws of North Carolina of 1953, being the Charter of the City of Henderson, and providing for the extension of the corporate boundaries.

Placed on Calendar.

H. B. 35, a bill to be entitled an act to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

Returned for concurrence in Senate amendment.

On motion of Representative Satterfield the bill is placed on the Calendar.

S. B. 446, a bill to be entitled an act to authorize the Town Council of the Town of Tarboro to charge off unsecured personal property, poll and dog taxes which are ten or more years delinquent.

Referred to Committee on Finance.

S. B. 456, a bill to be entitled an act providing for a referendum election in the City of Kings Mountain upon the question of adopting a city manager form of government, said election to be held at the discretion of the mayor and board of commissioners.

Referred to Committee on Local Government.

S. B. 458, a bill to be entitled an act providing the manner in which votes may be cast for group candidates in municipal elections held in Halifax County.

Referred to Committee on Counties, Cities, and Towns.

S. B. 459, a bill to be entitled an act to amend General Statutes 14-335 relating to punishment for public drunkenness in New Hanover County.

Referred to Committee on Local Government.

S. B. 467, a bill to be entitled an act to amend Chapter 716, Session Laws of 1947, and Chapter 665, Session Laws of 1955, relating to the nomination and election of the Mayor and members of the Board of Aldermen of the City of Concord in Cabarrus County.

Referred to Committee on Local Government.

H. B. 861, a bill to be entitled an act to prescribe the filing fees of candidates for office of the City of Durham.

Returned for concurrence.

On motion of Representative Hill of Durham 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. 1195, a bill to be entitled an act creating the Carteret County Planning Commission, providing for its organization powers and duties and conferring upon the Board of County Commissioners and the governing bodies of the several municipalities in Carteret County the power and authority to adopt and enforce comprehensive regulations providing for the orderly growth and sound development of Carteret County.

Passes its third reading by the following vote, and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Bell, Black, Blue, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—98.

Those voting in the negative are: None.

H. B. 1207, a bill to be entitled an act to provide for the establishment of a law library for the Municipal Court of the City of High Point.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Bell, Black, Blue, Britt of Bladen, Britt of Robeson, Brock, Buchanan,

Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—98.

Those voting in the negative are: None.

H. B. 1223, a bill to be entitled an act to create the Franklin County Peace Officers' Relief Association.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Bell, Black, Blue, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—98.

Those voting in the negative are: None.

S. B. 347, a bill to be entitled an act to amend General Statutes 153-9 (43) 1957 Cumulative Supplement so as to make its provisions applicable to the County of Carteret.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Bell, Black, Blue, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler,

Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—98.

Those voting in the negative are: None.

S. B. 384, a bill to be entitled an act to extend the corporate limits of the Town of Fuquay Springs, Wake County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Bell, Black, Blue, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—98.

Those voting in the negative are: None.

S. B. 426, a bill to be entitled an act to provide for elections in the Towns of Hazelwood and Waynesville on the question of consolidation of said towns and subject to said elections to provide a charter for the consolidated town.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Bell, Black, Blue, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—98.



Those voting in the negative are: None.

H. B. 1024, a bill to be entitled an act to revise and reorganize the Charter of the City of Greensboro and to amend the following Sections of the General Statutes of North Carolina: General Statutes 143-129; General Statutes 147-8; General Statutes 147-9; General Statutes 160-181.1; General Statutes 105-387(a); and General Statutes 160-452.

On motion of Representative Hunt the committee amendments are adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Bell, Black, Blue, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—97.

The following member votes "No": Representative Turner—1.

#### STATEMENT WITH REFERENCE TO H. B. 1024 (CITY CHARTER OF GREENSBORO)

I shall not vote for the new City Charter, but I shall not oppose it as the other members of the Guilford Delegation desire it. It has been the custom to abide by the result of a caucus of the delegation. It is a necessary custom which I would not disturb.

A number of amendments to the proposed charter have been offered by me and accepted. These amendments serve to mitigate the hardships of condemnation proceedings and protect minors and others under disabilities in presenting claims against the city as well as preserving the principle of open meetings.

The Legislature has been in session since February 4, 1959. This charter, consisting of over one hundred pages of typewritten matter, was first given to members of the delegation in May at the busiest time of the Session—when they were greatly concerned with revenue and appropriation matters. The entire matter has been insufficiently considered, one member of the delegation stating that he had not read the document.

I cannot understand why the document only appeared in May. I defer to the decision of the caucus, but I cannot vote for the fundamental law of the city without an opportunity for proper consideration and reflection.

/s/ Thomas Turner  
State Representative  
Guilford County

Dated this 5th day of June 1959.

H. B. 1191, a bill to be entitled an act to authorize and empower the City of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Bell, Black, Blue, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—98.

Those voting in the negative are: None.

H. B. 907, a bill to be entitled an act to amend General Statutes 18-32 relating to the keeping of liquor for sale in Randolph County.

On motion of Representative Burrow the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1043, a bill to be entitled an act providing for nominating candidates for office in Yancey County and to exempt Yancey County from the provisions of the statewide primary laws.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1102, a bill to be entitled an act to repeal Chapter 414, Session Laws of 1951, so as to provide for jury trials in the Recorder's Court of Randolph County as provided by General Statutes 7-228 and to provide

for a subsequent election upon the question whether the voters of Randolph County are in favor of jury trials in said Recorder's Court.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1162, a bill to be entitled an act to fix the compensation of certain officials of Franklin County and to fix certain fees to be charged in said county.

Representative Yarborough offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1184, a bill to be entitled an act to provide for the conduct of partisan primary elections in the Town of Columbus in Polk County.

On motion of Representative Arledge consideration of the bill is postponed until June 10, 1959.

H. B. 1215, a bill to be entitled an act modifying General Statutes 115-90 and other provisions of law so as to authorize the County Board of Education of Moore County to elect a Vice-Chairman of the Board and permit the Vice-Chairman to sign warrants or vouchers in lieu of the Chairman of said Board.

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 amend Chapter 92 of the Private Laws of 1919 so as to provide that any vacancy in the Board of Trustees of the Kinston Graded School District be filled by the Board of Aldermen of the City of Kinston.

On motion of Representative Davis of Lenoir the bill is recommitted to the Committee on Education.

H. B. 1229, a bill to be entitled an act validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Bell, Black, Blue, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham,

Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—98.

Those voting in the negative are: None.

H. B. 506, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5000 or more persons.

On motion of Representative Taylor the House adopts the Senate amendments; two of the amendments being material the adoption of same constitutes the first reading of the bill and the bill remains on the Calendar for its second reading, as amended, roll call.

H. B. 447, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes, entitled Motor Vehicles.

On motion of Representative Valentine consideration of the bill is postponed until June 10, 1959.

H. B. 508, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5000 persons.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Belk, Bell, Black, Blue, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burlison, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitmire, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—98.

Those voting in the negative are: None.

H. B. 335, a bill to be entitled an act to rewrite the Intestate Succession Laws of North Carolina.

On motion of Representative Valentine consideration of the bill is postponed until Thursday, June 11, 1959.

H. B. 336, a bill to be entitled an act to rewrite the statutes on dissent from wills.

On motion of Representative Valentine consideration of the bill is postponed until Thursday, June 11, 1959.

H. B. 1194, a bill to be entitled an act to amend H. B. 525 relating to drainage and drainage districts ratified on May 22, 1959.

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 rewrite the Intestate Succession Laws of North Carolina.

Mr. Snapp sends forward an amendment.

Representative Valentine moves, seconded by Representative Taylor, that the amendment lie upon the table; the motion prevails and the amendment offered by Representative Snapp is tabled.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Valentine the vote by which the bill passed its third reading is reconsidered.

Representative Valentine offers an amendment which is adopted.

The question now recurs to the passage of the bill on its third reading, as amended.

The bill passes its third reading, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 104, a bill to be entitled an act to rewrite the statutes on dissent from wills.

Representative Zollicoffer offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

On motion of Representative Woodard of Wilson, seconded by Representatives Valentine, Gobble, and Dill, the House adjourns in honor of the memory of the late Claude Abernathy, a former member of the House of Representatives from Nash County, and will meet tomorrow at 11:30 A. M.

## ONE HUNDRED-EIGHTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, June 9, 1959

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Powell, Angela René Tucker and David Basil Tucker of Rockingham County, grandson and granddaughter of Representative and Mrs. Brock, are made honorary pageette and page, respectively, of the House of Representatives.

On motion of Representative Strayhorn the following boys and girls of Durham County are made honorary pageettes and pages of the House: Susan Elizabeth Kerns, Sarah Whitney, Blanche Abbott Hopper, Thomas Cleveland Kerns, III and William Warner Kerns.

On motion of Representative Kiser S. B. 219, entitled "a bill to be entitled an act to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and totally disabled", is taken from the Calendar and re-committed to the Committee on Public Welfare.

## ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills and resolutions have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 907, a bill to be entitled an act to amend General Statutes 18-32 relating to the keeping of liquor for sale in Randolph County.

H. B. 1162, a bill to be entitled an act to fix the compensation of certain officials of Franklin County and to fix certain fees to be charged in said county.

## 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 Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 1092, a bill to be entitled an act to provide for the registration of motor-operated chain saws in this State.

With an unfavorable report.

H. B. 1188, a bill to be entitled an act to amend the arson laws, being Article 15, Chapter 14 of the General Statutes.

With a favorable report, as amended.

H. B. 1234, a bill to be entitled an act to amend Article 17 of Chapter 66 of the General Statutes relating to closing-out sales.

With a favorable report, as amended.

H. B. 1240, a bill to be entitled an act to amend Article 9 of Chapter 66 of the General Statutes relating to collection of accounts.

With a favorable report, as amended.

H. B. 1241, a bill to be entitled an act to authorize the Board of County Commissioners of Nash County to fix the compensation for the Chairman and other members of the Board.

With a favorable report.

S. B. 279, a bill to be entitled an act to provide for the inclusion of the Eastern Orthodox Church as a major faith where the names of other major faiths are used.

With an unfavorable report.

S. B. 348, a bill to be entitled an act to amend General Statutes 1-153 relating to the authority of the Clerks of Superior Court to hear and pass upon motions to strike in special proceedings.

With an unfavorable report.

By Representative Johnson, for the Committee on Wildlife Resources.

H. B. 1231, a bill to be entitled an act to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two (.22) caliber.

With a favorable report.

H. B. 1245, a bill to be entitled an act to authorize the State to participate with the Federal Government in the protection of migratory waterfowl in Hyde County.

With a favorable report.

H. B. 1258, a bill to be entitled an act relating to the sale of rock fish in Halifax and Northampton Counties.

With a favorable report.

H. R. 1262, a joint resolution memorializing Congress to legalize the hunting of loons (*gavia immer*) either during the regular waterfowl hunting season or otherwise.

With a favorable report.

S. B. 342, a bill to be entitled an act amending General Statutes 113-257 relating to commercial trout fishing ponds.

With a favorable report.

On motion of Representative Johnson the bill is recommitted to Committee on Finance.

By Representative Blue, for the Committee on Finance.

H. B. 12, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter 1 of Chapter 105 of the General Statutes.

With a favorable report, as amended.

On motion of Representative Blue the Committee amendments are adopted.

H. B. 358, a bill to be entitled an act to amend General Statutes 105-144.2 relative to the nonrecognition of gain from the sale of a principal residence.

With an unfavorable report.

H. B. 526, a bill to be entitled an act to exempt farm drainage tile from sales tax.

With an unfavorable report.

H. B. 969, a bill to be entitled an act to exempt from the franchise tax base gross receipts from sales of gas to counties, municipalities and public schools for their own use.

With an unfavorable report.

H. B. 1138, a bill to be entitled an act to relieve the public schools of the tax upon piped gas.

With an unfavorable report.

H. B. 749, a bill to be entitled an act to exempt from the sales tax sales of used text books.

With an unfavorable report.

H. B. 1007, a bill to be entitled an act relative to the taxation of theatres.

With an unfavorable report.

H. B. 682, a bill to be entitled an act to rewrite Article 38 of Chapter 105 of the General Statutes to provide that all payments received from the Tennessee Valley Authority in lieu of taxes shall be distributed to local governments.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 746, a bill to be entitled an act to amend Chapter 705 of the Session Laws of 1957, relating to the Johnston County Recorder's Court.



With a favorable report.

H. B. 1039, a bill to be entitled an act to provide planning and zoning in Transylvania County on petition of a majority of the resident freeholders of unincorporated areas.

With an unfavorable report.

H. B. 1237, a bill to be entitled an act to amend Chapter 946 of the Session Laws of 1947 entitled "An Act to amend the City Charter of the City of Kinston so as to create the office of City Manager and to provide for an election in respect to the adoption thereof.", so as to provide for the appointment of departmental heads by the City Council.

With an unfavorable report.

H. B. 1250, a bill to be entitled an act to amend Chapter 13 of the Session Laws of 1953 relating to the issuance of warrants in the Trial Justice Court of the Town of Tarboro in Edgecombe County.

With a favorable report.

H. B. 1251, a bill to be entitled an act to transfer certain delinquent taxes in Edgecombe County to the General Fund.

With a favorable report.

H. B. 1257, a bill to be entitled an act to amend the Charter of the Town of Halifax.

With a favorable report.

H. B. 1263, a bill to be entitled an act to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit.

With a favorable report.

S. B. 398, a bill to be entitled an act to amend General Statutes 153-13 relating to the compensation of the County Commissioners of Gaston County.

With a favorable report, as amended.

S. B. 458, a bill to be entitled an act providing the manner in which votes may be cast for group candidates in municipal elections held in Halifax County.

With a favorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 616, a bill to be entitled an act to amend General Statutes 97-94 relating to the refusal or neglect of employer to secure payment of compensation under the Workmen's Compensation Act.

With an unfavorable report.

H. B. 1001, a bill to be entitled an act to amend General Statutes 108-30.1 relating to liens on real property owned by recipients of Old Age Assistance.

With a favorable report.

H. B. 1166, a bill to be entitled an act to amend General Statutes 1-305 relating to the issuance of executions on unsatisfied judgments.

With a favorable report.

H. B. 1180, a bill to be entitled an act to amend General Statutes 2-10 relating to the number of assistant clerks of Superior Court who may be appointed in each county.

With a favorable report.

H. B. 1186, a bill to be entitled an act to amend General Statutes 97-10 of the Workmen's Compensation Act to entitle an employee to sue employer in Superior Court where occupational disease is not compensable under Act.

With a favorable report, as amended.

H. B. 1246, a bill to be entitled an act to amend Chapter 585 of the Public-Local Laws of 1937, as amended by Chapter 650 of the Session Laws of 1947, relating to the distribution of profits from Alcoholic Beverage Control Stores in Rowan County.

With a favorable report.

H. B. 1261, a bill to be entitled an act to amend General Statutes 97-90 relating to certain fees and charges in workmen's compensation cases involving third-party tort-feasors.

With a favorable report, as amended.

S. B. 374, a bill to be entitled an act to authorize the North Carolina State Ports Authority to purchase Workmen's Compensation Insurance.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

H. B. 890, a bill to be entitled an act to fix the salaries of the Chairman and other members of the Board of County Commissioners of Carteret County.

With a favorable report, as amended.

H. B. 1198, a bill to be entitled an act extending the territorial jurisdiction of the police department of the City of Asheville to the new Asheville Airport located in Henderson and Buncombe Counties and to make the ordinances of the City of Asheville and the privilege license schedules of said city applicable to the property constituting said Airport.

With a favorable report.

H. B. 1230, a bill to be entitled an act providing for the appointment of a County Accountant for Yancey County, fixing his salary and term of office.

With a favorable report.

H. B. 1235, a bill to be entitled an act to provide for the consolidation and merger of the Town of Bertie and the Town of Windsor and to extend the limits of the Town of Windsor.

With a favorable report.

H. B. 1236, a bill to be entitled an act to amend Article IV of Chapter 902 of the Session Laws of 1953 relating to the supplementary retirement system of the City of Fayetteville.

With a favorable report.

H. B. 1244, a bill to be entitled an act to bar the collection of taxes levied by the Town of Teachey in Duplin County for the year 1948 and years prior thereto.

With a favorable report.

H. B. 1247, a bill to be entitled an act to authorize the Board of County Commissioners of Surry County to expend surplus funds and non-ad valorem tax revenue for the purchase of lands and the construction thereon of public and community buildings.

With a favorable report.

H. B. 1248, a bill to be entitled an act to fix the compensation of certain officials of Burke County, and to fix the fees to be charged by the Register of Deeds of said County.

With a favorable report.

H. B. 1253, a bill to be entitled an act to authorize the Board of County Commissioners of Montgomery County to fix the fees of Justices of the Peace in said County.

With a favorable report.

S. B. 316, a bill to be entitled an act to authorize the Board of County Commissioners of Cleveland County to appropriate nontax revenue funds to rescue teams organized under the Civil Defense Act.

With a favorable report.

S. B. 420, a bill to be entitled an act to provide for the election of the Mayor and Board of Commissioners of the Town of Lillington.

With a favorable report.

S. B. 425, a bill to be entitled an act to authorize the Board of Commissioners of New Hanover County to promulgate rules and regulations governing the use of firearms and explosives in thickly populated areas outside the corporate limits of cities and towns in New Hanover County.

With a favorable report.

S. B. 427, a bill to be entitled an act to amend Chapter 438 of the Session Laws of 1957 relating to the governing body of the Town of Long Beach in Brunswick County.

With a favorable report.

S. B. 456, a bill to be entitled an act providing for a referendum election in the City of Kings Mountain upon the question of adopting a city manager form of government, said election to be held at the discretion of the Mayor and Board of Commissioners.

With a favorable report.

S. B. 459, a bill to be entitled an act to amend General Statutes 14-335 relating to punishment for public drunkenness in New Hanover County.

With a favorable report.

S. B. 463, a bill to be entitled an act to authorize Iredell County to zone certain lands adjacent to Cowans Ford Lake.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Crawford of Swain:

H. R. 1264, a joint resolution inviting the citizens of North Carolina to consider the advantages of retiring in counties comprising the Thirty-Third Senatorial District of North Carolina.

On motion of Representative Crawford of Swain the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Whitehurst:

H. B. 1265, a bill to be entitled an act to amend Chapter 1281 of the Session Laws of 1957 relating to examinations held by the Civil Service Board of the City of New Bern.

On motion of Representative Whitehurst the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Holcombe of Yancey:

H. B. 1266, a bill to be entitled an act to amend H. B. 217, ratified on March 24, 1959, and to repeal H. B. 903, ratified on May 21, 1959, relating to the membership of the Yancey County Board of Education.

Referred to Committee on Education.

By Representative Long:

H. B. 1267, a bill to be entitled an act to amend General Statutes 9-4 relating to the drawing of jurors in Alamance County.

Referred to Committee on Judiciary No. 1.

By Representative Lloyd:

H. B. 1268, a bill to be entitled an act to amend General Statutes 105-281 of the General Statutes relating to property subject to taxation.

Referred to Committee on Finance.

By Representatives Britt of Robeson and Regan:

H. B. 1269, a bill to be entitled an act to authorize the Town of Red Springs to convey certain lands at private sale to the Red Springs Development Corporation.

On motion of Representative Britt of Robeson the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Herbert:

H. B. 1270, a bill to be entitled an act to authorize the Board of County Commissioners of Clay County to turn into the general fund certain delinquent taxes upon the collection of the same.

On motion of Representative Herbert the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Leatherman:

H. B. 1271, a bill to be entitled an act to assess one dollar as a part of the cost in each civil and criminal case tried in Lincoln County for the benefit of the Lincoln County Memorial Public Library.

Referred to Committee on Judiciary No. 1.

By Representative Umstead:

H. B. 1272, a bill to be entitled an act to increase the rates of individual income taxes in order to provide increased salaries for public school teachers.

Referred to Committee on Finance.

By Representatives Jordan, Crawford of Buncombe and Greenwood:

H. B. 1273, a bill to be entitled an act rewriting Section 94 of Chapter 121, Private Laws of 1931, rewritten by Chapter 149, Session Laws of 1943, relating to the Library Board of the City of Asheville.

Referred to Committee on Local Government.

By Representative Henley:

H. B. 1274, a bill to be entitled an act relating to the transportation of migratory farm workers.

Referred to Committee on Agriculture.

By Representative Yarborough:

H. B. 1275, a bill to be entitled an act to authorize the Clerk and Assistant Clerk of the Mayor's Court of the Town of Louisburg to issue warrants and other process.

Referred to Committee on Judiciary No. 1.

By Representatives Humphrey, Hunt, Kemp and Turner:

H. B. 1276, a bill to be entitled an act to establish the John Motley Morehead Memorial Commission and to authorize it to acquire property and gifts and to do all things necessary to establish a perpetual memorial at the Blandwood homeplace of John Motley Morehead, Greensboro, North Carolina.

Referred to Committee on Judiciary No. 2.

By Representative Snapp:

H. B. 1277, a bill to be entitled an act to amend Chapter 338, Private Laws of 1909, as amended, relating to the Recorder's Court of the City of Charlotte and Mecklenburg County.

Referred to Committee on Judiciary No. 2.

By Representative Kiser:

H. B. 1278, a bill to be entitled an act to repeal Chapter 569 of the Session Laws of 1955 relating to the destruction of pistols and guns confiscated in criminal cases in Scotland County.

Referred to Committee on Judiciary No. 2.

## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Tuesday, June 9, 1959

*Mr. Speaker:*

Pursuant to your request we are returning herewith H. B. 1034, entitled "a bill to be entitled an act to amend General Statutes 18-99 relating to licenses for the sale of fortified wine in Guilford County", for further consideration by your Honorable Body.

Respectfully

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message and on motion of Representative Turner the vote by which the bill passed its third reading is reconsidered.

On motion of Representative Turner the vote by which the bill passed its second reading is reconsidered.

On motion of Representative Turner the bill is placed on today's 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. 382, a bill to be entitled an act to authorize the Board of County Commissioners of Alexander County to submit to the qualified electors of said county the question of the issuance of bonds for the purpose of extending water and sewage facilities on a rental basis to communities and industries in said county.

Referred to Committee on Local Government.

S. B. 390, a bill to be entitled an act to strengthen the system of education in the institutions of higher learning in North Carolina.

Referred to Committee on Higher Education.

S. B. 431, a bill to be entitled an act to authorize the appointment of counsel to defend employees of the State Highway Commission in civil suits growing out of alleged tort claims against such employees.

Referred to Committee on Roads and Highway Safety.

S. B. 441, a bill to be entitled an act to amend General Statutes 58-268, pertaining to fraternal, beneficiary orders, societies, or associations.

Referred to Committee on Judiciary No. 2.

S. B. 443, a bill to be entitled an act relating to the meetings of the State Highway Commission.

Referred to Committee on Roads and Highway Safety.

S. B. 448, a bill to be entitled an act to adopt the Uniform Act for simplification of fiduciary security transfers in North Carolina.

Referred to Committee on Judiciary No. 2.

S. B. 451, a bill to be entitled an act to rewrite General Statutes 76-13 so as to adjust and equalize pilotage rates and charges on the Cape Fear River.

Referred to Committee on Judiciary No. 1.

H. B. 369, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize counties to appoint a County Building Inspector.

Returned for concurrence in Senate amendment.

The bill is placed on the Calendar.

S. B. 351, a bill to be entitled an act to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State.

On motion of Representative Harriss of Rowan the rules are suspended and the bill passes its first reading and is placed on the Calendar for consideration on June 10, 1959.

On motion of Representative Harriss of Rowan the bill is set for a Special Order on June 10, 1959.

H. B. 352, a bill to be entitled an act to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies.

On motion of Representative Harriss of Rowan the rules are suspended and the bill passes its first reading and placed on the Calendar for June 10, 1959.

On motion of Representative Harriss of Rowan the bill is set for a Special Order on June 10, 1959.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1024, a bill to be entitled an act to revise and reorganize the Charter of the City of Greensboro, and to amend the following Sections of the General Statutes of North Carolina: General Statutes 143-129; General Statutes 147-8; General Statutes 147-9; General Statutes 160-181.1; General Statutes 105-387(a); and General Statutes 160-452.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drum-



mond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

The following Representative votes "No": Representative Turner—1.

H. B. 1191, a bill to be entitled an act to authorize and empower the City of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—110.

Those voting in the negative are: None.

S. B. 453, a bill to be entitled an act to amend Chapter 731 of the Session Laws of North Carolina of 1953, being the Charter of the City of Henderson, and providing for the extension of the corporate boundaries.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis

of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 1034, a bill to be entitled an act to amend General Statutes 18-99 relating to licenses for the sale of fortified wine in Guilford County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—110.

Those voting in the negative are: None.

H. B. 893, a bill to be entitled an act to amend General Statutes 163-175 relating to single shot voting in Sampson County.

Returned for concurrence in Senate amendment.

On motion of Representative Umstead the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1065, a bill to be entitled an act relating to the election and term of office of the Mayor and members of the Board of Commissioners of the Town of Chadbourn in Columbus County.

Returned for concurrence in Senate amendment.

On motion of Representative Williamson the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1098, a bill to be entitled an act relating to the terms of agricultural tenancies in Person County.

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 consideration H. B. 9, "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".

Representative Umstead offers an amendment.

Representative Holmes calls for the "Ayes" and "Noes" on the adoption of the amendment offered by Representative Umstead; the call sustains.

The roll is called and the amendment is adopted by the following vote:

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Bowman, Britt of Bladen, Britt of Robeson, Buchanan, Burgess, Bynum, Byrd, Byrum, Cohoon, Crawford of Swain, Delamar, Doughton, Drummond, Gaither, Gobble, Hardy, Hargett, Harriss of Rowan, Hicks, Hill of Catawba, Hill of Durham, Hunt, Hunter, Jackson, Jones of Ashe, Kennedy, Kerr, Lloyd, Murphy of Pender, Newman, O'Neal, Palmer, Phelps, Philpott, Quinn, Raby, Regan, Satterfield, Sermons, Spruill, Stone, Strayhorn, Taylor, Umstead, Venters, Wallace, Watkins, Whitley, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough and Zollicoffer—60.

Those voting in the negative are: Representatives Arledge, Black, Braswell, Brock, Bryant, Burleson, Burrow, Childers, Coates, Cover, Crawford of Buncombe, Davis of Lenoir, Dill, Dolley, Etheridge, Everett, Greenwood, Gregory, Harris of Wake, Hawfield, Henley, Herbert, High, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Isaac, Johnson, Jones of Pitt, Jordan, Kemp, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Patterson, Powell, Reid, Rodenbough, Snapp, Story, Thomas, Turner, Uzzell, Valentine, Whitehurst, Whitmire, Wicker, Williamson, Wooten and Yates—56.

The following pair is announced: Were Representative Courtney present he would vote "Aye", Representative Davis of Rutherford votes "No".

Representative McLaughlin offers an amendment.

Representative Buchanan moves, seconded by Representative Philpott that the amendment offered by Representative McLaughlin lie upon the table; the motion prevails and the amendment is tabled.

Representative Wilson offers an amendment which is adopted.

The question now recurs to the passage of the bill on its third reading, as amended.

The bill passes its third reading, as amended, and is ordered sent to the Senate without engrossment.

## ENROLLED BILLS

Representative Holcombe of Madison, 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. 901. A Joint Resolution memorializing the Congress of the United States to extend education benefits to veterans of the armed forces who entered or who enter the service subsequent to February 1, 1955.

S. B. 377. An Act to prohibit the sale of beer, wine and all other alcoholic beverages within two and one-half miles of the Glade Valley School, Incorporated, in Alleghany County.

S. B. 388. An Act to increase the membership of the Board of Commissioners of Brunswick County from three to five members.

S. B. 409. An Act to amend the Charter of the Town of Fuquay Springs so as to provide different election dates for municipal officers and to provide four-year terms of office for Town Commissioners.

S. B. 435. An Act amending Chapter 324, Session Laws of 1955, so as to fix the fees to be charged by the Sheriff of Wake County and the Constables of the various townships in said county for serving civil summons.

S. B. 449. An Act to fix the compensation of the members of the Board of Education in Granville County.

S. B. 450. An Act to amend Chapter 1145 of the Session Laws of 1951 relating to jail fees for the Town of Creedmoor in Granville County.

S. B. 455. An Act to authorize the City of High Point to promulgate ordinances requiring the owners of property to remove any weeds, undergrowth, debris, trash or other offensive matter or thing.

H. B. 33. An Act to create a State Department of Water Resources.

H. B. 237. An Act providing that absentee voting shall be inapplicable to the election of members of the General Assembly, County and Township officials in Graham County; repealing the provisions of General Statutes 163-172, General Statutes 163-173 and General Statutes 163-174, except as to blind persons, so far as the same relate to primary and general elections in Graham County; and providing that husband and wife may assist each other in preparation of their ballots.

H. B. 318. An Act amending and rewriting certain sections of Chapter 139 of the General Statutes relating to soil conservation districts so as to provide for the establishment of watershed improvement districts.

H. B. 674. An Act to provide for the removal of cattle remaining on Core Banks in Carteret County.

H. B. 681. An Act requiring that certain documents accepted for probate in Onslow County be identified by the name of the draftsman.

H. B. 810. An Act to include the Town of Whiteville within the provisions of Article 15 of Chapter 160 of the General Statutes.

H. B. 811. An Act to establish the date for municipal elections in the Town of Whiteville in Columbus County.

H. B. 812. An Act to amend Section 126 of Chapter 160 of the General Statutes of North Carolina relating to the issuing of building permits in the Town of Whiteville, Columbus County, North Carolina.

H. B. 813. An Act to permit the governing body of the Town of Whiteville in Columbus County to establish reasonable rules relating to appeals to the Board of Adjustment.

H. B. 814. An Act to authorize the governing body of the Town of Whiteville to regulate by ordinance the deadline for filing for municipal offices.

H. B. 815. An Act to amend Chapter 172 of the Session Laws of 1957 relating to the election of the governing body of the Town of Whiteville in Columbus County.

H. B. 816. An Act to provide for the plan "D" method of city government for the Town of Whiteville in Columbus County.

H. B. 839. An Act to appoint Justices of the Peace for the several counties of North Carolina.

H. B. 841. An Act to provide for increasing the number of county commissioners of Wake County from five to seven and relating to the election and terms of county commissioners in Wake County.

H. B. 845. An Act rewriting Section 4, Chapter 596, Session Laws of 1949, relating to the election of the Mayor and Commissioners of the Town of Wallace.

H. B. 846. An Act to amend General Statutes 2-53 relating to the payment of money for indigent children and persons non compos mentis.

H. B. 848. An Act to amend General Statutes 28-68 relating to the payment to the clerk of money owed to an intestate.

H. B. 849. An Act to amend Article 4 of Chapter 119 of the General Statutes, replacement Volume of 1958, relating to safety regulations in the design, location, installation and operation of equipment and facilities for storing, handling, and transporting and utilizing liquified petroleum gas for fuel or heating purposes.

H. B. 850. An Act to amend General Statutes 47-108.5 so as to validate certain deeds executed in other states where the seal was omitted.

H. B. 855. An Act authorizing payment for services of an Accountant by Hyde County Drainage District No. 7.

H. B. 858. An Act to amend General Statutes 122-93 relating to the disposition of certain lands at Camp Butner.

H. B. 867. An Act to amend Article 9 of Chapter 44 of the General Statutes to require notice be given to perfect liens on money recovered for personal injuries.

H. B. 868. An Act to validate the municipal election of May 5, 1959, of the Town of Maxton in Robeson County.

H. B. 884. An Act authorizing any municipality having a municipal Board of Health to fix the method of appointment and terms of office of the members of said Board of Health.

H. B. 897. An Act to extend the time for making quadrennial revaluation and reassessment of real property in Lee County.

H. B. 935. An Act amending General Statutes 7-70 relating to the terms of Superior Court in Ashe County.

H. B. 941. An Act to amend Article 3A of Chapter 69 of the General Statutes relating to rural fire protection districts.

H. B. 947. An Act to amend General Statutes 156-84 relating to letting of contracts for construction of drainage districts.

H. B. 948. An Act to amend General Statutes 156-73 relating to the notice of hearing upon final report for establishment of drainage districts.

H. B. 954. An Act to provide for the payment of penalties and interest on all delinquent taxes in Franklin County into the general fund.

H. B. 968. An Act authorizing O. B. McBroom, R. L. Whitfield and Mrs. Lois Newman, Trustees of the Person County Community House, to convey fee simple title to a portion of the lot owned by the Trustees to the Lester Blackwell Post of the American Legion and the remaining portion thereof to Person County.

H. B. 974. An Act to create and establish the Henderson Firemen's Supplemental Retirement System for the classified firemen employees of the Fire Department of the City of Henderson.

H. B. 980. An Act to change the date for filing and for holding primary elections in the City of Raleigh.

H. B. 981. An Act to amend the Charter of the City of Raleigh relating to protests by adjoining property owners against rezoning of property.

H. B. 982. An Act to authorize the City of Raleigh to procure insurance on the lives and for the benefit of employees and to pay the insurance premiums for such insurance in whole or in part.

H. B. 992. An Act to authorize appropriations by the Board of Commissioners of Bertie County for industrial development and other purposes.

H. B. 993. An Act to authorize appropriations by the Boards of Commissioners or Town Councils of the municipalities in Bertie County for industrial development and other purposes.

H. B. 995. An Act to amend Chapter 293 of the Session Laws of 1957 relative to the planning and zoning powers of the City of Goldsboro.

H. B. 996. An Act to provide for staggered terms for Commissioners of the Town of Rockingham in Richmond County.

H. B. 997. An Act to amend Chapter 545, Public-Local and Private Laws of 1939 relating to primary elections in the Town of Rockingham in Richmond County.

H. B. 998. An Act granting power and authority to the governing body of the Town of Rockingham to provide by ordinance regulations for the use by vehicles of privately owned areas for public street purposes, the use by vehicles of publicly owned parks and grounds occupied by public buildings, the use by vehicles of privately owner areas for public street purposes, the removal of vehicles from on-street places under certain conditions, and to prescribe and enforce criminal penalties for violation of such ordinances.

H. B. 1000. An Act to permit the Clerk of the Superior Court of Pitt County to deliver the records of a deceased Justice of the Peace of Pitt County.

H. B. 1005. An Act to amend Chapter 115 of the Private Laws of North Carolina extra Session 1913 being the Charter of the Town of Clinton and relating to municipal elections.

H. B. 1006. An Act to amend the Charter of the Town of Nashville in Nash County so as to extend the jurisdiction of the Mayor and other Judicial officers of the town to include all of the territory situated within two miles of the corporate limits of the said town.

H. B. 1010. An Act rewriting numbered Paragraph 15 of General Statutes 14-335 relating to the punishment for public drunkenness in Avery County.

H. B. 1018. An Act to make Part 3A of Article 18 of Chapter 160 of the General Statutes relating to the regulation of the subdivision of land in and around municipalities applicable to Scotland County.

H. B. 1019. An Act to authorize the Board of County Commissioners of Dare County to establish, maintain, develop and improve waterways in Dare County.

H. B. 1023. An Act to authorize appropriations by the Board of Commissioners of Montgomery County for industrial development and other purposes.

H. B. 1026. An Act to amend Chapter 391 Session Laws of 1955 relating to elections in the City of High Point.

H. B. 1027. An Act to amend Chapter 107 of the Private Laws of 1931, relating to elections in the city of High Point.

H. B. 1028. An Act to amend Section 2(b) of Chapter 737 of the 1955 Session Laws relating to the joint construction of a public building by the City of High Point and Guilford County.

H. B. 1029. An Act to amend Chapter 383 of the 1955 Session Laws, relating to the purchase of supplies, materials, equipment, and construction contracts by the City of High Point.

H. B. 1030. An Act authorizing the City of High Point to sell or exchange personal property not exceeding \$2500.00 in value at private or public sale without advertisement.

H. B. 1035. An Act to amend the Charter of the Town of Morganton, to be effective upon a vote of the people.

H. B. 1037. An Act to provide that certain delinquent taxes be paid into the general fund of Graham County.

H. B. 1038. An Act to amend Part 3A (subdivisions) of Article 18 of the General Statutes relating to the regulation of the subdivision of land by municipalities so as to make the provisions thereof applicable to Transylvania County.

H. B. 1044. An Act to authorize the City of Burlington to convey all its right, title, interest and estate in certain lands at private sale to B. E. Allred, his heirs and assigns.

H. B. 1045. An Act to amend Chapter 715 of the Session Laws of 1953 relating to the annual appropriation by the Board of Commissioners of Wilson County for the maintenance of the Wilson County Law Library.

H. B. 1047. An Act to amend General Statutes 15-21 relating to criminal warrants issued from the City Court of the City of Raleigh.

H. B. 1055. An Act to amend Chapter 35 of the Session Laws of 1957 relating to the election of members of the Board of Education of the Asheboro City Administrative Unit.

H. B. 1056. An Act to authorize the Randolph Airport Commission to transfer its assets to the Town of Asheboro for the purpose of establishing and maintaining a Municipal Airport.

H. B. 1058. An Act to extend the corporate limits of the City of Asheville, subject to a referendum election.

H. B. 1059. An Act to incorporate the Town of Barnardsville in Buncombe County.

H. B. 1061. An Act to provide for fixing salaries and expense allowances of officers and employees of Craven County and its several departments.

H. B. 1067. An Act to amend Chapter 36, Private Laws of 1915 relative to the tenure of office of the Mayor and Board of Aldermen of the Town of West Jefferson, Ashe County.

H. B. 1090. An Act to amend Chapter 378 of the Session Laws of 1955 relating to the prepayment of taxes in Mecklenburg County and the City of Charlotte, so as to make the same applicable to the Town of Cornelius.



H. B. 1099. An Act to amend General Statutes 7-70 relating to the terms of Superior Court in Catawba County.

H. B. 1101. An Act to amend Chapter 1278 of the Session Laws of 1957, relating to the election of the Judges and Solicitors of the Municipal-County Court of Guilford County.

H. B. 1106. An Act to amend General Statutes 163-175 relating to the marking of ballots in primary and general elections in the City of Washington in Beaufort County.

H. B. 1107. An Act to amend certain sections of Articles 30 and 31, Chapter 7, of the General Statutes of North Carolina, relating to the establishment of General County Courts as said sections relate to Beaufort County.

H. B. 1108. An Act rewriting Section 1 of Chapter 479, Public-Local Laws of 1917, and amending Chapter 273, Public-Local Laws of 1937, as amended, so as to increase the terms of office of the members of the Board of County Commissioners and the Tax Collector of Buncombe County from two to four years.

H. B. 1109. An Act to ratify the official acts of Cooper G. Grizzard, former Clerk of the Town of Farmville.

H. B. 1110. An Act amending Section 3, Chapter 327, Private Laws of 1913, as amended, so as to provide for nonpartisan primaries in the Town of Hamlet.

H. B. 1115. An Act authorizing the City of Charlotte to permit and authorize the erection of a building or buildings or other improvements which shall extend over Howells Arcade and certain alleyways in Charlotte, North Carolina.

H. B. 1132. An Act to amend Section 6 of Chapter 1191 of the Session Laws of 1957 relating to the disposition of the net profits of Alcoholic Beverage Control Stores of the Town of Clinton.

H. B. 1134. An Act adopting official records of uncollected taxes for the years 1956 and 1957 for the County of Buncombe and the City of Asheville.

H. B. 1151. An Act authorizing the City of Rocky Mount to lease or grant easements in certain land that is not needed for municipal purposes.

H. B. 1152. An Act to amend General Statutes 7-70 relating to the terms of Superior Court in Guilford County.

H. B. 1153. An Act to authorize the Board of Commissioners of Gaston County to provide funds for the construction of Library Buildings in Stanley and Lowell.

H. B. 1206. An Act to amend Article 24 of Subchapter VI, Chapter 7 of the General Statutes relating to Municipal Recorder's Court so as to provide deputy or assistant clerks for such courts.

On motion of Representative Harriss of Rowan the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## ONE HUNDRED-NINTH DAY

HOUSE OF REPRESENTATIVES

Wednesday, June 10, 1959

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Yates the courtesies of the floor are extended the Honorable Charlie McCrary, former member of the House from Haywood County.

On motion of Representative Rodenbough, Margaret, Nancy and Katherine Ellington of Stokes County are made honorary pagettes of the House.

On motion of Representative Thomas, Myra Delane Narron of Johnston County, and Rodney Berry Gaither of Transylvania County are made honorary pagette and page, respectively, of the House.

On motion of Representative Kemp, H. B. 1207 entitled, "a bill to be entitled an act to provide for the establishment of a Law Library for the Municipal Court of the City of High Point" is recalled from the Senate for further consideration by the House.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bill has been carefully considered, found to be properly engrossed and asks that it be sent to the Senate.

It is so ordered.

H. B. 1191, a bill to be entitled an act to authorize and empower the City of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof.

### 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 Representative Womble, for the Committee on Roads and Highway Safety.

H. B. 872, a bill to be entitled an act to amend the Vehicle Financial Responsibility Act of 1957.

With a favorable report.

S. B. 394, a bill to be entitled an act to require the State Highway Commission to place on record deeds of easements granting rights of way and easements of any character to said Commission.

With a favorable report.

S. B. 431, a bill to be entitled an act to authorize the appointment of counsel to defend employees of the State Highway Commission in civil suits growing out of alleged tort claims against such employees.

With a favorable report.

S. B. 443, a bill to be entitled an act relating to the meetings of the State Highway Commission.

With a favorable report.

By Representative Zollicoffer, for the Committee on Constitutional Amendments.

H. B. 1183, a bill to be entitled an act to amend Article V of the Constitution of North Carolina by adding a new section specifying the purposes for which motor vehicle and related tax revenues shall be expended.

With an unfavorable report.

By Representative Hargett, for the Committee on Education.

H. B. 1266, a bill to be entitled an act to amend H. B. 217, ratified on March 24, 1959, and to repeal H. B. 903, ratified on May 21, 1959, relating to the membership of the Yancey County Board of Education.

With a favorable report.

By Representative Arledge, for the Committee on Veteran's Legislation.

S. B. 424, a bill to be entitled an act to provide for the appointment of a Veterans Service Officer in Yancey County and to fix his salary, and to provide that the Register of Deeds of Yancey County shall be paid a monthly salary of not less than seventy-five dollars for services as Clerk to the Board of County Commissioners.

With a favorable report.

By Representative Blue, for the Committee on Finance.

Senate Committee Substitute for H. B. 439, a bill to be entitled an act to amend General Statutes 105-80, relating to the tax on dealers in pistols. (Same as H. B. 439—not identical caption).

With a favorable report.

S. B. 446, a bill to be entitled an act to authorize the Town Council of the Town of Tarboro to charge off unsecured personal property, poll and dog taxes which are ten or more years delinquent.

With a favorable report.

H. B. 1219, a bill to be entitled an act relative to municipal and county taxation of operators of cigarette dispensing machines.

With an unfavorable report.

H. B. 1259, a bill to be entitled an act to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

With a favorable report.

S. B. 342, a bill to be entitled an act amending General Statutes 113-257 relating to commercial trout fishing ponds.

With a favorable report.

S. B. 433, a bill to be entitled an act amending Section 130-141 of the General Statutes empowering Boards of County Commissioners, upon agreement with Sanitary District Boards, to include in Sanitary District tax levies an amount for expenses of levying and collecting such taxes.

With a favorable report.

By Representative Harriss, for the Committee on Appropriations.

H. B. 471, a bill to be entitled an act to authorize the Attorney General to appoint an additional Assistant Attorney General.

With a favorable report.

H. B. 921, a bill to be entitled an act to transfer certain Capital Improvement funds from the Goldsboro Training School to the State Hospital at Goldsboro.

With a favorable report.

H. B. 82, a bill to be entitled an act to amend Chapter 130 of the General Statutes so as to require the vaccination of young children against poliomyelitis (infantile paralysis).

With an unfavorable report.

By Representative Murphy, for the Committee on Agriculture.

H. B. 143, a bill to be entitled an act to amend General Statutes 106-99 relating to the inspection tax on commercial feeding stuffs.

With an unfavorable report.

S. B. 155, a bill to be entitled an act amending and rewriting certain sections of Chapter 139 of the General Statutes relating to Soil Conservation Districts so as to provide for the establishment of watershed improvement districts.

With an unfavorable report.

S. B. 416, a bill to be entitled an act relating to the operation of the State Fair and the holding of expositions and other projects on the grounds thereof.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Long:

H. B. 1279, a bill to be entitled an act to amend General Statutes 152-1 so as to authorize the Clerk of the Superior Court of Alamance County to appoint an Assistant Coroner and to amend General Statutes 152-5 relating to the compensation of the Coroner of Alamance County.

Referred to Committee on Judiciary No. 1.

By Representative Burrow:

H. B. 1280, a bill to be entitled an act to provide for the establishment of bird sanctuaries in the Towns of Archdale and Trinity in Randolph County.

Referred to Committee on Local Government.

By Representatives Yates, by request:

H. B. 1281, a bill to be entitled an act fixing the terms of office of the officials of the Town of Clyde in Haywood County.

On motion of Representative Yates the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Jordan, Greenwood and Crawford of Buncombe:

H. B. 1282, a bill to be entitled an act authorizing the City of Asheville to convey its interest in the property constituting the Asheville-Hendersonville Airport to the City of Hendersonville and the County of Henderson.

On motion of Representative Jordan the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Whitmire:

H. B. 1283, a bill to be entitled an act to annex to Buncombe County that part of the Asheville Airport property located in Henderson County.

On motion of Representative Jordan the rules are suspended and the bill is placed on its immediate passage.

Passed first reading and placed on the Calendar.

By Representative Holmes, by request:

H. B. 1284, a bill to be entitled an act rewriting Section I of Chapter 137, Public-Local Laws of 1939, so as to provide for the nomination of members of the Perquimans County Board of Commissioners by townships and their election by the voters of the County at large.

Referred to Committee on Judiciary No. 2.

By Representative Holmes, by request:

H. B. 1285, a bill to be entitled an act fixing the membership of Perquimans County Board of Education and providing that one member of said Board shall be nominated from each of the five townships within the County.

Referred to Committee on Judiciary No. 2.

By Representative Palmer:

H. B. 1286, a bill to be entitled an act amending General Statutes 160-258 so as to give to the City of Shelby authority to lease its cemetery lands.

Referred to Committee on Counties, Cities, and Towns.

By Representatives Childers and Dolley:

H. B. 1287, a bill to be entitled an act authorizing the County of Gaston to expend certain surplus Debt Service Funds for the construction, equipping, operating and maintaining of a nature museum.

Referred to Committee on Judiciary No. 2.

And,

H. B. 1288, a bill to be entitled an act to extend the jurisdiction of the Recorder's Court of the Town of Mount Holly, Gaston County, North Carolina, to include all of River Bend Township.

Referred to Committee on Judiciary No. 2.

By Representative Childers:

H. B. 1289, a bill to be entitled an act to clarify what vehicles are to be classified and licensed as contract carrier vehicles.

Referred to Committee on Roads and Highway Safety.

By Representative Horton:

H. B. 1290, a bill to be entitled an act to require the County Commissioners of Chatham County to turn into the General Fund all taxes collected for the year 1957 and all prior years.

Referred to 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. 383, a bill to be entitled an act to amend Chapters 20 and 58 of the General Statutes relating to motor vehicle liability insurance and proof of financial responsibility.

Referred to Committee on Insurance.

S. R. 412, a joint resolution providing for the appointment of a Commission Report upon the pay of public school teachers based upon the ability of the individual teacher, and to study and report means of implementing curriculum studies in the public schools.

Referred to Committee on Education.

S. B. 418, a bill to be entitled an act to amend General Statutes 93-12, relating to examinations for certificates as certified public accountants.

Referred to Committee on Judiciary No. 1.

S. B. 434, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the Clerk of Superior Court and Register of Deeds of Cabarrus County.

Referred to Committee on Local Government.

S. B. 444, a bill to be entitled an act to amend Chapter 223, Public-Local Laws of 1937, relating to the compensation of the members of the Board of Education of Edgecombe County.

Referred to Committee on Salaries and Fees.

S. B. 445, a bill to be entitled an act to amend Chapter 756 of the Session Laws of 1957 relating to the compensation of the Board of Commissioners of Edgecombe County.

Referred to Committee on Counties, Cities, and Towns.

S. B. 447, a bill to be entitled an act to authorize the Board of County Commissioners of Moore County to fix the salary of the Register of Deeds and to fix the fees to be charged by the Register of Deeds and the compensation to be received by jurors in Moore County.

Referred to Committee on Salaries and Fees.

S. B. 472, a bill to be entitled an act to establish a Law Library in Vance County.

Referred to Committee on Judiciary No. 2.

H. B. 909, a bill to be entitled an act to aid in the collection of delinquent taxes in Henderson County and to authorize the Board of Commissioners of Henderson County to sell at private sale property acquired by tax foreclosures.

Returned for concurrence in the Senate amendment.

On motion of Representative Whitmire the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 482; a bill to be entitled an act relating to the salaries of county officials in Harnett County.

Referred to Committee on Salaries and Fees.

S. B. 483, a bill to be entitled an act to amend General Statutes 152-19 relating to the compensation of the Coroner in Harnett County.

Referred to Committee on Salaries and Fees.

H. B. 1093, a bill to be entitled an act to amend General Statutes 136-19 and to add a new article to Chapter 136 of the General Statutes relating to condemnation procedure applicable to the State Highway Commission.

Returned for concurrence in Senate amendment.

The bill is placed on the Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1034, a bill to be entitled an act to amend General Statutes 18-99 relating to licenses for the sale of fortified wine in Guilford County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.



Those voting in the negative are: None.

H. B. 1198, a bill to be entitled an act extending the territorial jurisdiction of the Police Department of the City of Asheville to the new Asheville Airport located in Henderson and Buncombe Counties and to make the ordinances of the City of Asheville and the privilege license schedules of said City applicable to the property constituting said Airport.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

S. B. 453, a bill to be entitled an act to amend Chapter 731 of the Session Laws of North Carolina of 1953, being the Charter of the City of Henderson, and providing for the extension of the corporate boundaries.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1235, a bill to be entitled an act to provide for the consolidation and merger of the Town of Bertie and the Town of Windsor and to extend the limits of the Town of Windsor.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burlson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1257, a bill to be entitled an act to amend the Charter of the Town of Halifax.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burlson, Burrow, Bynum, Byrum, Childers, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 746, a bill to be entitled an act to amend Chapter 705 of the Session Laws of 1957, relating to the Johnston County Recorder's Court.

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 fix the salaries of the Chairman and other members of the Board of County Commissioners of Carteret County.

The committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1167, a bill to be entitled an act to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

Representative Hunter offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1184, a bill to be entitled an act to provide for the conduct of partisan primary elections in the Town of Columbus in Polk County.

Recommitted to the Committee on Local Government.

H. B. 1230, a bill to be entitled an act providing for the appointment of a County Accountant for Yancey County, fixing his salary and term of office.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1234, a bill to be entitled an act to amend Article 17 of Chapter 66 of the General Statutes relating to closing-out sales.

The committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1236, a bill to be entitled an act to amend Article IV of Chapter 902 of the Session Laws of 1953 relating to the supplementary retirement system of the City of Fayetteville.

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 prohibit any person from hunting deer with a rifle having a bore larger than twenty-two (22) caliber.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1241, a bill to be entitled an act to authorize the Board of County Commissioners of Nash County to fix the compensation for the Chairman and other members of the Board.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1244, a bill to be entitled an act to bar the collection of taxes levied by the Town of Teachey in Duplin County for the year 1948 and years prior thereto.

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 Chapter 585 of the Public-Local Laws of 1937, as amended by Chapter 650 of the Session Laws of 1947, relating to the distribution of profits from Alcoholic Beverage Control stores in Rowan County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1247, a bill to be entitled an act to authorize the Board of County Commissioners of Surry County to expend surplus funds and non-ad valorem tax revenue for the purchase of lands and the construction thereon of public and community buildings.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1248, a bill to be entitled an act to fix the compensation of certain officials of Burke County, and to fix the fees to be charged by the Register of Deeds of said County.

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 13 of the Session Laws of 1953 relating to the issuance of warrants in the Trial Justice Court of the Town of Tarboro in Edgecombe County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1251, a bill to be entitled an act to transfer certain delinquent taxes in Edgecombe County to the General Fund.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1253, a bill to be entitled an act to authorize the Board of County Commissioners of Montgomery County to fix the fees of Justices of the Peace in said County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1258, a bill to be entitled an act relating to the sale of rock fish in Halifax and Northampton Counties.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1263, a bill to be entitled an act to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit.

On motion of Representative Hill of Durham consideration of the bill is postponed until Friday, June 12, 1959.

S. B. 316, a bill to be entitled an act to authorize the Board of County Commissioners of Cleveland County to appropriate nontax revenue funds to rescue teams organized under the Civil Defense Act.

Passes its second and third readings and is ordered enrolled.

S. B. 398, a bill to be entitled an act to amend General Statutes 153-13 relating to the compensation of the County Commissioners of Gaston County.

On motion of Representative Childers the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendments.

S. B. 420, a bill to be entitled an act to provide for the election of the Mayor and Board of Commissioners of the Town of Lillington.

Passes its second and third readings and is ordered enrolled.

S. B. 425, a bill to be entitled an act to authorize the Board of Commissioners of New Hanover County to promulgate rules and regulations governing the use of firearms and explosives in thickly populated areas outside the corporate limits of cities and towns in New Hanover County.

Passes its second and third readings and is ordered enrolled.

S. B. 427, a bill to be entitled an act to amend Chapter 438 of the Session Laws of 1957 relating to the governing body of the Town of Long Beach in Brunswick County.

Passes its second and third readings and is ordered enrolled.

S. B. 456, a bill to be entitled an act providing for a referendum election in the City of Kings Mountain upon the question of adopting a city manager form of government, said election to be held at the discretion of the Mayor and Board of Commissioners.

Passes its second and third readings and is ordered enrolled.

S. B. 458, a bill to be entitled an act providing the manner in which votes may be cast for group candidates in municipal elections held in Halifax County.

Passes its second and third readings and is ordered enrolled.

S. B. 459, a bill to be entitled an act to amend General Statutes 14-335 relating to punishment for public drunkenness in New Hanover County.

Passes its second and third readings and is ordered enrolled.

S. B. 463, a bill to be entitled an act to authorize Iredell County to zone certain lands adjacent to Cowans Ford Lake.

Passes its second and third readings and is ordered enrolled.

H. B. 35, a bill to be entitled an act to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

Returned for concurrence in the Senate amendment.

On motion of Representative Satterfield the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 58, a bill to be entitled an act amending Subsection (b) of General Statutes 120-3.1 relating to travel allowances for members of the General Assembly.

Returned for concurrence in Senate amendment.

On motion of Representative Cover the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 99, a bill to be entitled an act to amend, alter and rewrite The Constitution of North Carolina.

On motion of Representative Zollicoffer consideration of the bill is postponed until Thursday, June 11, 1959 at which time the bill is set for a Special Order.

H. B. 226, a bill to be entitled an act to amend, alter and rewrite The Constitution of North Carolina.

On motion of Representative Zollicoffer consideration of the bill is postponed until Thursday, June 11, 1959, at which time the bill is set for a Special Order.

H. B. 198, a bill to be entitled an act to amend The Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

On motion of Representative Zollicoffer consideration of the bill is postponed until Thursday, June 11, 1959, at which time the bill is set for a Special Order.

#### SPECIAL ORDER

The hour for the Special Order having arrived the Speaker lays before the House for consideration H. B. 12, entitled "a bill to be entitled an act

to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes."

Representative Jordan offers an amendment which is adopted.

Representative Satterfield offers an amendment which is adopted.

Representative Turner offers an amendment.

The bill remains on the Calendar for further consideration by the House.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 196. An Act to amend Chapter 895 of the Session Laws of 1947 relating to the operation of carnivals in Franklin County.

S. B. 347. An Act to amend General Statutes 153-9 (43) 1957 cumulative supplement so as to make its provisions applicable to the County of Carteret.

S. B. 384. An Act to extend the corporate limits of the Town of Fuquay Springs, Wake County.

H. B. 453. An Act to amend General Statutes 160-59, relating to the disposal of property by cities and towns and to permit the disposal of property at private sale to other governmental units.

H. B. 501. An Act amending General Statutes 97-99 so as to permit notice of cancellation of policies of Workmen's Compensation insurance to be given by certified mail as well as by registered mail.

H. B. 711. An Act relating to the amassing of funds with which to erect a new jail for Lee County or to improve the existing jail of said County.

H. B. 795. An Act to amend Article 2 of Chapter 87 of the General Statutes relating to the State Board of Examiners of Plumbing and Heating Contractors to provide that operating surplus and examination fees shall be used to defray expenses of the Board.

H. B. 826. An Act to amend Article I of Chapter 58 of the General Statutes defining as an insurance contract certain motor vehicle warranties.

H. B. 861. An Act to prescribe the filing fees of candidates for office of the City of Durham.

H. B. 894. An Act to amend the Charter of the City of Hendersonville and General Statutes 160-402, as it applies to Hendersonville, so as to increase the limitation on the levy of taxes for general purposes to one dollar and sixty cents per one hundred dollars valuation.

H. B. 939. An Act repealing Chapter 138, Public Laws of 1941, relating to Firemen's Relief Fund.

H. B. 952. An Act to authorize the County of Polk to erect and equip a new county building, and to issue bonds therefor.

H. B. 956. An Act to provide the form of financial statements of the City of Charlotte required under the provisions of General Statutes 160-383.

H. B. 958. An Act to amend General Statutes 20-118(j) relating to the gross weight of motor vehicles.

H. B. 999. An Act to amend Chapter 185 of the Private Laws of 1929, relating to the maximum rate of tax to be levied by the Board of Commissioners of the Towns of Vanceboro in Craven County.

H. B. 1021. An Act to amend General Statutes 7-64 relating to concurrent jurisdiction of Superior and Recorders' Courts in certain counties of this State.

H. B. 1049. An Act to fix limitations upon the authority of the Board of Commissioners of Pamlico County to levy certain special taxes and to authorize said Board to levy a special limited tax for the purposes of Retirement and Social Security benefits for County employees.

H. B. 1051. An Act to establish a Law Library in and for Pasquotank County.

H. B. 1129. An Act to amend General Statutes 131-126.31 relating to petitions for formation of hospital districts.

H. B. 1254. An Act to amend Chapter 1054 of the Session Laws of 1955 relating to the enforcement of observance of migratory waterfowl shooting hours in Hyde County.

S. B. 102. An Act to rewrite the Intestate Succession Laws of North Carolina.

S. B. 104. An Act to rewrite the Statutes on dissent from wills.

S. B. 353. An Act to amend Chapter One Thousand One Hundred Fifty-Nine of the 1951 Session Laws defining and establishing the corporate limits of the Town of Marion.

S. B. 426. An Act to provide for elections in the Towns of Hazelwood and Waynesville on the question of consolidation of said Towns and subject to said elections to provide a Charter for the consolidated town.

H. B. 724. An Act to amend General Statutes 163-115 of the Election Laws so as to increase the amount received by Registrars in furnishing lists of registered voters to applicants.

H. B. 777. An Act to fix the compensation of certain elective officials in Pitt County.

H. B. 792. An Act relating to the compensation of the Sheriff, Register of Deeds, Clerk of Superior Court, Board of County Commissioners, Board of Education and certain other employees of Randolph County.



H. B. 874. An Act amending General Statutes 160-45 so as to make the qualifications for voting in municipal elections conform to the provisions of Article 6, Section 2, of the State Constitution as amended.

H. B. 879. An Act to incorporate the Town of Ocean Isle Beach in Brunswick County, State of North Carolina.

H. B. 893. An Act to amend General Statutes 163-175 relating to single shot voting in Sampson County.

H. B. 946. An Act to fix the compensation of the Mayor and members of Board of Aldermen of the Town of Stanley in Gaston County.

H. B. 953. An Act authorizing the Board of County Commissioners of Henderson County to raise the salaries of certain County officials and employees as much as fifteen per cent for the period beginning July 1, 1959, and ending June 30, 1961.

H. B. 955. An Act to fix the compensation of the Mayor of the Town of Candor in Montgomery County.

H. B. 987. An Act fixing the compensation of various county officers of Davie County.

H. B. 991. An Act to fix the compensation of certain officials of McDowell County.

H. B. 1009. An Act fixing the compensation of the Sheriff of Harnett County.

H. B. 1031. An Act relating to the compensation and payment of actual necessary expenses of certain officials in Guilford County.

H. B. 1065. An Act relating to the election and term of office of the Mayor and members of the Board of Commissioners of the Town of Chadbourn in Columbus County.

H. B. 1146. An Act to amend Chapter 548 of the Session Laws of 1947, relating to the salary of officials in the Town of Broadway in Lee County.

H. B. 1242. An Act to amend General Statutes 18-45 relating to the powers and duties of the City of Winston-Salem Alcoholic Beverage Control Board.

H. B. 1269. An Act to authorize the Town of Red Springs to convey certain lands at private sale to the Red Springs Development Corporation.

On motion of Representative Snapp the House takes a recess until 2:00 o'clock P. M.

#### AFTERNOON SESSION

June 10, 1959

The House meets pursuant to its recess, Mr. Speaker Hewlett presiding.

Mr. Speaker Hewlett lays before the House for further consideration H. B. 12, entitled "a bill to be entitled an act to amend and supplement

"The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes".

Representative Turner offers a second amendment.

Representative Regan offers an amendment.

Representative Kennedy offers an amendment.

Representative Whitley offers an amendment.

Representative Murphy moves that the amendment offered by Representative Whitley be tabled; the motion prevails.

Representative Kiser offers an amendment.

Representative Philpott moves that the amendment offered by Representative Kiser be tabled; the motion prevails.

The question now recurs to the adoption of the amendment offered by Representative Kennedy.

Representative Kiser calls for the "Ayes" and the "Noes" on the adoption of the amendment offered by Representative Kennedy.

Representative Spruill moves, seconded by Representative Philpott, that the amendment be tabled; and on this motion Representative Kiser, seconded by Representative Turner, calls for the "Ayes" and the "Noes"; the call sustains.

The amendment offered by Representative Kennedy lays on the table by the following vote.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Childers, Cohoon, Crawford of Swain, Davis of Lenoir, Davis of Ruthersford, Delamar, Dill, Doughton, Drummond, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Hawfield, Henley, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hunt, Hunter, Jackson, Jones of Pitt, Jordan, Kerr, Leatherman, Lloyd, Murphy of Pender, O'Neal, Palmer, Phelps, Philpott, Powell, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Zollicoffer—79.

Those voting in the negative are: Representatives Arledge, Belk, Black, Byrd, Coates, Courtney, Cover, Crawford of Buncombe, Dolley, Edmisten, Etheridge, Everett, Gregory, Harris of Wake, Hicks, High, Hill of Catawba, Holmes, Hostetler, Humphrey, Isaac, Johnson, Jones of Ashe, Kemp, Kennedy, Kiser, Lackey, Long, McLaughlin, Murphrey of Halifax, Patterson, Snapp, Turner, Uzzell, Whitley, and Wooten—36.

Representatives Wooten and Jones of Pitt offer an amendment.

Representative Jordan moves, seconded by Representative Buchanan, that the amendment offered by Representative Jones of Pitt and Wooten be tabled; the motion prevails.

Representatives Jones of Pitt and Wooten offer an amendment.

Representative Hunter calls for the "Ayes" and "Noes" on the adoption of the amendment offered by Representatives Jones of Pitt and Wooten.

Representative Philpott moves, seconded by Representative Kiser, that the amendment offered by Representatives Jones of Pitt and Wooten be tabled; on this motion Representative Hunter calls for the "Ayes" and "Noes"; the call sustains.

The motion to table the amendment submitted by Representatives Jones of Pitt and Wooten fails of adoption by the following vote:

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Buchanan, Burlison, Bynum, Byrd, Courtney, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Doughton, Gaither, Hargett, Harriss of Rowan, Hawfield, Henley, Hicks, Horton, Hunt, Kiser, Leatherman, Murphy of Pender, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Snapp, Spruill, Story, Turner, Venters, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Zollicoffer—50.

Those voting in the negative are: Representatives Arledge, Black, Bryant, Burgess, Burrow, Coates, Cohoon, Cover, Crawford of Buncombe, Delamar, Dolley, Drummond, Edmisten, Everett, Gobble, Greenwood, Gregory, Hardy, Harris of Wake, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kerr, Lackey, Long, McLaughlin, Murphrey of Halifax, O'Neal, Palmer, Patterson, Phelps, Reid, Sermons, Stone, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, and Wooten—57.

The question now recurs to the adoption of the amendment offered by Representatives Jones of Pitt and Wooten.

Representatives Jones of Pitt and Wooten withdraw the amendment offered by them.

Representative Hill of Durham moves, seconded by Representative Whitehurst, that the vote by which the first amendment offered by Representatives Jones of Pitt and Wooten was tabled be reconsidered; the motion prevails.

Representatives Jones of Pitt and Wooten withdraw the first amendment offered by them.

Representative Turner is granted permission to temporarily withdraw the amendment offered by him.

The bill and amendment remain on the Calendar.

## INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Woodard of Wilson:

H. B. 1291, a bill to be entitled an act to amend General Statutes 162-7 relating to the fees to be charged by the Sheriff of Wilson County.

Referred to Committee on Salaries and Fees.

By Representative O'Neal:

H. B. 1292, a bill to be entitled an act relating to the salary of the Clerk of the Superior Court of Hyde County.

Referred to Committee on Salaries and Fees.

By Representative Edmisten:

H. B. 1293, a bill to be entitled an act validating and confirming official acts of the Deputy Register of Deeds of Watauga County performed in the name of the Register of Deeds.

On motion of Representative Edmisten the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Arledge:

H. B. 1294, a bill to be entitled an act to authorize the Board of County Commissioners of Polk County to fix the salaries and fees of all appointed officials of Polk County.

Referred to Committee on Salaries and Fees.

By Representative Doughton:

H. B. 1295, a bill to be entitled an act to amend General Statutes 7-134 relating to the fees to be charged by Justices of the Peace in Alleghany County.

Referred to Committee on Salaries and Fees.

By Representative Lloyd:

H. B. 1296, a bill to be entitled an act to provide clerical assistance for the Clerk of Superior Court of Graham County.

Referred to Committee on Local Government.

And,

H. B. 1297, a bill to be entitled an act to amend General Statutes 9-5 relating to the compensation of jurors in Graham County.

Referred to Committee on Local Government.

By Representatives Dill and Valentine:

H. B. 1298, a bill to be entitled an act authorizing the City of Rocky Mount to sell certain land that is not needed for municipal purposes.

Referred to Committee on Counties, Cities, and Towns.

By Representative Black:

H. B. 1299, a bill to be entitled an act amending Chapter 1097, Session Laws of 1953, relating to the Emergency Reserve Fund for law enforcement officers in Cabarrus County.

Referred to Committee on Judiciary No. 1.

And,

H. B. 1300, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the Clerks of Superior Court and Registers of Deeds of Cabarrus County.

Referred to Committee on Judiciary No. 1.

By Representative Venters:

H. B. 1301, a bill to be entitled an act authorizing the Onslow County Board of Education to convey to the City of Jacksonville certain lands for recreational purposes.

Referred to Committee on Judiciary No. 1.

#### 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 Representative O'Neal, for the Committee on Commercial Fisheries and Oyster Industry.

H. B. 1197, a bill to be entitled an act to repeal General Statutes 113-200 relating to the taking of unculled oysters for planting purposes.

With a favorable report.

On motion of Representative Hunter, Elizabeth Hedley House of McDowell County is made an honorary page of the House.

On motion of Representative Valentine S. B. 348 entitled, "a bill to be entitled an act to amend General Statutes 1-153 relaxing the authority of the Clerks of Superior Court to hear and pass upon motions to strike in Special Proceedings" is taken from the Unfavorable Calendar and recommitted to the Committee on Judiciary No. 2.

On motion of Representative Blue it is voted by the House to continue with the present Calendar as it is now set, adding only roll call bills.

On motion of Representative Blue the House adjourns and will meet tomorrow at 11:00 o'clock A. M.

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## ONE HUNDRED-TENTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, June 11, 1959

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hewlett.

Prayer is offered by Chaplain W. W. Green, Department Chaplain of the North Carolina American Legion.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Greenwood, Hugh Holman of Buncombe County is made an honorary page of the House.

On motion of Representative Yarborough, James Parker Lumpkin, II, and Willie Lee Lumpkin, III, of Franklin County are made honorary pages of the House.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 890, a bill to be entitled an act to fix the salaries of the Chairman and other members of the Board of County Commissioners of Carteret County.

H. B. 1167, a bill to be entitled an act to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

H. B. 1234, a bill to be entitled an act to amend Article 17 of Chapter 66 of the General Statutes relating to closing-out sales.

### 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 Representative Bowman, for the Committee on Propositions and Grievances.

H. B. 1227, a bill to be entitled an act to authorize municipal local option elections in counties to which the Alcoholic Beverage Control Act does not apply.

With a favorable report, as amended.

By Representative Murphy, for the Committee on Agriculture.

H. B. 181, a bill to be entitled an act to amend Article 4 of Chapter 81 of the General Statutes relating to the issuance of permits by the State Superintendent of Weights and Measures to purchasers of cotton in this state.

With a favorable report, as amended.

H. B. 182, a bill to be entitled an act to amend Article 4 of Chapter 81 of the General Statutes relating to cotton weighing.

With a favorable report, as amended.

H. B. 1274, a bill to be entitled an act relating to the transportation of migratory farm workers.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Murphy the substitute bill is adopted.

By Representative Kiser, for the Committee on Public Welfare.

S. B. 219, a bill to be entitled an act to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and totally disabled.

With a favorable report.

By Representative Thomas, for the Committee on Salaries and Fees.

H. B. 1228, a bill to be entitled an act to amend General Statutes 7-134 relating to fees of Justices of the Peace in Washington County.

With a favorable report.

On motion of Representative Thomas the bill is recommitted to Committee on Salaries and Fees.

H. B. 1232, a bill to be entitled an act to authorize the Board of County Commissioners of Pasquotank County to fix the salaries of certain county officials.

With a favorable report.

H. B. 1291, a bill to be entitled an act to amend General Statutes 162-7 relating to the fees to be charged by the Sheriff of Wilson County.

With a favorable report.

H. B. 1292, a bill to be entitled an act relating to the salary of the Clerk of the Superior Court of Hyde County.

With a favorable report.

H. B. 1294, a bill to be entitled an act to authorize the Board of County Commissioners of Polk County to fix the salaries and fees of all appointed officials of Polk County.

With a favorable report.

H. B. 1295, a bill to be entitled an act to amend General Statutes 7-134 relating to the fees to be charged by Justices of the Peace in Alleghany County.

With a favorable report.

S. B. 422, a bill to be entitled an act relating to the salaries of certain officials of Vance County.

With a favorable report.

S. B. 444, a bill to be entitled an act to amend Chapter 223, Public-Local Laws of 1937, relating to the compensation of the members of the Board of Education of Edgecombe County.

With a favorable report.

S. B. 447, a bill to be entitled an act to authorize the Board of County Commissioners of Moore County to fix the salary of the Register of Deeds and to fix the fees to be charged by the Register of Deeds and the compensation to be received by jurors in Moore County.

With a favorable report.

S. B. 482, a bill to be entitled an act relating to the salaries of county officials in Harnett County.

With a favorable report.

S. B. 483, a bill to be entitled an act to amend General Statutes 152-5 relating to the compensation of the Coroner in Harnett County.

With a favorable report.

By Representative Dill, for the Committee of Counties, Cities, and Towns.

H. B. 1298, a bill to be entitled an act authorizing the City of Rocky Mount to sell certain land that is not needed for municipal purposes.

With a favorable report.

S. B. 237, a bill to be entitled an act amending the Charter of the Town of Spruce Pine so as to divide the town into four wards, providing that one member of the Board of Commissioners of said town shall be a resident of each of said wards, and providing that the Mayor shall be elected from the town at large.

With an unfavorable report.



S. B. 445, a bill to be entitled an act to amend Chapter 756 of the Session Laws of 1957 relating to the compensation of the Board of Commissioners of Edgecombe County.

With a favorable report.

By Representative Kemp, for the Committee on Local Government.

Committee substitute for H. B. 1184, a bill to be entitled an act to provide for the conduct of partisan primary elections in the Town of Columbus in Polk County.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Kemp the substitute bill is adopted.

H. B. 1273, a bill to be entitled an act rewriting Section 94 of Chapter 121, Private Laws of 1931, rewritten by Chapter 149, Session Laws of 1943, relating to the Library Board of the City of Asheville.

With a favorable report.

H. B. 1280, a bill to be entitled an act to provide for the establishment of bird sanctuaries of the Towns of Archdale and Trinity in Randolph County.

With a favorable report.

H. B. 1296, a bill to be entitled an act to provide clerical assistance for the Clerk of Superior Court of Graham County.

With a favorable report.

H. B. 1297, a bill to be entitled an act to amend General Statutes 9-5 relating to the compensation of jurors in Graham County.

With a favorable report.

S. B. 382, a bill to be entitled an act to authorize the Board of County Commissioners of Alexander County to submit to the qualified electors of said county the question of the issuance of bonds for the purpose of extending water and sewage facilities on a rental basis to communities and industries in said county.

With a favorable report.

S. B. 434, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the Clerk of Superior Court and Register of Deeds of Cabarrus County.

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 Representative Kiser:

H. B. 1302, a bill to be entitled an act permitting Scotland County to authorize bonds for school purposes in the maximum aggregate principal amount of nine hundred seventy-five thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Referred to Committee on Finance.

By Representatives Jordan, Greenwood, and Crawford of Buncombe.

H. B. 1303, a bill to be entitled an act rewriting Section 12 of Chapter 239, Public-Local Laws of 1939, relating to the duties of the Jury Commission for Buncombe County.

On motion of Representative Jordan the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Bell:

H. B. 1304, a bill to be entitled an act to classify products held for foreign shipment for purposes of property taxation.

Referred to Committee on Finance.

By Representative Kemp, Humphrey, Turner, and Hunt:

H. B. 1305, a bill to be entitled an act to amend H. B. 417, ratified the 21st day of May, 1959, entitled "an act extending the corporate limits of the City of High Point and amending the Charter of said city with reference to the corporate limits of said city".

On motion of Representative Kemp the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Whitehurst:

H. B. 1306, a bill to be entitled an act amending the Charter of the Town of Bridgeton in Craven County by repealing the statute requiring the nomination of candidates for municipal offices by primary elections, and fixing the date for general municipal elections in said town.

On motion of Representative Whitehurst the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representatives Harris of Wake, Whitley, and Womble:

H. B. 1307, a bill to be entitled an act relating to the powers, duties, selection, and term of office of the Auditor for Wake County.

Referred to Committee on Counties, Cities, and Towns.

By Representative Newman:

H. B. 1308, a bill to be entitled an act to amend Chapter 382, Session Laws of 1947, as amended by Chapter 575, Session Laws of 1953, and re-enacted by Chapter 401, Session Laws of 1957, relating to the issuance of school building bonds by districts and the levy of taxes for the payment of principal and interest on such bonds.

Referred to Committee on Finance.

By Representative Isaac:

H. B. 1309, a bill to be entitled an act amending General Statutes 7-27 so as to provide that a Justice of the Peace of Avery County shall not regularly maintain an office outside the township for which he has been elected or appointed.

Referred to Committee on Counties, Cities, and Towns.

And,

H. B. 1310, a bill to be entitled an act to amend General Statutes 90-71 relating to the sale of certain drugs in Avery County.

Referred to Committee on Counties, Cities, and Towns.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Wednesday, June 10, 1959

*Mr. Speaker:*

Pursuant to your request we are returning herewith H. B. 1207, entitled "a bill to be entitled an act to provide for the establishment of a Law Library for the Municipal Court of the City of High Point", for further consideration by your Honorable Body.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message, on motion of Representative Kemp the vote by which the bill passed its third reading is reconsidered.

On motion of Representative Kemp the vote by which the bill passed its second reading is reconsidered.

Representative Kemp offers an amendment which is adopted, the adoption of same constituting the first reading of the bill and the bill remains on the Calendar for its second reading, as amended, roll call.

## MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

H. B. 374, a bill to be entitled an act authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

Returned for concurrence in Senate amendment.

Placed on the Calendar.

H. B. 1133, a bill to be entitled an act to amend the Charter of the Town of Yadkinville so as to extend the limits of the town.

Returned for concurrence in Senate amendment.

On motion of Representative Bryant the House concurs in the Senate amendment; the amendment being material constitutes the first reading, as amended, and the bill remains on the Calendar for its second reading, as amended, roll call.

S. B. 430, a bill to be entitled an act authorizing the creation of the East Carolina Airport Authority as an agency or instrumentality of participating counties including Greene, Lenoir, Pitt, Wilson, Martin, and Washington Counties and any participating municipality, and authorizing such Authority to establish, own, maintain, and operate an airport at the expense of said counties and said municipalities.

Referred to Committee on Local Government.

S. B. 460, a bill to be entitled an act to amend General Statutes 20-38(bb) relating to licensing of special mobile equipment.

Referred to Committee on Roads and Highway Safety.

S. B. 461, a bill to be entitled an act to rewrite General Statutes 14-191 relating to the responsibility for enforcement of General Statutes 14-189, General Statutes 14-189.1, and General Statutes 14-190, dealing with obscene literature, indecent exposure, and immoral shows.

Referred to Committee on Judiciary No. 1.

S. B. 473, a bill to be entitled an act to validate all sidewalk, curb and gutter and street paving assessments by the Town of Fountain in Pitt County.

Referred to Committee on Local Government.

S. B. 487, a bill to be entitled an act to amend Chapter 602 of the Public-Local Laws of 1913 and Chapter 482 of the Public-Local Laws of 1939 and regulating the demand for jury trials in the Recorder's Court of Harnett County.

Referred to Committee on Local Government.

H. B. 372, a bill to be entitled an act authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other

structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities.

Returned for concurrence in Senate amendment.

Placed on Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1198, a bill to be entitled an act extending the territorial jurisdiction of the Police Department of the City of Asheville to the new Asheville Airport located in Henderson and Buncombe Counties and to make the ordinances of the City of Asheville and the privilege license schedules of said city applicable to the property constituting said airport.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1235, a bill to be entitled an act to provide for the consolidation and merger of the Town of Bertie and the Town of Windsor and to extend the limits of the Town of Windsor.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert,

Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1257, a bill to be entitled an act to amend the Charter of the Town of Halifax.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1283, a bill to be entitled an act to annex to Buncombe County that part of the Asheville Airport property located in Henderson County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac,

Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarbrough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 1266, a bill to be entitled an act to amend H. B. 217, ratified on March 24, 1959, and to repeal H. B. 903, ratified on May 21, 1959, relating to the membership of the Yancey County Board of Education.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 424, a bill to be entitled an act to provide for the appointment of a Veterans' Service Officer in Yancey County and to fix his salary, and to provide that the Register of Deeds of Yancey County shall be paid a monthly salary of not less than seventy-five dollars for services as Clerk to the Board of County Commissioners.

Passes its second and third readings and is ordered enrolled.

S. B. 446, a bill to be entitled an act to authorize the Town Council of the Town of Tarboro to charge off unsecured personal property, poll and dog taxes which are ten or more years delinquent.

Passes its second and third readings and is ordered enrolled.

H. B. 369, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize counties to appoint a county building inspector.

Returned for concurrence.

On motion of Representative Wooten the House concurs in the Senate amendment, the amendment not being material the bill is ordered enrolled.

H. B. 12, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes.

Representative Regan moves the adoption of the amendment offered by him on yesterday.

Representative Turner offers an amendment amending the amendment offered by Representative Regan, and on the adoption of same calls for the "Ayes" and "Noes".

Representative Hardy moves, seconded by Representative Buchanan, that the amendment offered by Representative Turner to the amendment offered by Representative Regan be tabled.

On the question of Representative Turner's motion for the "Ayes" and "Noes" the motion fails to sustain.

The question now recurs to the motion of Representative Hardy to table the amendment offered by Representative Turner; the motion prevails and the amendment is tabled.

The question now recurs to the adoption of the amendment offered by Representative Regan.

Representative Snapp moves, seconded by Representative Newman, that the amendment offered by Representative Regan lie on the table; the motion fails.

Representative Regan calls the previous question; the call sustains.

The question now recurs to the adoption of the amendment offered by Representative Regan.

The amendment offered by Representative Regan is adopted.

Representative Turner offers an amendment and calls for the "Ayes" and "Noes" on the adoption of same; the call fails to sustain.

Representative Braswell moves that the amendment offered by Representative Turner lie on the table.

Representative Turner calls for the "Ayes" and "Noes" on the motion offered by Representative Braswell to table the amendment; the call fails to sustain.

The motion to table the amendment fails.

The question now recurs to the adoption of the amendment offered by Representative Turner; the amendment fails of adoption.

Representative Wooten offers three amendments and on the adoption of No. 1 he calls for the "Ayes" and "Noes".

Representative Spruill moves, seconded by Representative Buchanan, that the amendment No. 1 offered by Representative Wooten lie on the table. On this motion Representative Wooten calls for the "Ayes" and "Noes"; the call sustains.

The motion to table amendment No. 1 offered by Representative Wooten fails by the following vote: >

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Blue, Bowman, Braswell, Bryant, Buchanan, Burleson, Bynum, Davis of Lenoir, Davis of Rutherford, Dolley, Doughton, Gaither, Hargett, Harriss of Rowan, Harris of Wake, Hicks, Hill of Durham, Holmes, Hostetler, Humphrey, Jordan, Kemp, Kennedy, Kerr, Leatherman, McLaughlin, Murphy of Pender, O'Neal, Palmer, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Snapp, Spruill, Taylor, Valentine, Venters, Wallace, Watkins, Whitley, Whitmire, Williamson, Womble, Woodward of Northampton, Woodward of Wilson, Yarborough, Yates, and Zollcoffer—57.

Those voting in the negative are: Representatives Arledge, Bell, Britt of Bladen, Britt of Robeson, Brock, Burgess, Burrow, Byrd, Byrum, Coates,



Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Delamar, Dill, Drummond, Edmisten, Etheridge, Gobble, Greenwood, Gregory, Hardy, Hawfield, Henley, High, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kiser, Lackey, Lloyd, Long, Murphrey of Halifax, Newman, Patterson, Phelps, Sermons, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Whitehurst, Wicker, Wilson, and Wooten—58.

Representative Braswell offers an amendment; the amendment fails of adoption.

The question now recurs to the adoption of amendment No. 1 offered by Representative Wooten.

The amendment No. 1 offered by Representative Wooten fails of adoption.

Representative Wooten moves the adoption of the second amendment offered by him.

Representative Askew moves that the second amendment offered by Representative Wooten lie on the table; the motion prevails and the amendment is tabled.

Representative Wooten moves the adoption of the third amendment offered by him.

Representative Snapp moves that the third amendment offered by Representative Wooten lie on the table; the motion prevails and the third amendment offered by Representative Wooten is tabled.

The amendments adopted constitute the first reading of the bill, as amended, and the bill remains on the Calendar for its second reading, as amended, roll call.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 316. An Act to authorize the Board of County Commissioners of Cleveland County to appropriate nontax revenue funds to rescue teams organized under the Civil Defense Act.

S. B. 420. An Act to provide for the election of the Mayor and Board of Commissioners of the Town of Lillington.

S. B. 425. An Act to authorize the Board of Commissioners of New Hanover County to promulgate rules and regulations governing the use of firearms and explosives in thickly populated areas outside the corporate limits of cities and towns in New Hanover County.

S. B. 427. An Act to amend Chapter 438 of the Session Laws of 1957 relating to the governing body of the Town of Long Beach in Brunswick County.

S. B. 453. An Act to amend Chapter 731 of the Session Laws of North Carolina of 1953, being the Charter of the City of Henderson and providing for the extension of the corporate boundaries.

S. B. 456. An Act providing for a referendum election in the City of Kings Mountain upon the question of adopting a City Manager Form of government, said election to be held at the discretion of the Mayor and Board of Commissioners.

S. B. 458. An Act providing the manner in which votes may be cast for group candidates in municipal elections held in Halifax County.

S. B. 459. An Act to amend General Statutes 14-335 relating to punishment for public drunkenness in New Hanover County.

S. B. 463. An Act to authorize Iredell County to zone certain lands adjacent to Cowans Ford Lake.

H. B. 407. An Act to amend General Statutes 20-217 to eliminate the requirement for a motor vehicle to stop for a school bus loading or unloading children when such bus is stopped in the opposite roadway of a divided highway.

H. B. 452. An Act to facilitate intergovernmental purchases.

H. B. 623. An Act to amend General Statutes 58-63 relating to the schedule of fees charged by the Commissioner of Insurance.

H. B. 662. An Act to amend the provisions of General Statutes 1-539.5 relating to jury trials in small claims actions by providing that the judges shall not file written findings of fact and conclusions of law unless requested.

H. B. 729. An Act to increase the penalty for operating a motor vehicle in excess of eighty miles per hour.

H. B. 752. An Act relating to the compensation of the Board of County Commissioners and the County Board of Education of Surry County.

H. B. 827. An Act amending General Statutes 115-6, General Statutes 115-230, and General Statutes 115-86 so as to make industrial education centers a part of the public school system and to provide that countywide current expense funds for operation of industrial education centers be allocated prior to apportionment among administrative units of the county.

H. B. 909. An Act to aid in the collection of delinquent taxes in Henderson County and to authorize the Board of Commissioners of Henderson County to sell at private sale property acquired by tax foreclosures.

H. B. 918. An Act creating a State of North Carolina Stadium Authority, to define and provide its purposes and duties, and to authorize it to issue self-liquidating revenue bonds to finance the acquisition, construction, equipment, maintenance, and operation of its facilities.

H. B. 926. An Act to establish a public law library for public officials, courts, and others in Craven County.

H. B. 932. An Act to amend General Statutes 162-7 relating to the fees to be charged by the Sheriff of Alleghany County.

H. B. 977. An Act amending H. B. 606, 1959 Session, ratified on May 5, 1959, relating to certain witness fees in Wayne County.

H. B. 1054. An Act to fix the compensation of the members of the Pasquotank County Board of Education.

H. B. 1077. An Act to authorize Burke County and the municipalities therein to expend funds so as to extend certain water, sewer, and electrical facilities to industrial site areas.

H. B. 1096. An Act to regulate the payment of taxes in Mitchell County and to cancel and abate certain interest and penalties on delinquent taxes in Mitchell County.

H. B. 1105. An Act to authorize the Board of County Commissioners of Beaufort County to call a special election for the authorization of an industrial development tax for Beaufort County and to create and fix the powers of an Industrial Development Commission for Beaufort County.

H. B. 1112. An Act to amend General Statutes 7-70 relating to the terms of Superior Court in Rowan County.

H. B. 1120. An Act making the practice of phrenology, palmistry, fortune telling or clairvoyance unlawful in Pitt County except as specified.

H. B. 1121. An Act to amend General Statutes 7-70 relating to the terms of Superior Court in Johnston County.

H. B. 1159. An Act to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Alamance County.

H. B. 1187. An Act to amend Chapter 336, Session Laws of 1955, which amends General Statutes 115-182, to allow Justices of the Peace of Brunswick County compensation for issuing warrants and fixing bond in cases in which the bond is forfeited.

H. B. 1192. An Act to amend Chapter 1334 of the Session Laws of 1955 relating to the regulation of the subdivision of land in and around municipalities so as to make the same applicable to Rowan County.

H. B. 1199. An Act to amend General Statutes 115-53 and authorize the Charlotte City School Administrative and the Mecklenburg County School Administrative Unit to select such negligent acts or torts and such officials and employees to be covered by liability insurance as the Charlotte City Board of Education may decide.

H. B. 1203. An Act relating to the filing and recording of papers by the Clerk of Superior Court and the Register of Deeds of Franklin County.

H. B. 1221. An Act to amend Article 36 of Chapter 7 of the General Statutes relating to the County Criminal Court of Anson County.

H. B. 1265. An Act to amend Chapter 1281 of the Session Laws of 1957 relating to examinations held by the Civil Service Board of the City of New Bern.

On motion of Representative Snapp the House takes a recess until 2:15 P. M.

#### AFTERNOON SESSION

June 11, 1959

The House meets pursuant to its recess and resumes consideration of its business, Mr. Speaker Hewlett presiding.

On motion of Representative Murphy the House votes to continue the consideration of bills on the Calendar as set, without additional bills added with the exception of roll call bills.

On motion of Representative Gregory, Peggy Williams, Mike Williams, and Gary Williams of Harnett County are made honorary pagette and pages, respectively, of the House of Representatives.

On motion of Representative Burrow, Tommy Jenkins of Guilford County is made an honorary page of the House of Representatives.

#### 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 Representative Turner, for the Committee on Judiciary No. 1.

H. B. 1267, a bill to be entitled an act to amend General Statutes 9-4 relating to the drawing of jurors in Alamance County.

With a favorable report.

H. B. 1271, a bill to be entitled an act to assess one dollar as a part of the cost in each civil and criminal case tried in Lincoln County for the benefit of the Lincoln County Memorial Public Library.

With a favorable report.

H. B. 1275, a bill to be entitled an act to authorize the Clerk and Assistant Clerk of the Mayor's Court of the Town of Louisburg to issue warrants and other process.

With a favorable report.

H. B. 1279, a bill to be entitled an act to amend General Statutes 152-1 so as to authorize the Clerk of the Superior Court of Alamance County to appoint an Assistant Coroner and to amend General Statutes 152-5 relating to the compensation of the Coroner of Alamance County.

With a favorable report.

H. B. 1299, a bill to be entitled an act amending Chapter 1097, Session Laws of 1953, relating to the Emergency Reserve Fund for law enforcement officers in Cabarrus County.

With a favorable report.

H. B. 1300, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the Clerks of Superior Court and Registers of Deeds of Cabarrus County.

With a favorable report.

H. B. 1301, a bill to be entitled an act authorizing the Onslow County Board of Education to convey to the City of Jacksonville certain lands for recreational purposes.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 1276, a bill to be entitled an act to establish the John Motley Morehead Memorial Commission and to authorize it to acquire property and gifts and to do all things necessary to establish a perpetual memorial at the Blandwood Homeplace of John Motley Morehead, Greensboro, North Carolina.

With a favorable report, as amended.

H. B. 1277, a bill to be entitled an act to amend Chapter 338, Private Laws of 1909, as amended, relating to the Recorder's Court of the City of Charlotte and Mecklenburg County.

With a favorable report.

H. B. 1278, a bill to be entitled an act to repeal Chapter 569 of the Session Laws of 1955 relating to the destruction of pistols and guns confiscated in criminal cases in Scotland County.

With a favorable report.

H. B. 1284, a bill to be entitled an act rewriting Section 1 of Chapter 137, Public-Local Laws of 1939 so as to provide for the nomination of members of the Perquimans County Board of Commissioners by townships and their election by the voters of the county at large.

With a favorable report.

H. B. 1285, a bill to be entitled an act fixing the membership of Perquimans County Board of Education and providing that one member of said board shall be nominated from each of the five townships within the county.

With a favorable report.

H. B. 1287, a bill to be entitled an act authorizing the County of Gaston to expend certain surplus Debt Service Funds for the construction, equipping, operating and maintaining of a Nature Museum.

With a favorable report.

H. B. 1288, a bill to be entitled an act to extend the jurisdiction of the Recorder's Court of the Town of Mount Holly, Gaston County, North Carolina, to include all of River Bend Township.

With a favorable report.

H. B. 1290, a bill to be entitled an act to require the County Commissioners of Chatham County to turn into the general fund all taxes collected for the year 1957 and all prior years.

With a favorable report.

S. B. 441, a bill to be entitled an act to amend General Statutes 58-268 pertaining to fraternal, beneficiary orders, societies, or associations.

With a favorable report.

S. B. 448, a bill to be entitled an act to adopt the Uniform Act for simplification of fiduciary security transfers in North Carolina.

With a favorable report.

S. B. 472, a bill to be entitled an act to establish a law library in Vance 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 Representative Gregory:

H. B. 1311, a bill to be entitled an act amending Chapter 235, Private Laws of 1905, relating to municipal elections in the Town of Dunn.

Referred to Committee on Local Government.

By Representatives Jordan, Crawford of Buncombe, and Greenwood:

H. B. 1312, a bill to be entitled an act amending Chapter 674, Session Laws of 1955, so as to remove Buncombe from the list of counties to which the provisions of said Act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

Referred to Committee on Local Government.

By Representatives Doughton and Harriss of Rowan:

H. B. 1313, a bill to be entitled an act to authorize a transfer of \$18,000 in funds from the current (1958-59) operating budget of Appalachian State Teachers College in order to supplement capital improvement funds for an addition to the Library Building at said institution.

On motion of Representative Doughton the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 899, a bill to be entitled an act to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the state to provide for capital improvements for state institutions and agencies.

On motion of Representative Harriss of Rowan consideration of the bill is postponed until Friday, June 12, 1959.

S. B. 352, a bill to be entitled an act to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the state to provide for capital improvements for state institutions and agencies.

On motion of Representative Harriss of Rowan consideration of the bill is postponed until Friday, June 12, 1959.

H. B. 900, a bill to be entitled an act to authorize the issuance of bonds of the state to provide for capital improvements for state institutions and agencies and state aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the state.

On motion of Representative Harriss of Rowan consideration of the bill is postponed until Friday, June 12, 1959.

S. B. 351, a bill to be entitled an act to authorize the issuance of bonds of the state to provide for capital improvements for state institutions and agencies and state aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the state.

On motion of Representative Harriss of Rowan consideration of the bill is postponed until Friday, June 12, 1959.

H. B. 226, a bill to be entitled an act to amend, alter, and rewrite the Constitution of North Carolina.

On motion of Representative Zollicoffer consideration of the bill is postponed until Tuesday, June 16, 1959.

S. B. 99, a bill to be entitled an act to amend, alter, and rewrite the Constitution of North Carolina.

On motion of Representative Zollicoffer consideration of the bill is postponed until Tuesday, June 16, 1959.

H. B. 198, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate

amendments of other Articles so as to improve the administration of justice in North Carolina.

On motion of Representative Zollicoffer consideration of the bill is postponed until Tuesday, June 16, 1959.

H. B. 1093, a bill to be entitled an act to amend General Statutes 136-19 and to add a new article to Chapter 136 of the General Statutes relating to condemnation procedure applicable to the State Highway Commission.

Returned for concurrence.

On motion of Representative Zollicoffer the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 508, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5000 persons.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—105.

The following member votes "No": Representative Turner—1.

H. B. 476, a bill to be entitled an act to amend Article 5, Section 52, and Article 5, Section 58(F) of Chapter 87, of the General Statutes of North Carolina relating to the State Board of Refrigeration Examiners.

On motion of Representative Womble the committee amendments are adopted; the amendments being material adoption of same constitutes the first reading of the bill and the bill remains on the Calendar for its second reading, as amended, roll call.

H. B. 506, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5000 or more persons.

Passes its second reading, as amended, by the following vote and remains on the Calendar.



Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

S. B. 342, a bill to be entitled an act amending General Statutes 113-257 relating to commercial trout fishing ponds.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

S. B. 433, a bill to be entitled an act amending Section 130-141 of the General Statutes empowering boards of county commissioners, upon agreement with sanitary district boards, to include in sanitary district tax levies an amount for expenses of levying and collecting such taxes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrum, Coates, Cohoon, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Phelps, Philpott, Powell, Quinn, Raby Regan, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates, and Zollicoffer—106.

Those voting in the negative are: None.

H. B. 335, a bill to be entitled an act to rewrite the Intestate Succession Laws of North Carolina.

On motion of Representative Valentine consideration of the bill is postponed indefinitely.

H. B. 336, a bill to be entitled an act to rewrite the statutes on dissent from wills.

On motion of Representative Valentine consideration of the bill is postponed indefinitely.

H. B. 373, a bill to be entitled an act authorizing municipalities with populations of 2500 or more to zone for a distance of one mile beyond their corporate limits.

Representative Wooten offers four amendments which are adopted.

Representative Braswell offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 447, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes entitled Motor Vehicles.

Representative Valentine offers an amendment which is adopted.

Representative Strayhorn offers an amendment which is adopted.

Representative Yarborough offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed.

H. B. 477, a bill to be entitled an act to amend Chapter 150, Section 9, of the General Statutes of North Carolina so as to include within said section the State Board of Refrigeration Examiners.

On motion of Representative Patterson the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 550, a bill to be entitled an act to amend Chapter 64 of the General Statutes relating to property rights of aliens.

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 to rewrite Article 38 of Chapter 105 of the General Statutes to provide that all payments received from the Tennessee Valley Authority in lieu of taxes shall be distributed to local governments.

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 amend General Statutes 53-43 and General Statutes 53-44 so as to provide that obligations of the Federal Home Loan Banks shall be authorized as security for all deposits of public funds in the State of North Carolina.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 760, a bill to be entitled an act to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons.

Representative Strayhorn offers an amendment which is adopted.

Representative Braswell offers an amendment which is adopted.

Representative Harris of Wake offers an amendment which is adopted.

The bill remains on the Calendar.

On motion of Representative Lloyd the House adjourns in honor of the memory of the late Dr. J. A. Crawford, a former member of the House of Representatives and Senate, and will meet tomorrow at 9:30 A. M.

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## ONE HUNDRED-ELEVENTH DAY

HOUSE OF REPRESENTATIVES  
Friday, June 12, 1959

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Stone, Miller Alden Nifong, Jr. of Forsyth County is made an honorary page of the House.

#### COMMITTEE APPOINTMENT

Mr. Speaker Hewlett appoints the following members of the House as the Committee on Calendar: Representative Hargett, Chairman, Representatives Doughton, Kemp, Kerr, Uzzell, Yarborough, Taylor, Strayhorn, Buchanan, Hunter and Jackson.

On motion of Representative Buchanan H. B. 1227, entitled "a Bill to be entitled an act to authorize municipal local options elections in counties to which the Alcoholic Beverage Control Act does not apply", is taken from the Calendar and recommitted to the Committee on Propositions and Grievances.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 373, a bill to be entitled an act authorizing municipalities with populations of 2,500 or more to zone for a distance of one mile beyond their corporate limits.

H. B. 447, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes entitled Motor Vehicles.

H. B. 477, a bill to be entitled an act to amend Chapter 150, Section 9 of the General Statutes of North Carolina so as to include within said section the State Board of Refrigeration Examiners.

#### 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 Representative Harriss of Rowan, for the Committee on Appropriations.

H. B. 268, a bill to be entitled an act to provide for the microfilming of county records of permanent value for security purposes.

With a favorable report, as amended.

H. B. 886, a bill to be entitled an act to make available funds to provide for payment of the employer's contributions in securing retroactive social

security coverage for Justices of the Supreme Court and Judges of the Superior Court.

With a favorable report.

H. B. 603, a bill to be entitled an act to make appropriations so as to provide social security coverage for State law enforcement officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund.

With a favorable report.

H. B. 518, a bill to be entitled an act amending General Statutes 7-68 so as to divide the Ninth Solicitorial District into two districts designated as "Solicitorial District Number Nine" and "Solicitorial District Number 9A", and to provide for the appointment and election of the Solicitor for District Number 9A.

With a favorable report, as amended.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 1014, a bill to be entitled an act amending General Statutes 14-41 and General Statutes 14-42 relating to the crimes of abduction of children and conspiracy to abduct children.

With a favorable report.

Committee Substitute for H. B. 1057, a bill to be entitled an act to pay six percent interest to prime contractors on final payments due them not paid within thirty days after final completion, occupancy, or acceptance of State buildings.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Turner the substitute bill is adopted.

S. B. 451, a bill to be entitled an act to rewrite General Statutes 76-13 so as to adjust and equalize pilotage rates and charges on the Cape Fear River.

With a favorable report.

On motion of Representative Turner the rules are suspended and the bill is placed on today's Calendar.

By Representative Kemp, for the Committee on Local Government.

H. B. 1311, a bill to be entitled an act amending Chapter 235, Private Laws of 1905, relating to municipal elections in the Town of Dunn.

With a favorable report.

H. B. 1312, a bill to be entitled an act amending Chapter 674, Session Laws of 1955, so as to remove Buncombe from the list of counties to which the provisions of said Act amending General Statutes 14-414 relating to

the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

With a favorable report.

S. B. 430, a bill to be entitled an act authorizing the creation of the East Carolina Airport Authority as an agency or instrumentality of participating counties including Greene, Lenoir, Pitt, Wilson, Martin and Washington Counties, and any participating municipality, and authorizing such Authority to establish, own, maintain and operate an airport at the expense of said counties and said municipalities.

With a favorable report.

On motion of Representative Kemp the rules are suspended and the bill is placed on its immediate passage.

The bill passes its second and third readings and is ordered enrolled.

S. B. 473, a bill to be entitled an act to validate all sidewalk, curb and gutter and street paving assessments by the Town of Fountain in Pitt County.

With a favorable report.

S. B. 487, a bill to be entitled an act to amend Chapter 602 of the Public-Local Laws of 1913 and Chapter 482 of the Public-Local Laws of 1939 and regulating the demand for jury trials in the Recorder's Court of Harnett County.

With a favorable report.

By Representative Blue, for the Committee on Finance.

H. B. 949, a bill to be entitled an act further defining "wholesale sale" for sales tax purposes.

With an unfavorable report.

H. B. 1243, a bill to be entitled an act to authorize the Board of Aldermen of the Town of Wrightsville Beach to construct, improve, enlarge, extend, equip and lease properties relating to tourists and resort-convention hotels in the Town of Wrightsville Beach and to issue revenue bonds therefor.

With a favorable report.

H. B. 1255, a bill to be entitled an act to amend Chapter 105 of the General Statutes relating to the date as of which property is to be assessed for ad valorem tax purposes.

With a favorable report.

H. B. 1302, a bill to be entitled an act permitting Scotland County to authorize bonds for school purposes in the maximum aggregate principal amount of nine hundred seventy-five thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

With a favorable report.

On motion of Representative Kiser the bill is placed on today's Calendar.

H. B. 1304, a bill to be entitled an act to classify products held for foreign shipment for purposes of property taxation.

With a favorable report, as amended.

H. B. 1308, a bill to be entitled an act to amend Chapter 382, Session Laws of 1947, as amended by Chapter 575, Session Laws of 1953, and re-enacted by Chapter 401, Session Laws of 1957, relating to the issuance of school building bonds by districts and the levy of taxes for the payment of principal and interest on such bonds.

With a favorable report.

H. B. 292, a bill to be entitled an act to amend Chapter 18 of the General Statutes relating to the tax on spirituous liquor and fortified wines.

With an unfavorable report as to bill, unfavorable as to committee substitute bill.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Womble and Whitley:

H. B. 1314, a bill to be entitled an act to amend H. B. 841, ratified the 9th day of June, 1959, relating to the number of County Commissioners of Wake County and to their election and terms of office.

Referred to Committee on Calendar.

By Representative Woodard of Wilson:

H. B. 1315, a bill to be entitled an act rewriting Section 3 of Chapter 1060, Session Laws of 1951, relating to the compensation of the Tax Collector of Wilson County, his deputies and clerical assistants.

Referred to Committee on Calendar.

By Representative Byrum:

H. B. 1316, a bill to be entitled an act to require the removal of abandoned boats or other watercraft along the shores or in the waters of Chowan County.

Referred to Committee on Calendar.

By Representative Byrd:

H. B. 1317, a bill to be entitled an act authorizing the Burke County Board of Education and the Town of Morganton to make an exchange of parcels of real property having equal appraised values, without public sale.

On motion of Representative Byrd the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Arledge:

H. B. 1318, a bill to be entitled an act authorizing the Tryon City Board of Education to use certain surplus tax funds for its 1959-60 capital outlay budget.

Referred to Committee on Calendar.

By Representatives Yates, by request and Buchanan:

H. R. 1319, a joint resolution authorizing the appointment of a Committee to study the practice of confining wild animals as tourist attractions to report back to the 1961 General Assembly.

Referred to Committee on Calendar.

By Representative Valentine, by request:

H. B. 1320, a bill to be entitled an act to provide for treatment of self-inflicted injuries upon an inmate of the State Prison System when consent is refused by the inmate.

Referred to Committee on Calendar.

By Representative Valentine, by request:

H. B. 1321, a bill to be entitled an act to provide for the punishment of inmates of the State Prison System who inflict or assist in the infliction of self-injury resulting in incapacity to perform assigned duties.

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:

S. B. 465, a bill to be entitled an act relative to inventories of decedents' lock boxes.

Referred to Committee on Calendar.

S. B. 469, a bill to be entitled an act amending Chapter 930, Session Laws of 1953, and Chapter 607, Session Laws of 1957, relating to the appropriation of funds by the Board of Commissioners of Buncombe County to the Chambers of Commerce of the various municipalities in Buncombe County.

Referred to Committee on Calendar.

S. B. 471, a bill to be entitled an act amending Chapter 880, Session Laws of 1951, relating to the collection of proceeds from parking meter violations in the City of Wilmington.



Referred to Committee on Calendar.

S. B. 476, a bill to be entitled an act to amend the Charter of the Town of Halifax in Halifax County.

Referred to Committee on Calendar.

S. B. 478, a bill to be entitled an act amending Chapter 708, Session Laws of 1943, as amended by Chapter 602, Session Laws of 1945, so as to require New Hanover County Alcoholic Beverage Control Board to pay into the retirement system for employees of the City of Wilmington the amount found necessary and actually paid by the City of Wilmington in behalf of the employees of said board.

Referred to Committee on Calendar.

S. B. 479, a bill to be entitled an act authorizing the governing body of the City of Wilmington to adopt building, gas, heating and electrical codes by reference.

Referred to Committee on Calendar.

S. B. 480, a bill to be entitled an act to amend General Statutes 152-5 relating to the compensation of the Coroner of New Hanover County.

Referred to Committee on Calendar.

S. B. 481, a bill to be entitled an act ratifying and confirming the nominations and elections of members of the Harnett County Board of Commissioners for the years 1948, 1950, 1952, 1954, 1956 and 1958.

Referred to Committee on Calendar.

S. B. 493, a bill to be entitled an act to amend Chapter 352 of the Private Laws of North Carolina, Session of 1899, being an Act to amend and consolidate the Charter of the Town of Monroe, and to amend Chapter 641, Session Laws of North Carolina, 1949, relating to the Charter of the City of Monroe.

On motion of Representative Hawfield the rules are suspended and the bill 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. 1283, a bill to be entitled an act to annex to Buncombe County that part of the Asheville Airport property located in Henderson County.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Henley, Herbert, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Rodenbough, Satterfield, Spruill, Stone, Story, Thomas, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wilson, Womble, Woodard of Wilson, Yates and Zollicoffer—82.

Those voting in the negative are: None.

H. B. 1133, a bill to be entitled an act to amend the Charter of the Town of Yadkinville so as to extend the limits of the town.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Henley, Herbert, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Rodenbough, Satterfield, Spruill, Stone, Story, Thomas, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wilson, Womble, Woodard of Wilson, Yates and Zollicoffer—82.

Those voting in the negative are: None.

H. B. 1207, a bill to be entitled an act to provide for the establishment of a Law Library for the Municipal Court of the City of High Point.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Henley, Herbert, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell,

Quinn, Raby, Rodenbough, Satterfield, Spruill, Stone, Story, Thomas, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wilson, Womble, Woodard of Wilson, Yates and Zollicoffer—82.

Those voting in the negative are: None.

H. B. 1263, a bill to be entitled an act to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Henley, Herbert, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Rodenbough, Satterfield, Spruill, Stone, Story, Thomas, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wilson, Womble, Woodard of Wilson, Yates and Zollicoffer—82.

Those voting in the negative are: None.

H. B. 1302, a bill to be entitled an act permitting Scotland County to authorize bonds for school purposes in the maximum aggregate principal amount of nine hundred seventy-five thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Henley, Herbert, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Rodenbough, Satterfield, Spruill, Stone, Story, Thomas, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wilson, Womble, Woodard of Wilson, Yates and Zollicoffer—82.

Those voting in the negative are: None.

S. B. 382, a bill to be entitled an act to authorize the Board of County Commissioners of Alexander County to submit to the qualified electors of

said county the question of the issuance of bonds for the purpose of extending water and sewage facilities on a rental basis to communities and industries in said county.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Henley, Herbert, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Rodenbough, Satterfield, Spruill, Stone, Story, Thomas, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wilson, Womble, Woodard of Wilson, Yates and Zollicoffer—82.

Those voting in the negative are: None.

S. B. 472, a bill to be entitled an act to establish a Law Library in Vance County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Blue, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrum, Childers, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Henley, Herbert, High, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Rodenbough, Satterfield, Spruill, Stone, Story, Thomas, Umstead, Uzzell, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wilson, Womble, Woodard of Wilson, Yates and Zollicoffer—82.

Those voting in the negative are: None.

H. B. 1184, a bill to be entitled an act to provide for the conduct of partisan primary elections in the Town of Columbus in Polk County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1232, a bill to be entitled an act to authorize the Board of County Commissioners of Pasquotank County to fix the salaries of certain county officials.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1267, a bill to be entitled an act to amend General Statutes 9-4 relating to the drawing of jurors in Alamance County.

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 to assess one dollar as a part of the cost in each civil and criminal case tried in Lincoln County for the benefit of the Lincoln County Memorial Public Library.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1273, a bill to be entitled an act rewriting Section 94 of Chapter 121, Private Laws of 1931, rewritten by Chapter 149, Session Laws of 1943, relating to the Library Board of the City of Asheville.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1275, a bill to be entitled an act to authorize the Clerk and Assistant Clerk of the Mayor's Court of the Town of Louisburg to issue warrants and other process.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1277, a bill to be entitled an act to amend Chapter 338, Private Laws of 1909, as amended, relating to the Recorder's Court of the City of Charlotte and Mecklenburg County.

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 repeal Chapter 569 of the Session Laws of 1955 relating to the destruction of pistols and guns confiscated in criminal cases in Scotland County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1279, a bill to be entitled an act to amend General Statutes 152-1 so as to authorize the Clerk of the Superior Court of Alamance County to appoint an assistant Coroner and to amend General Statutes 152-5 relating to the compensation of the Coroner of Alamance County.

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 provide for the establishment of bird sanctuaries in the towns of Archdale and Trinity in Randolph County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1284, a bill to be entitled an act rewriting Section 1 of Chapter 137, Public-Local Laws of 1939 so as to provide for the nomination of members of the Perquimans County Board of Commissioners by townships and their election by the voters of the county at large.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1285, a bill to be entitled an act fixing the membership of Perquimans County Board of Education and providing that one member of said board shall be nominated from each of the five townships within the county.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1287, a bill to be entitled an act authorizing the County of Gaston to expend certain surplus debt service funds for the construction, equipping, operating and maintaining of a nature museum.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1288, a bill to be entitled an act to extend the jurisdiction of the Recorder's Court of the Town of Mount Holly, Gaston County, North Carolina, to include all of River Bend Township.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1290, a bill to be entitled an act to require the County Commissioners of Chatham County to turn into the general fund all taxes collected for the year 1957 and all other prior years.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1291, a bill to be entitled an act to amend General Statutes 162-7 relating to the fees to be charged by the Sheriff of Wilson County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1292, a bill to be entitled an act relating to the salary of the Clerk of the Superior Court of Hyde County.

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 authorize the Board of County Commissioners of Polk County to fix the salaries and fees of all appointed officials of Polk County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1295, a bill to be entitled an act to amend General Statutes 7-134 relating to the fees to be charged by Justices of the Peace in Alleghany County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1296, a bill to be entitled an act to provide clerical assistance for the Clerk of Superior Court of Graham County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1297, a bill to be entitled an act to amend General Statutes 9-5 relating to the compensation of jurors in Graham County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1298, a bill to be entitled an act authorizing the City of Rocky Mount to sell certain land that is not needed for municipal purposes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1299, a bill to be entitled an act amending Chapter 1097, Session Laws of 1953 relating to the Emergency Reserve Fund for law enforcement officers in Cabarrus County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1300, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the Clerks of Superior Court and Registers of Deeds of Cabarrus County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1301, a bill to be entitled an act authorizing the Onslow County Board of Education to convey to the City of Jacksonville certain lands for recreational purposes.

Representative Venters offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

S. B. 422, a bill to be entitled an act relating to the salaries of certain officials of Vance County.

Passes its second and third readings and is ordered enrolled.

S. B. 434, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the Clerk of Superior Court and Register of Deeds of Cabarrus County.

On motion of Representative Wallace the bill is recommitted to the Committee on Calendar.

S. B. 444, a bill to be entitled an act to amend Chapter 223, Public-Local Laws of 1937, relating to the compensation of the members of the Board of Education of Edgecombe County.

Passes its second and third readings and is ordered enrolled.

S. B. 445, a bill to be entitled an act to amend Chapter 756 of the Session Laws of 1957 relating to the compensation of the Board of Commissioners of Edgecombe County.

Passes its second and third readings and is ordered enrolled.

S. B. 447, a bill to be entitled an act to authorize the Board of County Commissioners of Moore County to fix the salary of the Register of Deeds and to fix the fees to be charged by the Register of Deeds and the compensation to be received by jurors in Moore County.

Passes its second and third readings and is ordered enrolled.

S. B. 482, a bill to be entitled an act relating to the salaries of county officials in Harnett County.

Passes its second and third readings and is ordered enrolled.

S. B. 483, a bill to be entitled an act to amend General Statutes 152-5 relating to the compensation of the Coroner in Harnett County.

Passes its second and third readings and is ordered enrolled.

S. B. 342, a bill to be entitled an act amending General Statutes 113-257 relating to commercial trout fishing ponds.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.



H. B. 506, a bill to be entitled an act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5,000 or more persons.

Passes its third reading, as amended, by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Witley, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.

S. B. 433, a bill to be entitled an act amending Section 130-141 of the General Statutes empowering Boards of County Commissioners, upon agreement with Sanitary District Boards, to include in sanitary district tax levies an amount for expenses of levying and collecting such taxes.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Witley, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.

## SPECIAL ORDER

The hour for the Special Order having arrived the Speaker lays before the House for consideration S. B. 352, entitled "a bill to be entitled an act to reappropriate 'Revolving Fund' sums and to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies".

Representative Humphrey offers an amendment.

Representative Holcombe of Yancey moves that the amendment offered by Representative Humphrey lie on the table and calls for the "Ayes" and "Noes"; the call sustains.

The motion to table the amendment is adopted by the following vote:

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Black, Blue, Braswell, Bryant, Buchanan, Burleson, Burrow, Childers, Cover, Crawford of Swain, Davis of Rutherford, Delamar, Drummond, Edmisten, Etheridge, Gaither, Greenwood, Gregory, Hargett, Harriss of Rowan, Hawfield, Henley, Herbert, Hill of Catawba, Holcombe of Madison, Holcombe of Yancey, Holmes, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kiser, Lackey, McLaughlin, Murphrey of Halifax, Newman, O'Neal, Palmer, Raby, Reid, Satterfield, Sermons, Story, Thomas, Wallace, Watkins, Whitehurst, Wicker, Wilson, Womble, Wooten, Yarborough and Yates—60.

Those voting in the negative are: Representatives Belk, Bowman, Britt of Bladen, Burgess, Byrum, Coates, Courtney, Davis of Lenoir, Dill, Dough-ton, Gobble, Hardy, Harris of Wake, High, Hill of Durham, Horton, Humphrey, Jordan, Kemp, Kennedy, Kerr, Leatherman, Long, Philpott, Powell, Regan, Rodenbough, Snepp, Spruill, Stone, Strayhorn, Taylor, Turner, Umstead, Uzzell, Valentine, Venters, Whitley, Whitmire, Woodard of Northampton, Woodard of Wilson, and Zollicoffer—42.

Representative Hill of Durham offers an amendment which is adopted.

Representatives Zollicoffer and Dill offer an amendment.

Representative Holmes moves, seconded by Representative Buchanan that the amendment offered by Representatives Zollicoffer and Dill be tabled.

Representative Kiser calls for the "Ayes" and "Noes" on the motion by Representative Holmes to table the amendment; the call fails to sustain.

The question now recurs to the adoption of the motion offered by Representative Holmes. The motion prevails and the amendment offered by Representatives Zollicoffer and Dill is tabled.

Representative Hill of Durham offers an amendment which is adopted.

Representative Whitley offers an amendment.

Representative Buchanan moves, seconded by Representative Venters that the amendment offered by Representative Whitley lie on the table; the motion prevails and the amendment is tabled.

The question now recurs to the passage of the bill on its second reading, as amended, roll call.

The bill passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Lackey, McLaughlin, Murphrey of Halifax, Murphy of Pender, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates and Zollicoffer—99.

Those voting in the negative are: Representatives Gregory, Kennedy, Kiser, Long, Newman, Turner and Wooten—7.

H. B. 899, a bill to be entitled an act to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds to provide for capital improvements for State institutions and agencies.

The bill remains on the Calendar.

S. B. 351, a bill to be entitled an act to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction subject to a vote of the qualified voters of the State.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas,

Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 900, a bill to be entitled an act to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State.

The bill remains on the Calendar.

H. B. 12, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter 1 of Chapter 105 of the General Statutes.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Courtney, Cover, Crawford of Swain, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kerr, Lackey, Murphy of Pender, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, Yates and Zollicoffer—88.

Those voting in the negative are: Representatives Belk, Crawford of Buncombe, Gregory, Hicks, High, Holcombe of Madison, Holmes, Humphrey, Kemp, Kennedy, Kiser, Long, McLaughlin, Murphrey of Halifax, Newman, Snapp, Turner, Uzzell and Wooten—19.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 398. An Act to amend General Statutes 153-13 relating to the compensation of the County Commissioners of Gaston County.

S. B. 424. An Act to provide for the appointment of a Veterans Service Officer in Yancey County and to fix his salary, and to provide that the Register of Deeds of Yancey County shall be paid a monthly salary of not less than seventy-five dollars for services as Clerk to the Board of County Commissioners.

S. B. 446. An Act to authorize the Town Council of the Town of Tarboro to charge off unsecured personal property, poll and dog taxes which are ten or more years delinquent.

H. B. 35. An Act to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building.

H. B. 58. An Act amending Subsection (b) of General Statutes 120-3.1 relating to travel allowances for members of the General Assembly.

H. B. 369. An Act to amend General Statutes 153-9 so as to authorize counties to appoint a County Building Inspector.

H. B. 856. An Act to amend Chapter 82 of the General Statutes relating to wreck districts and commissioners of wrecks so far as the same relates to Dare County.

H. B. 962. An Act to amend Chapter 152 of the General Statutes and Chapter 95, Session Laws of 1955, with respect to the compensation of the Forsyth County Coroner.

H. B. 975. An Act to amend Article 1 of Chapter 118 of the General Statutes of North Carolina relating to the Firemen's Relief Fund of the City of Henderson.

H. B. 984. An Act relating to the compensation of the members of the Board of Commissioners of Moore County.

H. B. 1017. An Act to regulate the purchase, owning and registration of firearms in McDowell County.

H. B. 1025. An Act authorizing the qualified voters of the Town of Gibsonville to vote upon the establishment of Liquor Control Stores in the Town of Gibsonville.

H. B. 1043. An Act providing for nominating candidates for office in Yancey County and to exempt Yancey from the provisions of the State-wide Primary Laws.

H. B. 1053. An Act to require the removal of abandoned boats or other watercraft along the shores or in the waters of the Pasquotank River in Camden or Pasquotank Counties.

H. B. 1063. An Act amending General Statutes 160-346 relating to the salaries of the members of the City Council and of the Mayor of the City of Fayetteville.

H. B. 1068. An Act to amend Chapter 114 of the Session Laws of 1951 relating to salaries and other allowances of certain officials of Duplin County.

H. B. 1075. An Act relating to the fees to be charged by the Coroner of Watauga County.

H. B. 1083. An Act to incorporate the Town of Havelock, North Carolina, in Craven County.

H. B. 1122. An Act to authorize the Board of County Commissioners of Rowan County to license and regulate all vehicles operated for hire in unincorporated cities and towns in said county.

H. B. 1145. An Act to regulate the compensation of the members of the Board of Aldermen of the City of Sanford.

H. B. 1148. An Act to authorize the County Commissioners of Cumberland County to fix the fees and commissions to be charged by the Clerk of Superior Court, the Sheriff and Register of Deeds of Cumberland County.

H. B. 1155. An Act to authorize the Board of County Commissioners of Currituck County to appoint special County Law Enforcement Officers.

H. B. 1156. An Act fixing the compensation of the Sub-Recorder of the Union County Recorder's Court.

H. B. 1157. An Act relating to forms and registrations of warrants issued by Justices of the Peace in Hertford County.

H. B. 1158. An Act to provide for the exercise of the powers of police officers beyond the corporate limits of the Town of Ahoskie in Hertford County.

H. B. 1160. An Act to amend Section 7-186 of the General Statutes relating to election of Recorder of the Municipal Recorder's Court in the Town of Graham.

H. B. 1163. An Act to amend Chapter 465 of the Session Laws of 1955 relating to the salaries of certain officials of Mecklenburg County.

H. B. 1168. An Act to amend Chapter 566, Session Laws of 1957, relating to the compensation of the Judge and Solicitor of the Recorder's Court of Rutherford County.

H. B. 1174. An Act to create a Bird Sanctuary within the territorial limits of Cove City, in Craven County.

H. B. 1175. An Act to authorize the City Council of the City of Laurinburg to convey certain property to the Scotland County Memorial Library.

H. B. 1176. An Act to amend General Statutes 7-70 as the same relates to Person County, so as to designate the May Term of Superior Court in Person County as a Civil Term.

H. B. 1177. An Act to establish and fix the salaries of the Mayor and members of the Board of Commissioners of the Town of Mocksville.

H. B. 1178. An Act to transfer certain delinquent taxes in Montgomery County to the general fund.

H. B. 1182. An Act to fix the compensation of the Chairman and members of the Board of County Commissioners of Cumberland County.

H. B. 1193. An Act amending Chapter 1288, Session Laws of 1955 and fixing the salaries of the Judge and Solicitor of the Police Court of the City of Asheville.

H. B. 1196. An Act to amend Chapter 404 of the Session Laws of North Carolina 1955 amending the Charter of the Town of Beaufort relating to the first meeting of the Board of Commissioners following their election.

H. B. 1200. An Act to direct the disposition of delinquent taxes collected in behalf of Chowan County.

H. B. 1201. An Act to amend Chapter 7 of the General Statutes of North Carolina relating to fees of Justices of the Peace in Chowan County.

H. B. 1205. An Act to fix the compensation of the members of the Elizabeth City City Board of Education.

H. B. 1211. An Act to amend H. B. 71, ratified the 26th of March, 1959, relating to the fees of Jurors in Swain County.

H. B. 1213. An Act to amend Chapter 1207 of the Session Laws of 1957 relating to the operation of juke boxes in Northampton County.

H. B. 1214. An Act relating to compensation of elective and appointive officials of Northampton County.

H. B. 1215. An Act modifying General Statutes 115-90 and other provisions of law so as to authorize the County Board of Education of Moore County to elect a Vice-Chairman of the Board and permit the Vice-Chairman to sign warrants or vouchers in lieu of the Chairman of said board.

H. B. 1216. An Act to amend Chapter 1040 of the Session Laws of 1945 to make the provisions thereof applicable to Wake County.

H. B. 1218. An Act amending Chapter 655, Session Laws of 1951, as amended, relating to the commissions of the Sheriff of Hyde County as Tax Collector.

H. B. 1222. An Act to repeal Chapter 747 of the Session Laws of 1945, to provide for the appointment of the Anson County Jailor, and to make provision for the operation of the Anson County Jail.

H. B. 1224. An Act to amend General Statutes 153-9 so as to authorize the Board of County Commissioners of Lenoir County to appropriate funds to assist the volunteer fire department in the Wheat Swamp Community of Lenoir County, if and when the same is organized.

H. B. 1225. An Act to amend General Statutes 152-5 relating to the fees of Coroners in Polk County.

H. B. 1229. An Act validating and confirming all actions or proceedings taken by any city or town in the passage of an ordinance authorizing bonds and in providing for the submission of the issuance thereof to the voters on the date of the 1959 municipal election and the holding of such bond election, notwithstanding the failure of any such city or town to comply with the provisions of Section 159-7 of the General Statutes.

H. B. 1270. An Act to authorize the Board of County Commissioners of Clay County to turn into the general fund certain delinquent taxes upon the collection of the same.

H. B. 1303. An Act rewriting Section 12 of Chapter 239, Public-Local Laws of 1939, relating to the duties of the Jury Commission for Buncombe County.

On motion of Representative Murphrey S. B. 439, entitled "a bill to be entitled an act to provide for county-wide nomination and election of County Commissioners in Halifax County", is recalled from the Senate for further consideration by the House.

On motion of Representative Venters, seconded by Representative Taylor the House dispenses with the printing of today's and future introductions of public bills.

On motion of Representative Blue the House takes a recess until 2:30 P. M.

#### AFTERNOON SESSION

June 12, 1959

Pursuant to its recess the House resumes consideration of its business, Mr. Speaker Hewlett presiding.

On motion of Representative Hargett the House votes to continue with the present Calendar as now set with the addition of the roll call bills.

On motion of Representative Buchanan, Henry Courtney of Caldwell 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 Representatives Hargett and Delamar:

H. R. 1322, a joint resolution authorizing and directing the Secretary of State to have printed three thousand five hundred copies of the Public School Laws enacted by the General Assembly of 1959, and providing that the distribution thereof be made under the direction of the State Superintendent of Public Instruction.

Referred to Committee on Calendar.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Friday, June 12, 1959

*Mr. Speaker:*

Pursuant to your request we are returning herewith S. B. 439, entitled "a bill to be entitled an act to provide for county-wide nomination and



election of County Commissioners in Halifax County", for further consideration by your Honorable Body.

Respectfully

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message and on motion of Representative Murphrey the vote by which the bill passed its third reading is reconsidered.

On motion of Representative Murphrey the vote by which the bill passed its second reading is reconsidered.

On motion of Representative Murphrey the vote by which the amendment was adopted is reconsidered.

Representative Murphrey withdraws his amendment.

Representative Murphrey offers an amendment which is adopted.

The bill passes its second and third readings, as amended, and is returned to the Senate for concurrence in House amendment.

#### 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. 247, a bill to be entitled an act amending General Statutes 7-68 so as to divide the 9th Solicitorial District into two districts, designated as "Solicitorial District No. 9" and "Solicitorial District No. 9A", and to provide for the appointment and election of the solicitor for District No. 9A.

On motion of Representative Regan the bill passes its first reading and is placed on the Calendar.

S. B. 322, a bill to be entitled an act amending General Statutes 7-68 so as to divide the Fourteenth District into two districts, designated as "Solicitorial District No. 14" and "Solicitorial District No. 14A", and to provide for the appointment and election of the Solicitor for District No. 14A.

Referred to Committee on Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 451, a bill to be entitled an act to rewrite General Statutes 76-13 so as to adjust and equalize pilotage rates and charges on the Cape Fear River.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of

Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 476, a bill to be entitled an act to amend Article 5, Section 52 and Article 5, Section 58(F) of Chapter 87 of the General Statutes of North Carolina relating to the State Board of Refrigeration Examiners.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burgess, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Wicker, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, Yates and Zollicoffer—109.

Those voting in the negative are: None.

H. B. 372, a bill to be entitled an act authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities.

Returned for concurrence in Senate amendment.

On motion of Representative Wooten the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 374, a bill to be entitled an act authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

Returned for concurrence in Senate amendment.

On motion of Representative Wooten the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 760, a bill to be entitled an act to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons.

Representative Snapp offers an amendment which is adopted.

On motion of Representative Braswell the vote by which the House adopted an amendment offered by him, is reconsidered.

Representative Braswell withdraws his amendment.

Representative Braswell offers an amendment which is adopted.

Representative Childers offers an amendment which is adopted.

Representative Zollicoffer offers an amendment which is adopted.

The bill passes its second reading, as amended.

Representative Dolley objects to the third reading, as amended, of the bill and the bill remains on the Calendar.

H. B. 945, a bill to be entitled an act requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in the counties designated herein shall show thereon the name of the draftsman.

On motion of Representative Britt of Robeson the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 950, a bill to be entitled an act to provide for purchase of adequate liability insurance coverage on all State-owned motor vehicles under the control of the General Services Division.

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 amend General Statutes 136-20 relating to the elimination or safe-guarding of grade crossings.

On motion of Representative Uzzell the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 989, a bill to be entitled an act to amend General Statutes 157-3(2) relating to the definition of the word "City".

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1001, a bill to be entitled an act to amend General Statutes 108-30.1 relating to liens on real property owned by recipients of old age assistance.

The bill fails to pass its second reading.

H. B. 1015, a bill to be entitled an act to rewrite General Statutes 110-39 pertaining to neglect and encouragement of delinquency of children.

Representative Black offers an amendment which is adopted.

Representative Uzzell offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1033, a bill to be entitled an act to amend General Statutes 7-111 relating to the discontinuance of domestic relations courts and providing for transfer of cases and property.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1040, a bill to be entitled an act to amend General Statutes 163-175 so as to make the provisions thereof relating to "single shot voting" apply to county or municipal general elections.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. R. 1071, a joint resolution authorizing the Governor to appoint an Advisory Committee on Aviation.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1074, a bill to be entitled an act to amend Chapter 1058 of the Session Laws of 1957 relating to false advertising as to going-out-of-business sales.

Representative Hill of Durham offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. R. 1085, a joint resolution authorizing the Governor to appoint a Commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State government in the interest of more efficient and economical administration of the same.

On motion of Representative Snapp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1104, a bill to be entitled an act to amend Article 2 of Chapter 42 of the General Statutes by adding a new section to allow landlord's lien on crop insurance for rents and advances.

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 amend General Statutes 106-266.8(j) to extend the jurisdiction of the State Milk Commission in certain emergency situations.

The bill passes its second reading.

Representative Whitley objects to the third reading, and the bill remains on the Calendar.

H. B. 1118, a bill to be entitled an act regulating the sanitation of Agricultural Labor Camps.

On motion of Representative Venters consideration of the bill is postponed until June 16, 1959.

H. B. 1245, a bill to be entitled an act to authorize the State to participate with the Federal Government in the protection of migratory waterfowl in Hyde County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 223, a bill to be entitled an act to amend General Statutes 130-57 relating to the performance of notarial acts by registers of deeds.

Passes its second and third readings and is ordered enrolled.

S. B. 333, a bill to be entitled an act to amend General Statutes 66-9 to clarify the authority of the Utilities Commission with respect to the reading of gas and electric meters and the rendering of bills.

Passes its second and third readings and is ordered enrolled.

S. B. 350, a bill to be entitled an act to authorize cities and counties to expend funds for rescue squad equipment and personnel.

Passes its second and third readings and is ordered enrolled.

S. B. 360, a bill to be entitled an act to amend Chapter 20 of the General Statutes relating to brakes on motor vehicles.

Passes its second and third readings and is ordered enrolled.

S. B. 367, a bill to be entitled an act to amend Article 16 of Subchapter IV of Chapter 54 of the General Statutes entitled "Co-Operative Organizations" to permit the establishment of co-operative apartment housing associations in North Carolina.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Womble the House adjourns and will meet tomorrow at 10 o'clock A. M.

**ONE HUNDRED-TWELFTH DAY**

HOUSE OF REPRESENTATIVES  
Saturday, June 13, 1959

The House meets pursuant to adjournment and is called to order by Representative Bowman, designated by Mr. Speaker Hewlett as Speaker Pro Tempore.

The Lord's Prayer is repeated in unison.

Representative Herbert, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Cover the House adjourns and will meet Monday night at 8 o'clock.

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**ONE HUNDRED-THIRTEENTH DAY**

HOUSE OF REPRESENTATIVES  
Monday Night, June 15, 1959

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of Saturday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Yarborough the tabling motion of Representative Kerr made and effected on April 17th concerning S. B. 10, "a bill to be entitled an act to amend Chapter 126 of the General Statutes, entitled Merit System Council to extend its application to the State Civil Defense Agency", is removed from the table.

On motion of Representative Yarborough the vote by which the bill failed to pass its second reading is reconsidered and the bill is placed on the Calendar.

**ENGROSSED BILLS**

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills and resolutions have been carefully considered, found to be properly engrossed and asks that they be sent to the Senate.

It is so ordered.

H. B. 945, a bill to be entitled an act requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration

in the counties designated herein shall show thereon the name of the draftsman.

H. B. 970, a bill to be entitled an act to amend General Statutes 136-20 relating to the elimination or safeguarding of grade crossings.

H. B. 1015, a bill to be entitled an act to rewrite General Statutes 110-39 pertaining to neglect and encouragement of delinquency of children.

H. B. 1074, a bill to be entitled an act to amend Chapter 1058 of the Session Laws of 1957 relating to false advertising as to going-out-of-business sales.

H. R. 1085, a joint resolution authorizing the Governor to appoint a Commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State government in the interest of more efficient and economical administration of the same.

#### 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 Representative Hargett, for the Committee on Calendar.

H. B. 1315, a bill to be entitled an act rewriting Section 3 of Chapter 1060, Session Laws of 1951, relating to the compensation of the Tax Collector of Wilson County, his deputies and clerical assistants.

With a favorable report.

H. B. 1316, a bill to be entitled an act to require the removal of abandoned boats or other watercraft along the shores or in the waters of Chowan County.

With a favorable report.

H. B. 1318, a bill to be entitled an act authorizing the Tryon City Board of Education to use certain surplus tax funds for its 1959-60 capital outlay budget.

With a favorable report.

H. R. 1319, a joint resolution authorizing the appointment of a committee to study the practice of confining wild animals as tourist attractions to report back to the 1961 General Assembly.

With a favorable report.

H. B. 1320, a bill to be entitled an act to provide for treatment of self-inflicted injuries upon an inmate of the State Prison System when consent is refused by the inmate.

With a favorable report.

H. B. 1321, a bill to be entitled an act to provide for the punishment of inmates of the State Prison System who inflict or assist in the infliction of self-injury resulting in incapacity to perform assigned duties.

With a favorable report.

H. R. 1322, a joint resolution authorizing and directing the Secretary of State to have printed three thousand five hundred copies of the Public School Laws enacted by the General Assembly of 1959, and providing that the distribution thereof be under the direction of the State Superintendent of Public Instruction.

With a favorable report.

S. B. 434, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the Clerk of Superior Court and Register of Deeds of Cabarrus County.

With an unfavorable report.

S. B. 469, a bill to be entitled an act amending Chapter 930, Session Laws of 1953, and Chapter 607, Session Laws of 1957, relating to the appropriation of funds by the Board of Commissioners of Buncombe County to the Chambers of Commerce of the various municipalities in Buncombe County.

With a favorable report.

S. B. 471, a bill to be entitled an act amending Chapter 880, Session Laws of 1951, relating to the collection of proceeds from parking meter violations in the City of Wilmington.

With a favorable report.

S. B. 476, a bill to be entitled an act to amend the Charter of the Town of Halifax in Halifax County.

With a favorable report.

S. B. 478, a bill to be entitled an act amending Chapter 708, Session Laws of 1943, as amended by Chapter 602, Session Laws of 1945, so as to require New Hanover County Alcoholic Beverage Control Board to pay into the Retirement System for employees of the City of Wilmington the amount found necessary and actually paid by the City of Wilmington in behalf of the employees of said Board.

With a favorable report.

S. B. 479, a bill to be entitled an act authorizing the governing body of the City of Wilmington to adopt building, gas, heating and electrical codes by reference.

With a favorable report.

S. B. 480, a bill to be entitled an act to amend General Statutes 152-5 relating to the compensation of the Coroner of New Hanover County.

With a favorable report.



S. B. 481, a bill to be entitled an act ratifying and confirming the nominations and elections of members of the Harnett County Board of Commissioners for the years 1948, 1950, 1952, 1954, 1956 and 1958.

With a favorable report.

By Representative Harriss, for the Committee on Appropriations.

H. B. 399, a bill to be entitled an act to amend General Statutes 20-185 relating to expense allowances for certain employees of the State.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Coates:

H. B. 1323, a bill to be entitled an act to amend H. B. 262, which was ratified on the twenty-first day of May, 1959, relating to licensing of farm trailers at one-half the licensing rate applicable to trailers.

Referred to Committee on Calendar.

By Representative O'Neal:

H. B. 1324, a bill to be entitled an act appointing members of the Hyde County Board of Education, fixing their terms of office and providing for the nomination and appointment of their successors.

Referred to Committee on Calendar.

By Representative Bryant:

H. B. 1325, a bill to be entitled an act to amend Subsection 43 of General Statutes 153-9 relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County.

Referred to Committee on Calendar.

By Representative Philpott:

H. B. 1326, a bill to be entitled an act to amend Chapter 22 of the Private Laws of 1935 so as to increase the membership of the Lexington Utilities Commission.

Referred to Committee on Calendar.

By Representatives Uzzell and Harriss of Rowan:

H. B. 1327, a bill to be entitled an act to provide for the resignation of certain guardians and trustees for minors, and to provide for the administration by the Clerk of Superior Court of Rowan County of an estate for a minor when such person does not own any property other than cash and money due and the amount of cash belonging to and money due him does not exceed two thousand five hundred dollars.

Referred to Committee on Calendar.

By Representative Woodard of Northampton:

H. B. 1328, a bill to be entitled an act repealing Chapter 355, Public-Local Laws of 1925.

Referred to 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:

H. B. 246, a bill to be entitled an act to reimburse Robert James of Davie County for injuries received by him in aiding an officer in the arrest of one Jack Peacock.

Returned for concurrence in Senate amendment.

On motion of Representative Brock the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 803, a bill to be entitled an act to amend General Statutes 28-173 relating to the application of amounts recovered in actions for wrongful death.

Returned for concurrence in Senate amendment.

The bill is placed on the Calendar.

H. R. 1041, a joint resolution authorizing the appointment of a Commission to make a study of Agricultural Loan Programs for grain storage facilities, including greater utilization of existing loan programs and possible needs for new programs, and to assist grain producers in securing maximum benefits.

Returned for concurrence in Senate amendment.

The bill is placed on the Calendar.

H. B. 1070, a bill to be entitled an act amending Chapter 552 of the 1955 Session Laws of North Carolina to allow for the completion of sewage treatment plants under construction on 1 July, 1959.

Returned for concurrence in Senate amendment.

On motion of Representative Hunt the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1127, a bill to be entitled an act to amend General Statutes 7-70 relating to the terms of Superior Court in Franklin County.

Returned for concurrence in Senate amendment.

On motion of Representative Yarborough the House concurs in the Senate amendment and the bill is ordered enrolled.

H. R. 1113, a joint resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the State Theatre of North Carolina.

Returned for concurrence in Senate amendment.

On motion of Representative Whitmire the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 486, a bill to be entitled an act to authorize the Board of County Commissioners of New Hanover County in its discretion to levy a tax for the construction of shore protective works.

Referred to Committee on Calendar.

H. B. 714, a bill to be entitled an act to authorize the Sheriff of Mitchell County to appoint additional deputies sheriff.

Returned for concurrence in Senate amendment.

On motion of Representative Burseson the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1102, a bill to be entitled an act to repeal Chapter 414, Session Laws of 1951, so as to provide for jury trials in the Recorder's Court of Randolph County as provided by General Statutes 7-228 and to provide for a subsequent election upon the question whether the voters of Randolph County are in favor of jury trials in said Recorder's Court.

Returned for concurrence in Senate amendment.

On motion of Representative Burrow the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 33, a bill to be entitled an act authorizing the Governor and Council of State to furnish Replacement Volumes 2C and 3B of the General Statutes of North Carolina to the Justices of the Supreme Court, the Judges and Solicitors of the Superior Courts, the Supreme Court Library and other State officials and agencies.

Referred to Committee on Calendar.

S. B. 111, a bill to be entitled an act to amend General Statutes 15-201 to provide per diem compensation for members of the State Probation Commission.

Referred to Committee on Calendar.

S. B. 139, a bill to be entitled an act to amend Chapter 131 of the General Statutes relating to student loan funds administered by the North Carolina Medical Care Commission.

Referred to Committee on Calendar.

S. B. 101, a bill to be entitled an act to provide for the microfilming of county records of permanent value for security purposes.

The bill is placed on the Calendar.

S. B. 308, a bill to be entitled an act to provide for setting up and operating a program of performance testing of beef cattle.

Referred to Committee on Appropriations.

S. B. 376, a bill to be entitled an act to appropriate the sum of twenty thousand dollars (\$20,000.00) to North Carolina State College to establish the position of an extension wildlife specialist.

Referred to Committee on Appropriations.

S. B. 199, a bill to be entitled an act to hear and determine on its merits the claim of Clifford John Toliver.

Referred to Committee on Calendar.

S. B. 259, a bill to be entitled an act to make appropriations so as to provide Social Security coverage for State law enforcement officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund.

Referred to Committee on Calendar.

S. B. 318, a bill to be entitled an act to authorize the expenditure of not to exceed \$150,000 out of the Contingency and Emergency Fund for the construction of Shore Protective Works.

Referred to Committee on Calendar.

S. B. 365, a bill to be entitled an act to make available funds to provide for payment of the Employer's contributions in securing retroactive Social Security coverage for Justices of the Supreme Court and Judges of the Superior Court.

Referred to Committee on Calendar.

S. B. 417, a bill to be entitled an act to provide for the retention of certain Capital Improvement funds by the Department of Agriculture for Capital Improvements on the North Carolina State Fairgrounds.

Referred to Committee on Calendar.

S. B. 484, a bill to be entitled an act to authorize the Board of Commissioners of Halifax County to levy a special tax for the construction of an addition to the County Courthouse to house the offices of the Register of Deeds and Clerk of Court and other County offices.

Referred to Committee on Calendar.

S. B. 501, a bill to be entitled an act to authorize the qualified voters of the City of Statesville to determine whether Alcoholic Beverage Control Stores shall be established in said City and to prescribe the method of operation and the disposition of the net profits thereof.

Representative McLaughlin moves that the rules be suspended and the bill placed on its immediate passage.

Passed first reading.

Rules suspended.

Representative Kiser calls for the "Ayes" and "Noes" on the passage of the bill on its second reading; the motion fails.

The bill passes its second and third readings and is ordered enrolled.

S. R. 503, a joint resolution honoring the life, memory and achievements of Dr. James H. Crawford, a former Senator and Representative in the North Carolina General Assembly.

On motion of Representative Gobble the rules are suspended and the resolution is placed on 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. 1133, a bill to be entitled an act to amend the Charter of the Town of Yadkinville so as to extend the limits of the Town.

Passes its third reading, as amended, by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—101.

Those voting in the negative are: None.

H. B. 1207, a bill to be entitled an act to provide for the establishment of a Law Library for the Municipal Court of the City of High Point.

Passes its third reading by the following vote, as amended, and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—101.

Those voting in the negative are: None.

H. B. 1263, a bill to be entitled an act to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit.

On motion of Representative Hill of Durham consideration of the bill is postponed until June 16, 1959.

H. B. 1302, a bill to be entitled an act permitting Scotland County to authorize bonds for school purposes in the maximum aggregate principal amount of nine hundred seventy-five thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—101.

Those voting in the negative are: None.

S. B. 382, a bill to be entitled an act to authorize the Board of County Commissioners of Alexander County to submit to the qualified electors of said County the question of the issuance of bonds for the purpose of extending water and sewage facilities on a rental basis to communities and industries in said County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—101.

Those voting in the negative are: None.

S. B. 472, a bill to be entitled an act to establish a Law Library in Vance County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—101.

Those voting in the negative are: None.

H. B. 1243, a bill to be entitled an act to authorize the Board of Aldermen of the Town of Wrightsville Beach to construct, improve, enlarge, extend, equip and lease properties relating to tourists and resort-convention

hotels in the Town of Wrightsville Beach and to issue revenue bonds therefor.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—101.

Those voting in the negative are: None.

H. B. 1308, a bill to be entitled an act to amend Chapter 382, Session Laws of 1947, as amended by Chapter 575, Session Laws of 1953, and reenacted by Chapter 401, Session Laws of 1957, relating to the issuance of school building bonds by districts and the levy of taxes for the payment of principal and interest on such bonds.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—101.

Those voting in the negative are: None.

S. B. 473, a bill to be entitled an act to validate all sidewalk, curb and gutter street paving assessments by the Town of Fountain in Pitt County.



Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—101.

Those voting in the negative are: None.

H. B. 1311, a bill to be entitled an act amending Chapter 235, Private Laws of 1905, relating to municipal elections in the Town of Dunn.

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 amending Chapter 674, Session Laws of 1955, so as to remove Buncombe from the list of counties to which the provisions of said Act amending General Statutes 14-414 relating to the sale, possession and use of explosive caps designed to be fired in toy cap pistols, do not apply.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 487, a bill to be entitled an act to amend Chapter 602 of the Public-Local Laws of 1913 and Chapter 482 of the Public-Local Laws of 1939 and regulating the demand for jury trials in the Recorder's Court of Harnett County.

Passes its second and third readings and is ordered enrolled.

H. B. 12, a bill to be entitled an act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes.

Passes its third reading, as amended, by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Etheridge,

Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hill of Durham, Holcombe of Yancey, Horton, Hostetler, Hunt, Hunter, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Lackey, Leatherman, Lloyd, Murphy of Pender, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—88.

Those voting in the negative are: Representatives Belk, Crawford of Buncombe, Gregory, Hicks, High, Hill of Catawba, Holcombe of Madison, Holmes, Isaac, Kemp, Kennedy, Kiser, Long, McLaughlin, Murphrey of Halifax, Newman, Snepp, Turner, and Uzzell—19.

#### STATEMENT BY MEMBERS

It is our wish to record our opposition to and dissent from H. B. No. 12, being the amendment to the permanent Revenue Bill. Our reasons are as follows:

1. The system of withholding tax set up in effect compels a taxpayer to pay two years' income tax in one year. The withholding tax system becomes effective January 1, 1960; from this date an employee's wages will be withheld, according to tables to be set up by the Revenue Department, for application on 1960 State income taxes; on April 15, 1960 the taxpayer will be called upon to file a return and pay his income taxes for the year 1959. When the Federal Government instituted this system of tax collection, the taxpayers were forgiven three quarters of one year's taxes in order to place the system upon a current basis, and within the last few months, the State of New York, in instituting the system, forgave the taxpayers an entire year's taxes. I cannot analyze this Bill other than a method to exact two years' taxes in one year.

2. The withholding tax system, as applied, is discriminatory. It does not apply to large segments of the population and corporations are excluded altogether with the exception of those corporations paying more than \$100 thousand income tax in a year. To my mind, this is one of the worse features of the Bill. The proponent of the amendment imposing withholding upon the forty-one corporations paying \$100 thousand State income tax, frankly stated—"It will enable us to explain our position to our constituents". In short, it was a political face-saving device and not an equitable tax procedure. The people of North Carolina are not fools and they will not be deceived by such a transparent device, which purports to include corporations in a general withholding tax scheme, but in reality excludes all except forty-one of the twenty thousand corporations in North Carolina.

3. By the method of collecting two years' taxes in one year, a so-called "windfall" in the amount of \$27½ million results. This "windfall" is used to balance the Budget. Bearing in mind that for the next biennium the Revenue Bill is estimated to raise \$47 million more than it produced in this biennium, it is apparent that the Revenue Bill for the biennium

1961-63 must produce \$74½ million more than the Revenue Bill is producing for the present biennium, or the State will be faced with a ready made deficit of \$27½ million—the amount of the so-called “windfall”.

It seems to us that this procedure represents an avoidance by the General Assembly of its duty to balance the Budget and a resort to a species of sham and trickery. We do not approve of it, and we do not think that the people will approve of it. Without essaying the role of a prophet, we apprehend that any slight decline in business conditions will place the Budget in a serious situation and that anything more than a slight decline may bring about a very grave situation. The whole idea in the use of a so-called “windfall” to balance the Budget is based upon the expectation of a continued inflationary spiral in our economy.

Moreover, the Budget as finally adopted not only evades the responsibility of the General Assembly in the matter of raising revenue, but the appropriations represent a “hold the line”, “stand pat” philosophy which denies adequate relief to the unfortunate and almost shuts the door of opportunity to the children of the State.

We dissent from the Bill.

S/ Thomas Turner  
State Representative  
Guilford County

S/ Carroll R. Holmes  
State Representative  
Perquimans County

Dated this 15 day of June, 1959.

S. B. 351, a bill to be entitled an act to authorize the issuance of bonds of the State to provide for Capital Improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burlson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Har-riss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kennedy, Lackey, Leatherman, Long, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O’Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Roden-bough, Satterfield, Sermons, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble,

Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—101.

Those voting in the negative are: Representatives Kiser and Lloyd—2.

S. B. 352, a bill to be entitled an act to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for Capital Improvements for State institutions and agencies.

Passes its third reading, as amended, by the following vote and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jordan, Kemp, Lackey, Leatherman, McLaughlin, Murphrey of Halifax, Murphy of Pender, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—96.

Those voting in the negative are: Representatives Arledge, Gregory, High, Kennedy, Kiser, Lloyd, Long, Newman, and Turner—9.

H. B. 476, a bill to be entitled an act to amend Article 5 Section 52 and Article 5 Section 58(F) of Chapter 87 of the General Statutes of North Carolina relating to the State Board of Refrigeration Examiners.

Passes its third reading, as amended, by the following vote and is ordered engrossed.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—101.

Those voting in the negative are: None.

H. B. 899, a bill to be entitled an act to reappropriate 'Revolving Fund' sums and authorize the issuance of bonds of the State to provide for Capital Improvements for State institutions and agencies.

On motion of Representative Harriss of Rowan consideration of the bill is postponed indefinitely.

H. B. 900, a bill to be entitled an act to authorize the issuance of bonds of the State to provide for Capital Improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State.

On motion of Representative Harriss of Rowan consideration of the bill is postponed indefinitely.

S. B. 451, a bill to be entitled an act to rewrite General Statutes 76-13 so as to adjust and equalize pilotage rates and charges on the Cape Fear River.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burgess, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Doughton, Drummond, Etheridge, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Yancey, Horton, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kiser, Lackey, Leatherman, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Yarborough, and Yates—101.

Those voting in the negative are: None.

H. B. 1111, a bill to be entitled an act to amend General Statutes 106-266.8(j) to extend the jurisdiction of the State Milk Commission in certain emergency situations.

The bill passes its third reading and is ordered sent to the Senate without engrossment.

H. R. 1117, a joint resolution authorizing the appointment of a special Commission to study the feasibility of utilizing public school buildings and school facilities on a year-round or twelve months basis.

On motion of Representative Hargett the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. R. 1123, a joint resolution directing the State Board of Education to study teacher evaluation, rating and certification.

On motion of Representative Hargett the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1130, a bill to be entitled an act amending Chapter 631, Session Laws of 1955, relating to the authority of the Board of Conservation and Development to regulate the taking of fish from that part of Yeopim River and its tributaries lying within Perquimans County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1142, a bill to be entitled an act to amend General Statutes 115-148 relating to reports of superintendents, principals, teachers and other employees in the public schools of this State.

On motion of Representative Hargett the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1154, a bill to be entitled an act to create a Commission to study social deviances, including juvenile delinquency, drug addiction, sexual delinquency, mental illness, habitual criminals and alcoholism, with particular emphasis on the recidivist or repeating offender.

Representative Kiser moves, seconded by Representative Leatherman, that the bill lie on the table; the motion fails.

Representative Childers moves, seconded by Representative Kiser, that the bill be recommitted to the Committee on Appropriations.

Representative Venters moves that the motion offered by Representative Childers lie upon the table; the motion prevails.

The question now recurs to the passage of the bill on its second and third readings.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1161, a bill to be entitled an act to amend Chapter 52A of the General Statutes of North Carolina to provide for inter-county application of the Uniform Reciprocal Enforcement of Support Act.

On motion of Representative Davis of Lenoir the committee amendment is adopted.

The bill remains on the Calendar.

On motion of Representative Regan the House adjourns and will meet tomorrow at 10:00 o'clock A. M.

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## ONE HUNDRED-FOURTEENTH DAY

HOUSE OF REPRESENTATIVES

Tuesday, June 16, 1959

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Murphy reports for the Committee on the Journal that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Lackey, Dona Crouch of Alexander County is made an honorary pagette of the House of Representatives.

On motion of Representative Jones of Ashe, Sandra McNeill, Becky McNeill of Ashe County, and Peter Garwick of Durham County are made honorary pagettes and page, respectively, of the House.

On motion of Representative Kemp S. B. 467, entitled "a bill to be entitled an act to amend Chapter 716, Session Laws of 1947, and Chapter 665, Session Laws of 1955, relating to the nomination and election of Mayor and members of the Board of Aldermen of the City of Concord in Cabarrus County", is taken from the Committee on Local Government and recommitted to the Committee on the Calendar.

### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 476, a bill to be entitled an act to amend Article 5, Section 52, and Article 5, Section 58(F) of Chapter 87, of the General Statutes of North Carolina relating to the State Board of Refrigeration Examiners.

H. R. 1117, a joint resolution authorizing the appointment of a special commission to study the feasibility of utilizing public school buildings and school facilities on a year-round or twelve months basis.

H. B. 1142, a bill to be entitled an act to amend General Statutes 115-148 relating to reports of superintendents, principals, teachers, and other employees in the public schools of this state.

H. B. 1207, a bill to be entitled an act to provide for the establishment of a Law Library for the Municipal Court of the City of High Point.

## 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 Representative Turner, for the Committee on Judiciary No. 1.

H. B. 1076, a bill to be entitled an act to amend General Statutes 65-14 relating to church cemeteries.

With a favorable report, as amended.

H. B. 1256, a bill to be entitled an act to amend General Statutes 14-54 pertaining to the crime of breaking and entering.

With a favorable report.

H. B. 1260, a bill to be entitled an act to amend Chapter 52 of the General Statutes so as to validate certain conveyances between husband and wife.

With a favorable report.

S. B. 418, a bill to be entitled an act to amend General Statutes 93-12 relating to examinations for certificates as certified public accountants.

With a favorable report.

By Representative Hargett, for the Committee on Calendar.

H. B. 1323, a bill to be entitled an act to amend H. B. 262, which was ratified on the 21st day of May, 1959, relating to licensing of farm trailers at one-half the licensing rate applicable to trailers.

With a favorable report.

H. B. 1324, a bill to be entitled an act appointing members of the Hyde County Board of Education, fixing their terms of office and providing for the nomination and appointment of their successors.

With a favorable report.

H. B. 1325, a bill to be entitled an act to amend Subsection 43 of General Statutes 153-9 relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County.

With a favorable report.

H. B. 1326, a bill to be entitled an act to amend Chapter 22 of the Private Laws of 1935 so as to increase the membership of the Lexington Utilities Commission.

With a favorable report.

H. B. 1327, a bill to be entitled an act to provide for the resignation of certain guardians and trustees for minors, and to provide for the administration by the Clerk of Superior Court of Rowan County of an estate for a minor when such person does not own any property other than cash



and money due and the amount of cash belonging to and money due him does not exceed two thousand five hundred dollars.

With a favorable report.

S. B. 33, a bill to be entitled an act authorizing the Governor and Council of State to furnish Replacement Volumes 2C and 3B of the General Statutes of North Carolina to the Justices of the Supreme Court, the Judges and Solicitors of the Superior Courts, the Supreme Court Library, and other state officials and agencies.

With a favorable report, as amended.

S. B. 111, a bill to be entitled an act to amend General Statutes 15-201 to provide per diem compensation for members of the State Probation Commission.

With a favorable report.

S. B. 139, a bill to be entitled an act to amend Chapter 131 of the General Statutes relating to student loan funds administered by the North Carolina Medical Care Commission.

With a favorable report.

S. B. 199, a bill to be entitled an act to hear and determine on its merits the claim of Clifford John Toliver.

With a favorable report.

S. B. 259, a bill to be entitled an act to make appropriations so as to provide Social Security coverage for state law enforcement officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund.

With a favorable report.

S. B. 318, a bill to be entitled an act to authorize the expenditure of not to exceed \$150,000 out of the Contingency and Emergency Fund for the construction of Shore Protective Works.

With a favorable report.

S. B. 365, a bill to be entitled an act to make available funds to provide for payment of the employer's contributions in securing retroactive Social Security coverage for Justices of the Supreme Court and Judges of the Superior Court.

With a favorable report.

S. B. 417, a bill to be entitled an act to provide for the retention of certain Capital Improvement Funds by the Department of Agriculture for capital improvements on the North Carolina State Fairgrounds.

With a favorable report.

S. B. 465, a bill to be entitled an act relative to inventories of decedents' lock boxes.

With a favorable report.

S. B. 484, a bill to be entitled an act to authorize the Board of Commissioners of Halifax County to levy a special tax for the construction of an addition to the County Courthouse to house the offices of the Register of Deeds and Clerk of Court and other county offices.

With an unfavorable report.

S. B. 486, a bill to be entitled an act to authorize the Board of County Commissioners of New Hanover County in its discretion to levy a tax for the construction of Shore Protective Works.

With a favorable report.

By Representative Dill, for the Committee on Counties, Cities, and Towns.

H. B. 802, a bill to be entitled an act to amend General Statutes 160-200 relating to the corporate powers of municipal corporations.

With an unfavorable report.

H. B. 1307, a bill to be entitled an act relating to the powers, duties, selection, and term of office of the Auditor for Wake County.

With a favorable report.

H. B. 1309, a bill to be entitled an act amending General Statutes 7-27 so as to provide that a Justice of the Peace of Avery County shall not regularly maintain an office outside the township for which he has been elected or appointed.

With a favorable report.

H. B. 1310, a bill to be entitled an act to amend General Statutes 90-71 relating to the sale of certain drugs in Avery County.

With a favorable report.

H. B. 1328, a bill to be entitled an act repealing Chapter 355, Public-Local Laws of 1925.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Newman, by request:

H. B. 1329, a bill to be entitled an act to amend General Statutes 106-99 so as to reduce the inspection tax levied on concentrated commercial feeding stuff.

Referred to Committee on Calendar.

By Representatives Kemp, Turner, Hunt, and Humphrey:

H. B. 1330, a bill to be entitled an act to amend Chapter 235 of the Session Laws of 1949 relating to the salaries of the Sheriff and Register of Deeds of Guilford County.

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:

S. B. 411, a bill to be entitled an act to amend General Statutes 113-102 relating to rabbit hunting and trapping.

Referred to Committee on Calendar.

S. B. 468, a bill to be entitled an act to amend Article 9 of Chapter 66 of the General Statutes relating to collection of accounts.

Referred to Committee on Calendar.

S. B. 474, a bill to be entitled an act to authorize the State Highway Commission to establish the speed limit at 65 miles per hour on certain highways.

Referred to Committee on Calendar.

H. B. 796, a bill to be entitled an act to amend Chapter 20 of the General Statutes providing for the classification, licensing, and registration of automobile utility trailers.

Returned for concurrence in Senate amendment.

On motion of Representative Hicks the House concurs in Senate amendment and the bill is ordered enrolled.

H. B. 929, a bill to be entitled an act to amend Article 53 of Chapter 14 of the General Statutes so as to include therein the sale of blank cartridge pistols.

Returned for concurrence in Senate amendment.

On motion of Representative Belk the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 871, a bill to be entitled an act to provide that the Board of County Commissioners shall fill vacancies in the board in certain counties.

Returned for concurrence in Senate amendment.

The bill is placed on the Calendar.

H. B. 1230, a bill to be entitled an act providing for the appointment of a County Accountant for Yancey County, fixing his salary, and term of office.

Returned for concurrence in Senate amendment.

On motion of Representative Holcombe of Yancey 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. 1243, a bill to be entitled an act to authorize the Board of Aldermen of the Town of Wrightsville Beach to construct, improve, enlarge, extend, equip, and lease properties relating to tourists and resort-convention hotels in the Town of Wrightsville Beach and to issue revenue bonds therefor.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—113.

Those voting in the negative are: None.

H. B. 1308, a bill to be entitled an act to amend Chapter 382, Session Laws of 1947, as amended by Chapter 575, Session Laws of 1953, and re-enacted by Chapter 401, Session Laws of 1957, relating to the issuance of school building bonds by districts and the levy of taxes for the payment of principal and interest on such bonds.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones

of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—113.

Those voting in the negative are: None.

S. B. 473, a bill to be entitled an act to validate all sidewalk, curb and gutter, and street paving assessments by the Town of Fountain in Pitt County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—113.

Those voting in the negative are: None.

S. B. 476, a bill to be entitled an act to amend the Charter of the Town of Halifax in Halifax County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones

of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—113.

Those voting in the negative are: None.

H. B. 1315, a bill to be entitled an act rewriting Section 3 of Chapter 1060, Session Laws of 1951, relating to the compensation of the Tax Collector of Wilson County, his deputies, and clerical assistants.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1316, a bill to be entitled an act to require the removal of abandoned boats or other watercraft along the shores or in the waters of Chowan County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1318, a bill to be entitled an act authorizing the Tryon City Board of Education to use certain surplus tax funds for its 1959-60 capital outlay budget.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 469, a bill to be entitled an act amending Chapter 930, Session Laws of 1953, and Chapter 607, Session Laws of 1957, relating to the appropriation of funds by the Board of Commissioners of Buncombe County to the Chambers of Commerce of the various municipalities in Buncombe County.

Passes its second and third readings and is ordered enrolled.

S. B. 471, a bill to be entitled an act amending Chapter 880, Session Laws of 1951, relating to the collection of proceeds from parking meter violations in the City of Wilmington.

Passes its second and third readings and is ordered enrolled.

S. B. 478, a bill to be entitled an act amending Chapter 708, Session Laws of 1943 as amended by Chapter 602, Session Laws of 1945, so as to require New Hanover County Alcoholic Beverage Control Board to pay into the retirement system for employees of the City of Wilmington the amount found necessary and actually paid by the City of Wilmington in behalf of the employees of said board.

Passes its second and third readings and is ordered enrolled.

S. B. 479, a bill to be entitled an act authorizing the governing body of the City of Wilmington to adopt building, gas, heating, and electrical codes by reference.

Passes its second and third readings and is ordered enrolled.

S. B. 480, a bill to be entitled an act to amend General Statutes 152-5 relating to the compensation of the Coroner of New Hanover County.

Passes its second and third readings and is ordered enrolled.

S. B. 481, a bill to be entitled an act ratifying and confirming the nominations and elections of members of the Harnett County Board of Commissioners for the years 1948, 1950, 1952, 1954, 1956, and 1958.

Passes its second and third readings and is ordered enrolled.

H. R. 1041, a joint resolution authorizing the appointment of a commission to make a study of agricultural loan programs for grain storage facilities, including greater utilization of existing loan programs and possible needs for new programs, and to assist grain producers in securing maximum benefits.

Returned for concurrence in Senate amendment.

On motion of Representative Britt of Bladen the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1161, a bill to be entitled an act to amend Chapter 52A of the General Statutes of North Carolina to provide for inter-county application of the uniform reciprocal enforcement of Support Act.

On motion of Representative Davis of Lenoir 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 for consideration S. B. 99, entitled "a bill to be entitled an act to amend, alter, and rewrite the Constitution of North Carolina."

Representative Uzzell offers an amendment which is adopted.

Representative Uzzell offers the second amendment.

Representative Kerr moves that the second amendment offered by Representative Uzzell be laid on the table, seconded by Representative Buchanan.

Representative Childers calls for the "Ayes" and "Noes" on the motion offered by Representative Kerr to table amendment No. 2 offered by Representative Uzzell; the call sustains.

The motion offered by Representative Kerr to table amendment No. 2 offered by Representative Uzzell is adopted by the following vote.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Bowman, Braswell, Britt of Bladen, Brock, Bryant, Buchanan, Burleson, Byrum, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Doughton, Edmisten, Etheridge, Everett, Gaither, Gregory, Hardy, Hargett, Herbert, Holcombe of Madison, Holcombe of Yancey, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Kerr, Kiser, Lackey, Lloyd, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Phelps, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Spruill, Story, Thomas, Valentine, Wallace, Watkins, Whitmire, Wicker, Wilson, Woodard of Northampton, Wooten, Yarborough, and Yates—67.

Those voting in the negative are: Representatives Belk, Bell, Black, Blue, Britt of Robeson, Burrow, Byrd, Childers, Drummond, Gobble, Greenwood, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Horton, Hostetler, Hunt, Jordan, Kemp, Kennedy, Leatherman, Long, Palmer, Patterson, Philpott, Powell, Snapp, Stone, Strayhorn, Taylor, Turner, Umstead, Uzzell, Venters, Whitehurst, Whitley, Williamson, Womble, and Woodard of Wilson—44.

The following pair is announced: Were Representative Humphrey present he would vote 'No'; Representative Holmes votes "Aye".

Representative Kennedy offers an amendment which fails of adoption.

Representatives Humphrey and Kemp offer an amendment which fails of adoption.

Representative Whitehurst offers an amendment which is adopted.

Representative Jordan offers an amendment which fails of adoption.

Representative Bell offers an amendment which fails of adoption.

The bill, as amended, remains on the Calendar.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 223. An Act to amend General Statutes 130-57 relating to the performance of notarial acts by Registers of Deeds.

S. B. 333. An Act to amend General Statutes 66-9 to clarify the authority of the Utilities Commission with respect to the reading of gas and electric meters and the rendering of bills.

S. B. 342. An Act amending General Statutes 113-257 relating to commercial trout fishing ponds.

S. B. 350. An Act to authorize cities and counties to expend funds for rescue squad equipment and personnel.

S. B. 360. An Act to amend Chapter 20 of the General Statutes relating to brakes on motor vehicles.



S. B. 367. An Act to amend Article 16 of Subchapter IV of Chapter 54 of the General Statutes entitled "Co-operative Organizations" to permit the establishment of co-operative apartment housing associations in North Carolina.

S. B. 422. An Act relating to the salaries of certain officials of Vance County.

S. B. 430. An Act authorizing the creation of the East Carolina Airport Authority as an agency or instrumentality of participating counties including Greene, Lenoir, Pitt, Wilson, Martin, and Washington Counties, and any participating municipality, and authorizing such authority to establish, own, maintain, and operate an airport at the expense of said counties and said municipalities.

S. B. 433. An Act amending Section 130-141 of the General Statutes empowering boards of county commissioners, upon agreement with sanitary district boards, to include in sanitary district tax levies an amount for expenses of levying and collecting such taxes.

S. B. 444. An Act to amend Chapter 223, Public-Local Laws of 1937, relating to the compensation of the members of the Board of Education of Edgecombe County.

S. B. 445. An Act to amend Chapter 756 of the Session Laws of 1957 relating to the compensation of the Board of Commissioners of Edgecombe County.

S. B. 447. An Act to authorize the Board of County Commissioners of Moore County to fix the salary of the Register of Deeds and to fix the fees to be charged by the Register of Deeds and the compensation to be received by jurors in Moore County.

S. B. 482. An Act relating to the salaries of county officials in Harnett County.

S. B. 483. An Act to amend General Statutes 152-5 relating to the compensation of the Coroner in Harnett County.

S. B. 493. An Act to amend Chapter 352 of the Private Laws of North Carolina, Session of 1899, being an act to amend and consolidate the Charter of the Town of Monroe, and to amend Chapter 641, Session Laws of North Carolina, 1949, relating to the Charter of the City of Monroe.

H. B. 51. An Act to amend General Statutes 35-3 relating to certificates from hospitals for the insane.

H. B. 52. An Act to amend Chapter 122 of the General Statutes relating to hospitals for the mentally disordered.

H. B. 60. An Act to enact the Interstate Compact on Mental Health.

H. B. 264. An Act to amend General Statutes 112-19 relating to the eligibility of certain widows of Confederate soldiers to be placed on the Class B pension roll.

H. B. 257. An Act to create the Historic Bath Commission for the purpose of the acquisition, repair, and maintenance of historic sites in the Town of Bath in Beaufort County.

H. B. 372. An Act authorizing counties to adopt ordinances providing for the zoning and regulation of buildings and other structures and the use of land, other than for farming, in areas outside the zoning jurisdiction of municipalities.

H. B. 374. An Act authorizing counties to regulate the subdivision of land in areas outside municipal subdivision-regulation jurisdiction.

H. B. 496. An Act to amend Chapter 122 of the General Statutes so as to provide for the Western Carolina Training School for mentally retarded children.

H. B. 506. An Act providing a procedure for the extension of municipal corporate limits in municipalities having a population of 5000 or more persons.

H. B. 508. An Act providing a procedure for the extension of municipal corporate limits in municipalities having a population of less than 5000 persons.

H. B. 776. An Act to amend General Statutes 103-4 so as to designate November 11th as Veterans' Day.

H. B. 820. An Act to amend Chapter 135 of the General Statutes relating to the Teachers' and State Employees' Retirement System so as to permit retirement coverage of employees of certain licensing and examining boards.

H. B. 902. An Act to amend General Statutes 58-44 to eliminate the requirement that bid bonds be countersigned by resident insurance agents.

H. B. 904. An Act to amend Chapter 8, Public-Local Laws of 1931, creating and establishing the Salisbury-Rowan County Peace Officers' Protective Association.

H. B. 913. An Act to authorize veterans' guardians and general guardians to deposit funds belonging to their wards in federally insured banks at interest.

H. B. 931. An Act amending General Statutes 115-146 so as to provide that principals and teachers in the public schools may use reasonable force in the exercise of lawful authority.

H. B. 963. An Act amending the code of criminal procedure so as to provide that the defendant may appeal from a suspended sentence under the same rules as from any other judgment in a criminal case.

H. B. 976. An Act to amend General Statutes 14-401.5 relating to the practice of phrenology in certain counties.

H. B. 1016. An Act to amend General Statutes 35-40 relating to the membership of the Eugenics Board of North Carolina.

H. B. 1020. An Act to amend General Statutes 135-20 so as to make clear the legislative intent that Justices of the Peace and Township Constables are not subject to Social Security coverage.

H. B. 1046. An Act amending General Statutes 106-266.21 to require evidence of sale of milk below cost, rather than mere allegation thereof, in order to make prima facie case.

H. B. 1069. An Act to amend General Statutes 47-108.11 relating to validation of recorded instruments where seals have been omitted.

H. B. 1080. An Act striking out the last sentence of the exception contained in Section 1, Chapter 205, Private Laws of 1929, and repealing all of Chapter 191, Private Laws of 1933, and all of Chapter 647, Session Laws of 1947, relating to the corporate limits of the City of Asheville.

H. B. 1084. An Act to amend Subsection D of Section 130-17 (d) of the General Statutes of North Carolina relating to the publication of rules and regulations adopted, amended, or altered by local boards of health.

H. B. 1093. An Act to amend General Statutes 136-19 and to add a new article to Chapter 136 of the General Statutes relating to condemnation procedure applicable to the State Highway Commission.

H. B. 1094. An Act to amend Chapter 47 of the General Statutes to provide for registration of a mortgage or deed of trust of a leasehold interest or other chattel real to be registered in the county where the land lies.

H. B. 1116. An Act validating and confirming the appointment, election, and qualifying of the Mayor and the members of the Board of Commissioners and other officers of the Town of Huntersville and all actions and proceedings taken by any such mayor, board, or officer subsequent to the 1957 regular municipal election for said town.

H. B. 1131. An Act providing for changing the names of the several state hospitals and training schools.

H. B. 1137. An Act amending Chapter 552, Session Laws of 1957, the same being the Charter of the Town of Jefferson, so as to extend the corporate limits of said town.

H. B. 1139. An Act to amend Chapter 334 of the Private Laws of 1907 relating to the corporate limits of the Town of Garysburg.

H. B. 1149. An Act to amend General Statutes 153-9 (47) to provide for the employment of a Plumbing Inspector in Cumberland County.

H. B. 1173. An Act to amend Article 2, Section 4(b) of Chapter 107, Private Laws of 1931, relating to the Charter of the City of High Point.

H. B. 1195. An Act creating the Carteret County Planning Commission, providing for its organization powers and duties, and conferring upon the Board of County Commissioners and the governing bodies of

the several municipalities in Carteret County the power and authority to adopt and enforce comprehensive regulations providing for the orderly growth and sound development of Carteret County.

H. B. 1209. An Act to exempt Buncombe County from the provisions of Chapter 346 of the Session Laws of 1957 relating to service of warrants in criminal actions.

H. B. 1301. An Act authorizing the Onslow County Board of Education to convey to the City of Jacksonville certain lands for recreational purposes.

H. B. 1313. An Act to authorize a transfer of \$18,000 in funds from the Current (1958-59) Operating Budget of Appalachian State Teachers College in order to supplement Capital Improvement Funds for an addition to the Library Building at said institution.

H. B. 1317. An Act authorizing the Burke County Board of Education and the Town of Morganton to make an exchange of parcels of real property having equal appraised values, without public sale.

On motion of Representative Murphy the House takes a recess until 2 o'clock P. M.

#### AFTERNOON SESSION

June 16, 1959

The House meets pursuant to its recess, Mr. Speaker Hewlett presiding.

On motion of Representative Valentine, Chester W. Clark, Maxine E. Clark, and Sheila J. Clark of Nash County are made honorary page and pagettes, respectively, of the House.

On motion of Representative Burgess, Cornelia Lea Bowman of Brunswick County and Ann Cameron Bowman of Anson County are made honorary pagettes of the House of Representatives.

On motion of Representative Byrd the following boys and girls of Burke County are made honorary pages and pagettes, respectively, of the House of Representatives: Kenneth Duckworth, Benny Greene, Ronald Shuping, Kenny Poteet, David Barlow, Charles Bradshaw, Rachel LaFevers, Shirley Webb, Michael Joe Young, Ronelle Mosteller, Rickey Eugene Cowan, Linda Connelly, and Elva C. Lowery.

On motion of Representative Johnson, Tayna, Sara, Evelyn, and Helen Johnson of Duplin County are made honorary pagettes of the House.

On motion of Representative Venters S. B. 432, entitled "a bill to be entitled an act to amend General Statutes 130-124 and General Statutes 130-148 relating to the creation of Sanitary Districts and the annexation of territory thereto", is withdrawn from the Committee on Health and recommitted to the Committee on Calendar.

On motion of Representative Murphy S. B. 359, entitled "a bill to be entitled an act to amend Chapter 106 of the General Statutes of North

Carolina by inserting a new article therein pertaining to the further agricultural development of North Carolina", is withdrawn from the Committee on Agriculture and recommitted to the Committee on Calendar.

On motion of Representative Doughton S. B. 374, entitled "a bill to be entitled an act to authorize the North Carolina State Ports Authority to purchase Workmen's Compensation Insurance", is taken from the Calendar and recommitted to the Committee on Calendar.

Mr. Speaker Hewlett lays before the House for further consideration S. B. 99, entitled "a bill to be entitled an act to amend, alter, and rewrite the Constitution of North Carolina."

Representative Kerr offers an amendment which is adopted.

Representative Coates offers an amendment which is adopted.

Representative Satterfield offers an amendment.

Representative Hill of Durham calls for the "Ayes" and "Noes" on the adoption of the amendment offered by Representative Satterfield.

Representative Whitley moves that the amendment offered by Representative Satterfield lie on the table, and on this motion Representative Hill of Durham calls for the "Ayes" and "Noes"; the call sustains.

The motion offered by Representative Whitley to table the amendment offered by Representative Satterfield sustains by the following vote and the amendment is tabled.

Those voting in the affirmative are: Representatives Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Burgess, Burrow, Bynum, Courtney, Crawford of Buncombe, Davis of Lenoir, Delamar, Dill, Doughton, Drummond, Gobble, Greenwood, Hardy, Harriss of Rowan, Harris of Wake, Hawfield, Hicks, Hill of Catawba, Hill of Durham, Horton, Hostetler, Humphrey, Hunt, Hunter, Jackson, Jones of Ashe, Kemp, Kennedy, Lackey, Leatherman, Long, Palmer, Philpott, Quinn, Regan, Reid, Rodenbough, Snapp, Strayhorn, Taylor, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Williamson, Woodard of Northampton, Woodard of Wilson, Wooten, and Yarborough—62.

Those voting in the negative are: Representatives Ansell, Arledge, Askew, Black, Brock, Buchanan, Burleson, Childers, Coates, Cohoon, Cover, Crawford of Swain, Davis of Rutherford, Dolley, Edmisten, Etheridge, Everett, Gaither, Gregory, Hargett, Henley, Herbert, High, Holcombe of Madison, Holcombe of Yancey, Isaac, Johnson, Jones of Pitt, Kerr, Kiser, Lloyd, McLaughlin, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Patterson, Powell, Raby, Satterfield, Sermons, Spruill, Stone, Story, Thomas, Turner, Wicker, Wilson, Womble, and Yates—50.

The following pairs are announced: Were Representative Byrum present he would vote "Aye"; Representative Byrd votes "No". Were Representative Zollicoffer present he would vote "Aye"; Representative Holmes votes "No".

Representative Whitley moves that the vote by which the amendment offered by Representative Satterfield was tabled be reconsidered and that this motion be tabled; the motion fails of adoption.

Representative Barwick offers an amendment which fails of adoption.

Representative Whitley offers an amendment which fails of adoption.

Representative Kerr offers an amendment which fails of adoption.

Representative Kerr offers an amendment which is adopted.

The bill, as amended, remains on the Calendar and on motion of Representative Uzzell is set for a Special Order on Wednesday, June 17, 1959.

#### 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 Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 1011, a bill to be entitled an act to create the Perquimans Peace Officers' Relief Association.

With a favorable report.

H. B. 1042, a bill to be entitled an act amending General Statutes 14-72 relating to larceny and the receiving of stolen goods.

With a favorable report.

House Committee Substitute for S. B. 225, a bill to be entitled an act to amend General Statutes 7-51 so as to make consistent the retirement provisions with respect to Justices of the Supreme Court, Superior Court Judges, and the Attorney General.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Valentine the substitute bill is adopted.

S. B. 386, a bill to be entitled an act to provide for staggered terms of office for members of the Board of Education in Nash County.

With a favorable report, as amended.

S. B. 404, a bill to be entitled an act to amend General Statutes 78-4 relating to exempt transactions under the Securities Law.

With a favorable report.

S. B. 454, a bill to be entitled an act to amend Section 4, Chapter 779 of the 1955 Session Laws.

With a favorable report.

By Representative Hargett, for the Committee on Education.

Committee Substitute for H. B. 1249, a bill to be entitled an act to amend Section 3 of Chapter 93 of the Private Laws of 1907 relating to the election of Trustees of the Glen Alpine Graded School District.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Hargett the substitute bill is adopted.

By Representative Hill of Durham, for the Committee on Higher Education.

S. B. 390, a bill to be entitled an act to strengthen the system of education in the institutions of higher learning in North Carolina.

With a favorable report.

By Representative Blue, for the Committee on Finance.

H. B. 66, a bill to be entitled an act to increase registration fee for motor vehicles from and after January 1, 1960, by the sum of \$2.00 for each motor vehicle.

With an unfavorable report.

H. B. 69, a bill to be entitled an act to reduce the sales and use tax of three per cent to two per cent and to abolish all exemptions from the sales and use tax except as to purchases by the state and its political subdivisions.

With an unfavorable report.

H. B. 130, a bill to be entitled an act to amend Subchapter 1 of Chapter 105 of the General Statutes by inserting a new article therein relative to the taxation of soft drinks.

With an unfavorable report.

Committee Substitute for H. B. 1268, a bill to be entitled an act to amend General Statutes 105-281 of the General Statutes relating to property subject to taxation.

With an unfavorable report as to bill, favorable as to committee substitute bill.

On motion of Representative Blue the substitute bill is adopted.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Everett, Phelps, and Woodard of Wilson:

H. B. 1331, a bill to be entitled an act providing that S. B. 430, ratified on the 16th day of June, 1959, and creating the "East Carolina Airport Authority" shall not apply to the counties of Martin, Washington, and Wilson.

Referred to Committee on Calendar.

By Representative Whitley, by request:

H. R. 1332, a joint resolution memorializing the Congress of the United States to enact legislation equalizing the pay scales of retired personnel of the armed services.

Referred to Committee on Calendar.

By Representative Hardy:

H. B. 1333, a bill to be entitled an act authorizing the Board of Commissioners of Greene County to establish a Law Library in Greene County.

Referred to Committee on Calendar.

By Representative Williamson:

H. B. 1334, a bill to be entitled an act to authorize the issuance of school building bonds and notes in behalf of the Whiteville City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

Referred to Committee on Calendar.

By Representatives Belk, Snepp, Hicks, and Kennedy:

H. B. 1335, a bill to be entitled an act to clarify the taxable status of property within the territory newly annexed by the City of Charlotte.

Referred to Committee on Calendar.

By Representative Snepp:

H. B. 1336, a bill to be entitled an act to amend General Statutes 6-21.

Referred to Committee on Calendar.

By Representative Hill of Catawba:

H. B. 1337, a bill to be entitled an act authorizing the City of Hickory to receive and hold for the owners thereof certain unclaimed bond payments.

Referred to Committee on Calendar.

By Representative Kerr:

H. B. 1338, a bill to be entitled an act to create the Warren County Peace Officers' Relief Association.

Referred to Committee on Calendar.

By Representative Watkins.

H. B. 1339, a bill to be entitled an act to create the Granville County Peace Officers' Relief Association.

Referred to Committee on Calendar.



By Representative Zollicoffer:

H. B. 1340, a bill to be entitled an act to create the Vance County Peace Officers' Relief Association.

Referred to Committee on Calendar.

By Representative Wooten:

H. B. 1341, a bill to be entitled an act to amend Chapter 156 of the General Statutes relating to the establishment of drainage districts.

Referred to Committee on Calendar.

By Representative Long:

H. B. 1342, a bill to be entitled an act amending General Statutes 7-43.2 so as to allow the Board of Commissioners of Alamance County to designate the prosecuting attorney of an inferior court not having jurisdiction over the entire county to assist the Solicitor of the Solicitorial District in the prosecution of the criminal docket of the Superior Court of said county.

Referred to Committee on Calendar.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bill which is read the first time and disposed of as follows:

H. B. 604, a bill to be entitled an act to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel.

Returned for concurrence in Senate amendment.

On motion of Representative Braswell 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:

S. B. 486, a bill to be entitled an act to authorize the Board of County Commissioners of New Hanover County in its discretion to levy a tax for the construction of Shore Protective Works.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burlison, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dill, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake,

Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Venters, Wallace, Watkins, Whitehurst, Whitley, Writmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—113.

Those voting in the negative are: None.

H. B. 871, a bill to be entitled an act to provide that the Board of County Commissioners shall fill vacancies in the board in certain counties.

Returned for concurrence in the Senate amendment.

On motion of Representative Whitehurst the House fails to concur in the Senate amendment and requests conference committee.

Pursuant to the motion of non-concurrence, and request for conferees, Mr. Speaker Hewlett appoints as conferees on the part of the House Representatives Dill, Whitehurst, and Newman and the Senate is so notified.

H. B. 1307, a bill to be entitled an act relating to the powers, duties, selection, and term of office of the Auditor for Wake County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1309, a bill to be entitled an act amending General Statutes 7-27 so as to provide that a Justice of the Peace of Avery County shall not regularly maintain an office outside the township for which he has been elected or appointed.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1310, a bill to be entitled an act to amend General Statutes 90-71 relating to the sale of certain drugs in Avery County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1324, a bill to be entitled an act appointing members of the Hyde County Board of Education, fixing their terms of office and providing for the nomination and appointment of their successors.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1326, a bill to be entitled an act to amend Chapter 22 of the Private Laws of 1935 so as to increase the membership of the Lexington Utilities Commission.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1327, a bill to be entitled an act to provide for the resignation of certain guardians and trustees for minors and to provide for the administration by the Clerk of Superior Court of Rowan County of an estate for a minor when such person does not own any property other than cash and money due and the amount of cash belonging to and money due him does not exceed two thousand five hundred dollars.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1328, a bill to be entitled an act repealing Chapter 355, Public-Local Laws of 1925.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1263, a bill to be entitled an act to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit.

Representative Hill of Durham offers an amendment which is adopted. The amendment being material, adoption of same constitutes the first reading of the bill and the bill remains on the Calendar for its second reading, as amended, roll call.

On motion of Representative Venters the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## ONE HUNDRED-FIFTEENTH DAY

HOUSE OF REPRESENTATIVES  
Wednesday, June 17, 1959

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Hill of Durham reports for the Committee on the Journal, that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Davis of Lenoir, William Alexander Bunn of Wayne County is made an honorary page of the House.

On motion of Representative Harris of Wake, Kevin and Kent Miller of Wake County are made honorary pages of the House of Representatives.

### 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 Representative Hargett, for the Committee on Calendar.

H. B. 1314, a bill to be entitled an act to amend H. B. 841, ratified the 9th day of June, 1959, relating to the number of County Commissioners of Wake County and to their election and terms of office.

With a favorable report, as amended.

H. B. 1329, a bill to be entitled an act to amend General Statutes 106-99 so as to reduce the inspection tax levied on concentrated commercial feeding stuff.

With an unfavorable report.

H. B. 1330, a bill to be entitled an act to amend Chapter 235 of the Session Laws of 1949 relating to the salaries of the Sheriff and Register of Deeds of Guilford County.

With a favorable report.

H. B. 1331, a bill to be entitled an act providing that S. B. 430, ratified on the 16th day of June, 1959, and creating the "East Carolina Airport Authority" shall not apply to the counties of Martin, Washington and Wilson.

With a favorable report.

H. R. 1332, a joint resolution memorializing the Congress of the United States to enact legislation equalizing the pay scales of retired personnel of the armed services.

With a favorable report.

H. B. 1333, a bill to be entitled an act authorizing the Board of Commissioners of Greene County to establish a Law Library in Greene County.

With a favorable report.

H. B. 1334, a bill to be entitled an act to authorize the issuance of school building bonds and notes in behalf of the Whiteville City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

With a favorable report.

H. B. 1335, a bill to be entitled an act to clarify the taxable status of property within the territory newly annexed by the City of Charlotte.

With a favorable report.

H. B. 1336, a bill to be entitled an act to amend General Statutes 6-21.

With an unfavorable report.

H. B. 1337, a bill to be entitled an act authorizing the City of Hickory to receive and hold for the owners thereof certain unclaimed bond payments.

With a favorable report.

H. B. 1338, a bill to be entitled an act to create the Warren County Peace Officers' Relief Association.

With a favorable report.

H. B. 1339, a bill to be entitled an act to create the Granville County Peace Officers' Relief Association.

With a favorable report.

H. B. 1340, a bill to be entitled an act to create the Vance County Peace Officers' Relief Association.

With a favorable report.

H. B. 1341, a bill to be entitled an act to amend Chapter 156 of the General Statutes relating to the establishment of drainage districts.

With a favorable report.

H. B. 1342, a bill to be entitled an act amending General Statutes 7-43.2 so as to allow the Board of Commissioners of Alamance County to designate the prosecuting attorney of an inferior court not having jurisdiction over the entire county to assist the solicitor of the Solicitorial District in the prosecution of the criminal docket of the Superior Court of said county.

With a favorable report.

S. B. 322, a bill to be entitled an act amending General Statutes 7-68 so as to divide the Fourteenth District into two districts, designated as "Solicitorial District No. 14" and "Solicitorial District No. 14A", and to provide for the appointment and election of the Solicitor for District No. 14A.

With a favorable report.

S. B. 359, a bill to be entitled an act to amend Chapter 106 of the General Statutes of North Carolina by inserting a new article therein pertaining to the further agricultural development of North Carolina.

With a favorable report.

S. B. 411, a bill to be entitled an act to amend General Statutes 113-102 relating to rabbit hunting and trapping.

With an unfavorable report.

S. B. 432, a bill to be entitled an act to amend General Statutes 130-124 and General Statutes 130-148 relating to the creation of sanitary districts and the annexation of territory thereto.

With a favorable report, as amended.

S. B. 474, a bill to be entitled an act to authorize the State Highway Commission to establish the speed limit at 65 miles per hour on certain highways.

With an unfavorable report.

By Representative Turner, for the Committee on Judiciary No. 1.

H. B. 394, a bill to be entitled an act to amend General Statutes 1-116 relating to filing notices of pending civil actions.

With an unfavorable report.

H. B. 1003, a bill to be entitled an act to amend General Statutes 84 relating to attorneys at law.

With a favorable report, as amended.

S. B. 105, a bill to be entitled an act to amend the statutes relating to the filing and cross-indexing of lis pendens.

With a favorable report.

S. B. 461, a bill to be entitled an act to rewrite General Statutes 14-191, relating to the responsibility for enforcement of General Statutes 14-189, General Statutes 14-189.1, and General Statutes 14-190, dealing with obscene literature, indecent exposure and immoral shows.

With an unfavorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representative Horton:

H. B. 1343, a bill to be entitled an act authorizing the Chatham County Board of Education to convey to the Town of Pittsboro, at private sale, a certain lot of land to be used for the location of a water tank.

On motion of Representative Horton the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

By Representative Jackson:

H. B. 1344, a bill to be entitled an act appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws.

Referred to Committee on Calendar.

By Representative Taylor:

H. R. 1345, a joint resolution honoring the memory of James Archibald Hardison.

On motion of Representative Taylor the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

And,

H. R. 1346, a joint resolution requesting the Governor to call an extra session of the General Assembly for the purpose of considering amendments to the North Carolina Constitution.

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. 1184, a bill to be entitled an act to provide for the conduct of partisan primary elections in the Town of Columbus in Polk County.

Returned for concurrence in Senate amendment.

The bill is placed on the Calendar.

H. B. 804, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the soil conservation services.

Returned for concurrence in Senate amendment.

The bill is placed on the Calendar.

S. B. 498, a bill to be entitled an act to require financial responsibility certified to the Utilities Commission or the Interstate Commerce Commission to conform to the Vehicle Financial Responsibility Act of 1957.

Referred to Committee on Calendar.

S. B. 492, a bill to be entitled an act authorizing counties and municipalities to make appropriations and levy taxes to meet the expenses of suppressing riots or insurrections or in handling any extraordinary breach of law and order and to add to the purposes for which bonds and notes may be issued.

Referred to Committee on Calendar.

S. B. 494, a bill to be entitled an act to amend General Statutes 7-134.1 relating to the cost of furnishing Justices of the Peace with printed warrants and receipt books in Union County.

Referred to Committee on Calendar.

S. B. 495, a bill to be entitled an act to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes, relating to false ad-

vertising as to going-out-of-business sales so as to make the same applicable to Halifax County.

Referred to Committee on Calendar.

S. B. 466, a bill to be entitled an act to exempt certain annuities from inclusion in the gross value of estates for inheritance tax purposes.

Referred to Committee on Calendar.

S. B. 496, a bill to be entitled an act to provide for treatment of self-inflicted injuries upon an inmate of the State Prison System when consent is refused by the inmate.

Referred to Committee on Calendar.

S. B. 497, a bill to be entitled an act to provide for the punishment of inmates of the State Prison System who inflict or assist in the infliction of self-injury resulting in incapacity to perform assigned duties.

Referred to Committee on Calendar.

S. B. 509, a bill to be entitled an act to provide that the County Accountant of Harnett County shall periodically prepare and publish a consolidated financial statement of the County.

Referred to Committee on Calendar.

S. B. 510, a bill to be entitled an act relating to the salaries of the Judge and Solicitor of the Recorder's Court of Dunn, and the fees to be taxed as a part of the costs in said court and the fees to be taxed as a part of the costs of the Recorder's Court of Harnett County.

Referred to Committee on Calendar

S. B. 505, a bill to be entitled an act authorizing the Town of Murfreesboro to convey to the trustees of Murfreesboro Civic Council of Murfreesboro Civic Council, Inc., real property at private sale.

Referred to Committee on Calendar

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 476, a bill to be entitled an act to amend the Charter of the Town of Halifax in Halifax County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill



of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Venters, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten and Yarborough—99.

Those voting in the negative are: None.

S. B. 486, a bill to be entitled an act to authorize the Board of County Commissioners of New Hanover County in its discretion, to levy a tax for the construction of shore protective works.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Venters, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten and Yarborough—99.

Those voting in the negative are: None.

H. B. 1263, a bill to be entitled an act to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long,

Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Venters, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten and Yarborough—99.

Those voting in the negative are: None.

H. B. 1325, a bill to be entitled an act to amend Subsection 43 of General Statutes 153-9 relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Venters, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten and Yarborough—99.

Those voting in the negative are: None.

H. B. 1334, a bill to be entitled an act to authorize the issuance of school building bonds and notes in behalf of the Whiteville City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Pat-

terson, Phelps, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Venters, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten and Yarborough—99.

Those voting in the negative are: None.

H. B. 1335, a bill to be entitled an act to clarify the taxable status of property within the territory newly annexed by the City of Charlotte.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Umstead, Uzzell, Venters, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten and Yarborough—99.

Those voting in the negative are: None.

H. B. 1011, a bill to be entitled an act to create the Perquimans Peace Officers' Relief Association.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1249, a bill to be entitled an act to amend Chapter 93 of the Private Laws of 1907 relating to the election of Trustees of the Glen Alpine Graded School District.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 386, a bill to be entitled an act to provide for staggered terms of office for members of the Board of Education in Nash County.

On motion of Representative Davis of Lenoir the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 454, a bill to be entitled an act to amend Section 4, Chapter 779 of the 1955 Session Laws.

Passes its second and third readings and is ordered enrolled.

S. B. 99, a bill to be entitled an act to amend, alter and rewrite the Constitution of North Carolina.

On motion of Representative Uzzell, seconded by Representative Yarborough consideration of the bill is postponed indefinitely.

H. B. 198, a bill to be entitled an act to amend the Constitution of North Carolina by rewriting Article IV thereof and making appropriate amendments of other Articles so as to improve the administration of justice in North Carolina.

On motion of Representative Uzzell, seconded by Representative Jordan consideration of the bill is postponed indefinitely.

H. B. 226, a bill to be entitled an act to amend, alter and rewrite the Constitution of North Carolina.

On motion of Representative Uzzell, seconded by Representative Yarborough consideration of the bill is postponed indefinitely.

H. B. 803, a bill to be entitled an act to amend General Statutes 28-173 relating to the application of amounts recovered in actions for wrongful death.

Returned for concurrence in Senate amendment.

On motion of Representative Valentine the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1118, a bill to be entitled an act regulating the sanitation of agricultural labor camps.

On motion of Representative Venters consideration of the bill is postponed indefinitely.

H. B. 1166, a bill to be entitled an act to amend General Statutes 1-305 relating to the issuance of executions on unsatisfied judgments.

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 amend General Statutes 35-31 pertaining to the commitment of inebriates.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1171, a bill to be entitled an act amending General Statutes 108-14, relating to powers and duties of County Welfare Superintendents.

Representative Long offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1180, a bill to be entitled an act to amend General Statutes 2-10 relating to the number of assistant Clerks of Superior Court who may be appointed in each county.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1181, a bill to be entitled an act to amend General Statutes 136-69 so as to make the provisions thereof applicable to home owners and builders.

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 amend General Statutes 97-10 of the Workmen's Compensation Act to entitle an employee to sue employer in Superior Court where occupational disease is not compensable under act.

On motion of Representative Bowman the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1188, a bill to be entitled an act to amend the arson laws, being Article 15, Chapter 14 of the General Statutes.

On motion of Representative Childers the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered engrossed and sent to the Senate.

H. B. 1261, a bill to be entitled an act to amend General Statutes 97-90 relating to certain fees and charges in Workman's Compensation cases involving third-party tort-feasers.

On motion of Representative Harris of Wake the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. R. 1262, a joint resolution memorializing Congress to legalize the hunting of Loons (*Gavia Immer*) either during the regular waterfowl hunting season or otherwise.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1276, a bill to be entitled an act to establish the John Motley Morehead Memorial Commission and to authorize it to acquire property and gifts and to do all things necessary to establish a perpetual memorial at the Blandwood homeplace of John Motley Morehead, Greensboro, North Carolina.

On motion of Representative Umstead the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1341, a bill to be entitled an act to amend Chapter 156 of the General Statutes relating to the establishment of drainage districts.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 61, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats and subdivisions and land surveys and recording of same.

On motion of Representative Snapp committee amendment No. 1 is adopted.

On motion of Representative Snapp committee amendment No. 2 is adopted.

Representative Phelps offers an amendment which is adopted.

Representatives Sermons, O'Neal and others offer an amendment which is adopted.

The bill passes its second reading, as amended, and remains on the Calendar.

S. B. 62, a bill to be entitled an act to repeal Article 6 of Chapter 81 of the General Statutes relating to the testing of surveyors' instruments and preservation of Meridian monuments.

Representatives Phelps and Cohoon offer an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 63, a bill to be entitled an act to amend General Statutes 39-32.1 relating to control corners in real estate developments.

Representatives Phelps and Cohoon offer an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 64, a bill to be entitled an act to amend Chapter 89 of the General Statutes relating to the registration and practice of land surveyors.

On motion of Representative Snapp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 65, a bill to be entitled an act to amend Chapter 154 of the General Statutes relating to county surveyors.

Representatives Phelps and Cohoon offer an amendment which is adopted.

The bill passes its second reading, as amended, and remains on the Calendar.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 503. A Joint Resolution honoring the life, memory and achievements of Dr. James H. Crawford, a former Senator and Representative in the North Carolina General Assembly.

H. R. 1113. A Joint Resolution recognizing the Flat Rock Playhouse at Flat Rock, North Carolina, as the Western North Carolina Theater.

H. R. 1041. A Joint Resolution authorizing the appointment of a Commission to make a study of agricultural loan programs for grain storage facilities, including greater utilization of existing loan programs and possible needs for new programs, and to assist grain producers in securing maximum benefits.

S. B. 351. An Act to authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies and State aid to community colleges and for local hospital construction, subject to a vote of the qualified voters of the State.

S. B. 352. An Act to reappropriate "Revolving Fund" sums and authorize the issuance of bonds of the State to provide for capital improvements for State institutions and agencies.

S. B. 382. An Act to authorize the Board of County Commissioners of Alexander County to submit to the qualified electors of said county the question of the issuance of bonds for the purpose of extending water and sewage facilities on a rental basis to communities and industries in said county.

S. B. 439. An Act to provide for county-wide nomination and election of County Commissioners in Halifax County.

S. B. 451. An Act to rewrite General Statutes 76-13 so as to adjust and equalize pilotage rates and charges on the Cape Fear River.

S. B. 469. An Act amending Chapter 930, Session Laws of 1953 and Chapter 607, Session Laws of 1957, relating to the appropriation of funds by the Board of Commissioners of Buncombe County to the Chambers of Commerce of the various municipalities in Buncombe County.

S. B. 471. An Act amending Chapter 880, Session Laws of 1951 relating to the collection of proceeds from parking meter violations in the City of Wilmington.

S. B. 472. An Act to establish a Law Library in Vance County.

S. B. 473. An Act to validate all sidewalk, curb and gutter and street paving assessments by the Town of Fountain in Pitt County.

S. B. 478. An Act amending Chapter 708, Session Laws of 1943 as amended by Chapter 602, Session Laws of 1945, so as to require New Hanover County Alcoholic Beverage Control Board to pay into the Retirement System for Employees of the City of Wilmington the amount found necessary and actually paid by the City of Wilmington in behalf of the employees of said board.

S. B. 479. An Act authorizing the governing body of the City of Wilmington to adopt building, gas, heating and electrical codes by reference.

S. B. 480. An Act to amend General Statutes 152-5 relating to the compensation of the Coroner of New Hanover County.

S. B. 481. An Act ratifying and confirming the nominations and elections of members of the Harnett County Board of Commissioners for the years 1948, 1950, 1952, 1954, 1956 and 1958.

S. B. 487. An Act to amend Chapter 602 of the Public-Local Laws of 1913 and Chapter 482 of the Public-Local Laws of 1939 and regulating the demand for jury trials in the Recorder's Court of Harnett County.

S. B. 501. An Act to authorize the qualified voters of the City of Statesville to determine whether alcoholic beverage control stores shall be established in said city and to prescribe the method of operation and the disposition of the net profits thereof.

H. B. 9. An Act to make appropriations for the maintenance of the state's departments, bureaus, institutions and agencies, and for other purposes.

H. B. 76. An Act to amend the law relating to primary elections for the purpose of providing a method of filling the vacancy where a candidate dies before a primary election is held.

H. B. 77. An Act to amend General Statutes 163-140 so as to provide for a second primary to be held to nominate a candidate where two candidates received a tie vote in the first primary.

H. B. 246. An Act to reimburse Robert James of Davie County for injuries received by him in aiding an officer in the arrest of one Jack Peacock.

H. B. 347. An Act amending certain sections of Article 9, Chapter 106 of the General Statutes, relating to commercial feeding stuffs.

H. B. 604. An Act to amend Chapter 50 of the General Statutes of North Carolina to establish limited residence for military personnel.

H. B. 670. An Act to amend General Statutes 105-405, relating to the release or remission of taxes by local taxing authorities.

H. B. 682. An Act to rewrite Article 38 of Chapter 105 of the General Statutes to provide that all payments received from the Tennessee Valley Authority in lieu of taxes shall be distributed to local governments.

H. B. 714. An Act to authorize the Sheriff of Mitchell County to appoint additional deputies sheriff.



H. B. 733. An Act to amend Chapter 422 of the Session Laws of 1957 relating to the Columbus County Law Enforcement Officers' Relief Fund.

H. B. 746. An Act to amend Chapter 705 of the Session Laws of 1957, relating to the Johnston County Recorder's Court.

H. B. 773. An Act to regulate the operation of watercraft on the waters of the State.

H. B. 788. An Act to authorize the issuance of school building bonds and notes in behalf of the Wadesboro City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

H. B. 796. An Act to amend Chapter 20 of the General Statutes, providing for the classification, licensing and registration of automobile utility trailers.

H. B. 860. An Act authorizing the deputy sheriff or officer on duty as Desk Sergeant in Concord to issue warrants returnable before Justices of the Peace or any inferior court in said county.

H. B. 929. An Act to amend Article 53 of Chapter 14 of the General Statutes so as to include therein the sale of blank cartridge pistols.

H. B. 944. An Act to amend General Statutes 53-43 and General Statutes 53-44 so as to provide that obligations of the Federal Home Loan Banks shall be authorized as security for all deposits of public funds in the State of North Carolina.

H. B. 1002. An Act to extend the jurisdiction of the Recorder's Court of the Town of Bessemer City.

H. B. 1033. An Act to amend General Statutes 7-111 relating to the discontinuance of Domestic Relations Courts and providing for transfer of cases and property.

H. B. 1034. An Act to amend General Statutes 18-99 relating to licenses for the sale of fortified wine in Guilford County.

H. B. 1048. An Act to amend General Statutes 2-42, General Statutes 14-269 and Article 53 of Chapter 14 of the General Statutes relating to the possession and sale of weapons.

H. B. 1064. An Act to amend Article 13C of Chapter 131 of the General Statutes relating to County Hospital Districts.

H. B. 1070. An Act amending Chapter 552 of the 1955 Session Laws of North Carolina to allow for the completion of sewage treatment plants under construction on 1 July 1959.

H. B. 1098. An Act relating to the terms of agricultural tenancies in Person County.

H. B. 1102. An Act to repeal Chapter 414, Session Laws of 1951 so as to provide for jury trials in the Recorder's Court of Randolph County as provided by General Statutes 7-228 and to provide for a subsequent

election upon the question whether the voters of Randolph County are in favor of jury trials in said Recorder's Court.

H. B. 1127. An Act to amend General Statutes 7-70 relating to the terms of Superior Court in Franklin County.

H. B. 1128. An Act to amend Section 130-128 of the General Statutes of North Carolina relating to the powers of sanitary districts.

H. B. 1133. An Act to amend the Charter of the Town of Yadkinville so as to extend the limits of the Town.

H. B. 1162. An Act to fix the compensation of certain officials of Franklin County and to fix certain fees to be charged in said county.

H. B. 1165. An Act to permit certain emergency vehicles to use sirens and other special warning devices in certain counties.

H. B. 1167. An Act to amend Chapter 1427 of the Session Laws of 1957 relating to contributions to the Western North Carolina Regional Planning Commission.

H. B. 1191. An Act to authorize and empower the City of Burlington to make certain local improvements and prescribing the procedure therefor and for the assessment of all or a part of the costs thereof.

H. B. 1194. An Act to amend H. B. 525 relating to drainage and drainage districts ratified on May 22, 1959.

H. B. 1220. An Act to authorize the Board of County Commissioners of Anson County to levy an additional industrial development tax subject to a referendum of the people.

H. B. 1230. An Act providing for the appointment of a County Accountant for Yancey County, fixing his salary and term of office.

H. B. 1232. An Act to authorize the Board of County Commissioners of Pasquotank County to fix the salaries of certain county officials.

H. B. 1234. An Act to amend Article 17 of Chapter 66 of the General Statutes relating to closing-out sales.

H. B. 1236. An Act to amend Article IV of Chapter 902 of the Session Laws of 1953 relating to the supplementary retirement system of the City of Fayetteville.

H. B. 1241. An Act to authorize the Board of County Commissioners of Nash County to fix the compensation for the Chairman and other members of the board.

H. B. 1244. An Act to bar the collection of taxes levied by the Town of Teachey in Duplin County for the year 1948 and years prior thereto.

H. B. 1246. An Act to amend Chapter 585 of the Public-Local Laws of 1937, as amended by Chapter 650 of the Session Laws of 1947, relating to the distribution of profits from Alcoholic Beverage Control Stores in Rowan County.

H. B. 1247. An Act to authorize the Board of County Commissioners of Surry County to expend surplus funds and non-ad valorem tax revenue for the purchase of lands and the construction thereon of public and community buildings.

H. B. 1248. An Act to fix the compensation of certain officials of Burke County, and to fix the fees to be charged by the Register of Deeds of said county.

H. B. 1250. An Act to amend Chapter 13 of the Session Laws of 1953 relating to the issuance of warrants in the Trial Justice Court of the Town of Tarboro in Edgecombe County.

H. B. 1251. An Act to transfer certain delinquent taxes in Edgecombe County to the general fund.

H. B. 1253. An Act to authorize the Board of County Commissioners of Montgomery County to fix the fees of Justices of the Peace in said county.

H. B. 1266. An Act to amend H. B. 217, ratified on March 24, 1959, and to repeal H. B. 903, ratified on May 21, 1959, relating to the membership of the Yancey County Board of Education.

H. B. 1267. An Act to amend General Statutes 9-4 relating to the drawing of jurors in Alamance County.

H. B. 1273. An Act rewriting Section 94 of Chapter 121, Private Laws of 1931, rewritten by Chapter 149, Session Laws of 1943, relating to the Library Board of the City of Asheville.

H. B. 1275. An Act to authorize the Clerk and assistant Clerk of the Mayor's Court of the Town of Louisburg to issue warrants and other process.

H. B. 1277. An Act to amend Chapter 338, Private Laws of 1909, as amended, relating to the Recorder's Court of the City of Charlotte and Mecklenburg County.

H. B. 1278. An Act to repeal Chapter 569 of the Session Laws of 1955 relating to the destruction of pistols and guns confiscated in criminal cases in Scotland County.

H. B. 1279. An Act to amend General Statutes 152-1 so as to authorize the Clerk of Superior Court of Alamance County to appoint an assistant Coroner and to amend General Statutes 152-5 relating to the compensation of the Coroner of Alamance County.

H. B. 1280. An Act to provide for the establishment of bird sanctuaries in the Towns of Archdale and Trinity in Randolph County.

H. B. 1281. An Act fixing the terms of office of the officials of the Town of Clyde in Haywood County.

H. B. 1282. An Act authorizing the City of Asheville to convey its interest in the property constituting the Asheville-Hendersonville Airport to the City of Hendersonville and the County of Henderson.

H. B. 1284. An Act rewriting Section 1 of Chapter 137, Public-Local Laws of 1939 so as to provide for the nomination of members of the Perquimans County Board of Commissioners by townships and their election by the voters of the county at large.

H. B. 1285. An Act fixing the membership of Perquimans County Board of Education and providing that one member of said board shall be nominated from each of the five townships within the county.

H. B. 1290. An Act to require the County Commissioners of Chatham County to turn into the general fund all taxes collected for the year 1957 and all prior years.

H. B. 1291. An Act to amend General Statutes 162-7 relating to the fees to be charged by the sheriff of Wilson County.

H. B. 1292. An Act relating to the salary of the Clerk of the Superior Court of Hyde County.

H. B. 1293. An Act validating and confirming official acts of the Deputy Register of Deeds of Watauga County performed in the name of the Register of Deeds.

H. B. 1294. An Act to authorize the Board of County Commissioners of Polk County to fix the salaries and fees of all appointed officials of Polk County.

H. B. 1295. An Act to amend General Statutes 7-134 relating to the fees to be charged by Justices of the Peace in Alleghany County.

H. B. 1298. An Act authorizing the City of Rocky Mount to sell certain land that is not needed for municipal purposes.

H. B. 1305. An Act to amend H. B. 417 ratified the 21st day of May, 1959, entitled "an act extending the corporate limits of the City of High Point and amending the Charter of said city with reference to the corporate limits of said city".

H. B. 1306. An Act amending the Charter of the Town of Bridgeton, in Craven County, by repealing the statute requiring the nomination of candidates for municipal offices by primary elections, and fixing the date for general municipal elections in said town.

On motion of Representative Blue the House takes a recess until 2 o'clock P. M.

#### AFTERNOON SESSION

June 17, 1959

The House meets pursuant to its recess with Mr. Speaker Hewlett presiding.

On motion of Representative Hostetler H. B. 1210, entitled "a bill to be entitled an act to rewrite General Statutes 20-313 relating to motor vehicle financial responsibility", is withdrawn from the Committee on Insurance and recommitted to the Committee on Calendar.

On motion of Representative Kemp S. B. 369, entitled "a bill to be entitled an act amending General Statutes 153-6 so as to provide that vacancies on the Board of Commissioners of Wayne County may be filled by appointment by the remaining members of the Board", is withdrawn from the Committee on Local Government and recommitted to the Committee on Calendar.

On motion of Representative Watkins, Willis Everette Murphrey IV, son of Representative and Mrs. Murphrey of Halifax County, is made an honorary page of the House.

On motion of Representative Courtney, Vann Stewart Johnson of Duplin County is made an honorary page of the House of Representatives.

On motion of Representative Doughton, Michael Keith Askew and Martha Lisa Askew, son and daughter of Representative and Mrs. Askew of Gates County, are made honorary page and pagette, respectively, of the House of Representatives.

#### ENGROSSED BILLS

Representative Gobble, for the Committee on Engrossed Bills, reports that the following bills have been carefully considered, found to be properly engrossed, and asks that they be sent to the Senate.

It is so ordered.

H. B. 1186, a bill to be entitled an act to amend General Statutes 97-10 of the Workmen's Compensation Act to entitle an employee to sue employer in Superior Court where occupational disease is not compensable under act.

H. B. 1188, a bill to be entitled an act to amend the arson laws, being Article 15, Chapter 14 of the General Statutes.

#### 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 Representative Womble, for the Committee on Roads and Highway Safety.

H. B. 1097, a bill to be entitled an act to amend General Statutes 20-185 relating to benefits for certain employees of the Department of Motor Vehicles.

With a favorable report.

H. B. 1289, a bill to be entitled an act to clarify what vehicles are to be classified and licensed as contract carrier vehicles.

With a favorable report.

S. B. 234, a bill to be entitled an act to authorize the Department of Motor Vehicles to exercise a limited amount of discretion in suspending drivers' licenses of persons convicted of drunken driving.

With an unfavorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

H. B. 1103, a bill to be entitled an act to amend Article 13 of Chapter 7 of the General Statutes relating to the establishment of and offense before Domestic Relations Courts by authorizing the governing bodies to establish fees to be charged by said courts, and to authorize said courts to collect alimony and non-support payments.

With a favorable report, as amended.

H. B. 1161, a bill to be entitled an act to amend Chapter 52A of the General Statutes of North Carolina to provide for inter-county application of the Uniform Reciprocal Enforcement of Support Act.

With an unfavorable report.

S. B. 80, a bill to be entitled an act to amend Chapter 31 of the General Statutes, General Statutes 10-1, General Statutes 59-40(1), General Statutes 55A-2(7), General Statutes 55A-7(a)(9), General Statutes 1-96, and General Statutes 101-2.

With a favorable report.

S. B. 348, a bill to be entitled an act to amend General Statutes 1-153 relating to the authority of the Clerks of Superior Court to hear and pass upon motions to strike in special proceedings.

With an unfavorable report.

S. B. 408, a bill to be entitled an act to amend General Statutes 143-309 relating to judicial review of certain administrative agencies.

With an unfavorable report.

By Representative Harriss of Rowan, for the Committee on Appropriations.

H. B. 142, a bill to be entitled an act to amend Chapter 1100 of the Session Laws of 1951 relating to appropriation of funds necessary to pay the State's proportion of costs of the Atlantic States Marine Fisheries.

With a favorable report.

H. B. 329, a bill to be entitled an act to amend General Statutes 135-1 so as to make certain employees of the National Guard eligible for membership in the Teachers' and State Employees' Retirement System.

With a favorable report.

H. B. 388, a bill to be entitled an act to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to

provide for the assignment of retired Commissioners to emergency duty on the Commission.

With a favorable report.

H. B. 821, a bill to be entitled an act to appropriate funds for the establishment of a poultry diagnostic laboratory.

With a favorable report.

H. B. 966, a bill to be entitled an act to provide for the restoration of the Wade Hampton Museum and to provide for its preservation and display.

With a favorable report.

H. B. 481, a bill to be entitled an act appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

With a favorable report.

H. B. 957, a bill to be entitled an act to appropriate the sum of fifteen thousand dollars (\$15,000.00) to the Confederate Women's Home at Fayetteville, North Carolina, for capital improvements and other purposes.

With a favorable report.

H. B. 965, a bill to be entitled an act to appropriate \$16,000.00 to the Institute of Fisheries Research to be used for making a study of the economic situation as it relates to sports and commercial fishing in commercial fishing waters.

With a favorable report.

H. B. 722, a bill to be entitled an act to amend General Statutes 143-11 pertaining to the preparation of the proposed budget so as to require the Director of the Budget to submit such budget to the General Assembly at least thirty days prior to the convening date of the General Assembly.

With an unfavorable report.

H. B. 778, a bill to be entitled an act to appropriate to the Department of Agriculture funds with which to employ an additional experienced veterinarian.

With an unfavorable report.

S. B. 308, a bill to be entitled an act to provide for setting up and operating a program of performance testing of beef cattle.

With a favorable report.

H. B. 785, a bill to be entitled an act to appropriate funds from the General Fund to the North Carolina Firemen's Pension Fund.

With a favorable report, as amended.

H. B. 294, a bill to be entitled an act to provide aid to Highlands Biological Station, Incorporated.

With a favorable report, as amended.

H. B. 703, a bill to be entitled an act to appropriate to the Department of Agriculture sufficient funds to establish a swine diagnostic center in Lenoir County.

With a favorable report, as amended.

H. B. 709, a bill to be entitled an act to create the State Law Enforcement Officers' Death Benefit Act.

With a favorable report, as amended.

H. B. 145, a bill to be entitled an act to amend General Statutes 115-186 relating to public school bus routes.

With a favorable report, as amended.

H. B. 498, a bill to be entitled an act to authorize a special commission to celebrate the 250th Anniversary of the Town of New Bern, and to make an appropriation therefor.

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 Representative Valentine:

H. R. 1347, a joint resolution honoring the life and memory of Claude Clarence Abernathy, former member of the General Assembly from Nash County, and expressing regret and sympathy at his passing.

On motion of Representative Valentine the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

**A JOINT RESOLUTION HONORING THE LIFE AND MEMORY OF CLAUDE CLARENCE ABERNATHY, FORMER MEMBER OF THE GENERAL ASSEMBLY FROM NASH COUNTY, AND EXPRESSING REGRET AND SYMPATHY AT HIS PASSING.**

WHEREAS, The Honorable Claude Clarence Abernathy who served the people of his native County and State with great distinction as Representative from Nash County in the House of Representatives of the General Assembly of North Carolina during the Regular Sessions of 1935, 1937, 1939 and 1941 and the Special Sessions of 1936 and 1938, was on Sunday morning, June 7, 1959, called to meet his Creator, and

WHEREAS, Claude Clarence Abernathy during the fifty-four years of his life made an outstanding record of public service and achievement



not only in the General Assembly but also as the first Burial Commissioner of the State of North Carolina from the year 1941 to the year 1949 and as a Special Assistant to the United States Attorney General from the year 1949 to the year 1950; an attorney by profession, he engaged in the practice of law during that portion of his adult life which was not dedicated full time to public service and as a civic and political leader, a Mason, a member of the Spring Hope Baptist Church and later the Nashville Baptist Church, teacher of the Men's Bible Class and Sunday School Superintendent in the latter Church and as Moderator of the Roanoke Baptist Association, he made an outstanding contribution to the life of his community; and

WHEREAS, the State of North Carolina through its General Assembly desires to honor the memory of Claude Clarence Abernathy and express to his widow and family its sorrow at his passing

NOW, THEREFORE, BE IT RESOLVED by the House of Representatives, the Senate concurring:

Section 1. That the General Assembly of North Carolina hereby expresses its sincere and profound sorrow to his widow, Mrs. Sadiemae Walton Abernathy, and his family and expresses its appreciation for his life and service as a citizen and public servant.

Sec. 2. This resolution shall become a part of the public record of the 1959 Session of the General Assembly of North Carolina and a copy thereof shall be duly certified by the Secretary of State and by him transmitted to the widow.

Sec. 3. This resolution shall be in full force and effect from and after its ratification.

By Representatives Blue, Kemp, Philpott and Snapp:

H. R. 1348, a joint resolution authorizing appointment of a Commission to continue a study of the revenue structure of the State and to make its recommendations to the 1961 General Assembly.

Referred to Committee on Calendar.

By Representative Harriss of Rowan:

H. B. 1349, a bill to be entitled an act to authorize transfer of \$30,000 from a certain Capital Improvement Appropriation made to State College of Agriculture and Engineering in 1957 to a different Capital Improvement Project.

Referred to Committee on Calendar.

And,

H. B. 1350, a bill to be entitled an act to amend Chapter 108 of the General Statutes so as to make the rules and regulations promulgated by the Board of Public Welfare subject to the approval of the Director of the Budget and the Advisory Budget Commission.

Referred to Committee on Calendar.

By Representatives High and Henley:

H. B. 1351, a bill to be entitled an act authorizing the County of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the County, to lease said properties to public or private interests and to issue revenue bonds therefor.

Referred to Committee on Calendar.

By Representative Yarborough:

H. B. 1352, a bill to be entitled an act to change the effective date of Chapter 879 of the Session Laws of 1959, relating to the Intestate Succession Laws of North Carolina.

Referred to Committee on Calendar.

By Representatives Yarborough and Taylor:

H. B. 1353, a bill to be entitled an act to change the effective date of Chapter 880 of the Session Laws of 1959, relating to the Statutes of Dissent from Wills.

Referred to Committee on Calendar.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Wednesday, June 17, 1959

*Mr. Speaker:*

Pursuant to your notice that the House failed to concur in the Senate amendment to H. B. 871, entitled "a bill to be entitled an act to provide that the Board of County Commissioners shall fill vacancies in the Board in certain counties", and request for a conference and the appointment of conferees on the part of the House, the President has appointed as conferees on the part of the Senate, Senators Forsyth and Winslow, to the end that the differences existing between the two Houses may be adjusted.

Respectfully,  
S. RAY BYERLY, *Principal Clerk*

MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

S. B. 512, a bill to be entitled an act to amend Chapter 158 of the Public-Local Laws of 1911, relating to the civil jurisdiction of the Vance County Recorder's Court.

Referred to Committee on Calendar.

S. B. 513, a bill to be entitled an act to amend Section 9 of Chapter 673, Session Laws of 1945, as amended, so as to make it unlawful for profes-

sional bondsmen in Columbus County to charge more than seven and one-half per cent of the penalty of any bond.

Referred to Committee on Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1076, a bill to be entitled an act to amend General Statutes 65-14 relating to church cemeteries.

On motion of Representative Byrd the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1184, a bill to be entitled an act to provide for the conduct of partisan primary elections in the Town of Columbus in Polk County.

Returned for concurrence in Senate amendment.

On motion of Representative Arledge the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1314, a bill to be entitled an act to amend H. B. 841, ratified the 9th day of June, 1959, relating to the number of County Commissioners of Wake County and to their election and terms of office.

On motion of Representative Womble the Committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1330, a bill to be entitled an act to amend Chapter 235 of the Session Laws of 1949 relating to the salaries of the Sheriff and Register of Deeds of Guilford County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1331, a bill to be entitled an act providing that S. B. 430, ratified on the 16th day of June, 1959, and creating the "East Carolina Airport Authority" shall not apply to the Counties of Martin, Washington and Wilson.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1333, a bill to be entitled an act authorizing the Board of Commissioners of Greene County to establish a Law Library in Greene County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1337, a bill to be entitled an act authorizing the City of Hickory to receive and hold for the owners thereof certain unclaimed bond payments.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1338, a bill to be entitled an act to create the Warren County Peace Officers' Relief Association.

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 create the Granville County Peace Officers' Relief Association.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1340, a bill to be entitled an act to create the Vance County Peace Officers' Relief Association.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1342, a bill to be entitled an act amending General Statutes 7-43.2 so as to allow the Board of Commissioners of Alamance County to designate the prosecuting attorney of an inferior court not having jurisdiction over the entire county to assist the Solicitor of the Solicitorial District in the prosecution of the criminal docket of the Superior Court of said county.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 432, a bill to be entitled an act to amend General Statutes 130-124 and General Statutes 130-148 relating to the creation of Sanitary Districts and the annexation of territory thereto.

On motion of Representative Kemp the committee amendment is adopted.

Passes its second reading, as amended, by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Askew, Barwick, Belk, Bell, Black, Bowman, Britt of Bladen, Britt of Robeson, Bryant, Buchanan, Burrow, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Humphrey, Hunt, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas,

Umstead, Uzzell, Venters, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten and Yarborough—99.

Those voting in the negative are: None.

H. B. 921, a bill to be entitled an act to transfer certain Capital Improvement funds from the Goldsboro Training School to the State Hospital at Goldsboro.

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 amend Chapter 105 of the General Statutes relating to the date as of which property is to be assessed for ad valorem tax purposes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 72, a bill to be entitled an act to amend Chapter 55 of the North Carolina General Statutes.

Representative Harris of Wake offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 75, a bill to be entitled an act to amend Chapter 26 of the General Statutes relating to the transfer of an obligation to the paying surety.

On motion of Representative Taylor the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 76, a bill to be entitled an act relating to the exercise of powers of joint personal representatives by one or more than one.

On motion of Representative Taylor the committee amendment is adopted.

The bill passes its second reading, as amended, and remains on the Calendar.

S. B. 77, a bill to be entitled an act to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor.

Passes its second and third readings and is ordered enrolled.

S. B. 143, a bill to be entitled an act concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

On motion of Representative Harris of Wake the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 169, a bill to be entitled an act to require financial responsibility of dealers in securities and to provide for the supervision of such dealers.

Passes its second and third readings and is ordered enrolled.

S. B. 218, a bill to be entitled an act to amend Chapter 52A of the General Statutes of North Carolina relating to the Uniform Reciprocal Enforcement of Support.

On motion of Representative Holmes the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 243, a bill to be entitled an act to provide for the appointment of a special county attorney and to define his duties.

Representative Kerr offers an amendment which fails of adoption.

Passes its second and third readings and is ordered enrolled.

S. B. 248, a bill to be entitled an act to make unlawful the giving birth to two or more illegitimate children.

On motion of Representative Whitley the bill is laid on the Table.

S. B. 254, a bill to be entitled an act to amend General Statutes 77-14 relating to obstructions in streams and farm land drainage districts so as to make the same apply to other lands.

Passes its second and third readings and is ordered enrolled.

S. B. 260, a bill to be entitled an act to provide for reserves for losses in Building and Loan or Savings and Loan Associations.

Passes its second and third readings and is ordered enrolled.

S. B. 262, a bill to be entitled an act to authorize the State Highway Commission to acquire in fee simple its right of way.

Passes its second and third readings and is ordered enrolled.

S. B. 264, a bill to be entitled an act to authorize the State Highway Commission to acquire entire lots, blocks or tracts of property affected by highway construction.

Passes its second and third readings and is ordered enrolled.

S. B. 265, a bill to be entitled an act to clarify the issuance by the State Highway Commission of special permits for vehicles of excessive size or weight.

Passes its second and third readings and is ordered enrolled.

S. B. 266, a bill to be entitled an act to amend Chapter 1115 of the Session Laws of 1953 relating to advisory members of the Neuse River Watershed Authority.

Passes its second and third readings and is ordered enrolled.

S. B. 268, a bill to be entitled an act relative to the recognition of gain or loss upon receipt of divested stock pursuant to order enforcing the antitrust laws.

On motion of Representative Snapp the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

On motion of Representative Whitley the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## ONE HUNDRED-SIXTEENTH DAY

HOUSE OF REPRESENTATIVES  
Thursday, June 18, 1959

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Dill, Howell Rhodes Peele, Jr., and Ruby Ann Peele of Wake County are made honorary page and pagette, respectively, of the House of Representatives.

On motion of Representative Rodenbough, Jerry Luther Mitchell, II, and Edwin Hanes Rodenbough of Stokes County are made honorary pages of the House.

On motion of Representative Snapp, S. B. 64 entitled, "a bill to be entitled an act to amend Chapter 89 of the General Statutes relating to the registration and practice of land surveyors", is recalled from the Senate for further consideration by the House.

Representative Britt of Bladen moves, seconded by Representative Gregory, that H. B. 399 entitled, "a bill to be entitled an act to amend General Statutes 20-185 relating to expense allowances for certain employees of the State", be taken from the Unfavorable Calendar and placed on the Calendar; the motion fails.

### 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 Representative Hargett, for the Committee on Calendar.

H. B. 1344, a bill to be entitled an act appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws.

With a favorable report.

H. B. 1349, a bill to be entitled an act to authorize transfer of \$30,000 from a certain capital improvement appropriation made to State College of Agriculture and Engineering in 1957 to a different capital improvement project.

With a favorable report.

H. R. 1348, a joint resolution authorizing appointment of a Commission to continue a study of the revenue structure of the State and to make its recommendations to the 1961 General Assembly.

With a favorable report.

H. B. 1350, a bill to be entitled an act to amend Chapter 108 of the General Statutes so as to make the rules and regulations promulgated by the Board of Public Welfare subject to the approval of the Director of the Budget and the Advisory Budget Commission.

With a favorable report.

H. B. 1352, a bill to be entitled an act to change the effective date of Chapter 879 of the Session Laws of 1959, relating to the Interstate Succession Laws of North Carolina.

With a favorable report.

H. B. 1353, a bill to be entitled an act to change the effective date of Chapter 880 of the Session Laws of 1959, relating to the statutes of dissent from wills.

With a favorable report.

S. B. 492, a bill to be entitled an act authorizing counties and municipalities to make appropriations and levy taxes to meet the expenses of suppressing riots or insurrections or in handling any extraordinary breach of law and order and to add to the purposes for which bonds and notes may be issued.

With a favorable report.

S. B. 498, a bill to be entitled an act to require financial responsibility certified to the Utilities Commission or the Interstate Commerce Commission to conform to the Vehicle Financial Responsibility Act of 1957.

With a favorable report.

S. B. 468, a bill to be entitled an act to amend Article 9 of Chapter 66 of the General Statutes relating to collection of accounts.

With a favorable report.



S. B. 496, a bill to be entitled an act to provide for treatment of self-inflicted injuries upon an inmate of the State Prison System when consent is refused by the inmate.

With a favorable report.

S. B. 497, a bill to be entitled an act to provide for the punishment of inmates of the State Prison System who inflict or assist in the infliction of self-injury resulting in incapacity to perform assigned duties.

With a favorable report.

H. B. 1351, a bill to be entitled an act authorizing the County of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the County, to lease said properties to public or private interests and to issue revenue bonds therefor.

With a favorable report.

S. B. 467, a bill to be entitled an act to amend Chapter 716, Session Laws of 1947, and Chapter 665, Session Laws of 1955, relating to the nomination and election of Mayor and members of the Board of Aldermen of the City of Concord in Cabarrus County.

With a favorable report.

S. B. 369, a bill to be entitled an act amending General Statutes 153-6 so as to provide that vacancies on the Board of Commissioners of Wayne County may be filled by appointment by the remaining members of the Board.

With a favorable report.

S. B. 494, a bill to be entitled an act to amend General Statutes 7-134.1 relating to the cost of furnishing Justices of the Peace with printed warrants and receipt books in Union County.

With a favorable report.

S. B. 495, a bill to be entitled an act to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Halifax County.

With a favorable report.

S. B. 505, a bill to be entitled an act authorizing the Town of Murfreesboro to convey to the Trustees of Murfreesboro Civic Council or Murfreesboro Civic Council, Inc. real property at private sale.

With a favorable report.

S. B. 509, a bill to be entitled an act to provide that the County Accountant of Harnett County shall periodically prepare and publish a consolidated financial statement of the County.

With a favorable report.

S. B. 510, a bill to be entitled an act relating to the salaries of the Judge and Solicitor of the Recorder's Court of Dunn and the fees to be taxed as a part of the costs in said Court and the fees to be taxed as a part of the costs of the Recorder's Court of Harnett County.

With a favorable report.

S. B. 512, a bill to be entitled an act to amend Chapter 158 of the Public-Local Laws of 1911 relating to the civil jurisdiction of the Vance County Recorder's Court.

With a favorable report.

S. B. 513, a bill to be entitled an act to amend Section 9 of Chapter 673, Session Laws of 1945, as amended, so as to make it unlawful for professional bondsmen in Columbus County to charge more than seven and one-half per cent of the penalty of any bond.

With a favorable report.

By Representative Womble, for the Committee on Roads and Highway Safety.

H. B. 834, a bill to be entitled an act to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways.

With an unfavorable report.

S. B. 340, a bill to be entitled an act to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways.

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 Representative Williamson:

H. B. 1354, a bill to be entitled an act relating to the Mayor's Court in the Town of Whiteville, Columbus County.

Referred to Committee on Calendar.

By Representatives Womble, Harris of Wake and Whitley:

H. B. 1355, a bill to be entitled an act to increase the salary of the Sheriff of Wake County.

Referred to Committee on Calendar.

And,

H. B. 1356, a bill to be entitled an act to increase the salary of the Clerk of Superior Court of Wake County.

Referred to Committee on Calendar.

By Representatives Taylor, Uzzell and Yarborough:

H. R. 1357, a joint resolution authorizing the appointment of a Legislative Study Committee to give further consideration to the revision of the State Constitution.

Referred to Committee on Calendar.

By Representative Davis of Lenoir:

H. B. 1358, a bill to be entitled an act to direct the Advisory Budget Commission to consider appropriations for guidance and counseling teachers during the biennium commencing July 1, 1961.

Referred to Committee on Calendar.

And,

H. B. 1359, a bill to be entitled an act to direct the Advisory Budget Commission to consider appropriations for nursing scholarships and aid to nursing schools.

Referred to Committee on Calendar.

By Representatives Powell and Lloyd:

H. B. 1360, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners in Rockingham and Graham Counties to assist financially the Soil Conservation Services.

Referred to Committee on Calendar.

SPECIAL MESSAGES FROM THE SENATE

SENATE CHAMBER

Thursday, June 18, 1959

*Mr. Speaker:*

Pursuant to your request we are returning herewith S. B. No. 64, entitled "A bill to be entitled an act to amend Chapter 89 of the General Statutes relating to the registration and practice of land surveyors" for further consideration by your Honorable Body.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message and the return of the bill, on motion of Representative Snapp the vote by which the bill passed its third reading is reconsidered.

On motion of Representative Snapp the vote by which the bill passed its second reading is reconsidered.

On motion of Representative Snapp the vote by which the amendment was adopted is reconsidered.

Representative Snapp withdraws the amendment.

Representative Snapp offers an amendment which is adopted.

The bill passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

SENATE CHAMBER

Thursday, June 18, 1959

*Mr. Speaker:*

It is ordered that a message be sent to the House of Representatives with the information that the Senate has failed to concur in House Amendment to S. B. No. 72, entitled "A bill to be entitled an act to amend Chapter 55 of the North Carolina General Statutes" and requests a conference thereon. To this end the President has appointed as conferees on the part of the Senate, Senators Kirkman and Medford 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,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message of nonconcurrence, Mr. Speaker Hewlett appoints as conferees on the part of the House, Representatives Childers, Harris of Wake and Cohoon and the Senate is so notified.

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. 502, a bill to be entitled an act to amend Subsection 43 of General Statutes 153-9 relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County.

Passed first reading and is placed on the Calendar.

H. B. 890, a bill to be entitled an act to fix the salaries of the Chairman and other members of the Board of County Commissioners of Carteret County.

Returned for concurrence in Senate amendment.

On motion of Representative Bell the House fails to concur in the Senate amendment and requests conferees.

Mr. Speaker Hewlett appoints as conferees on the part of the House, Representatives Bell, Kemp and Whitehurst and the Senate is so notified.

S. B. 507, a bill to be entitled an act to amend the Charter of the Town of Garner so as to provide different election dates for municipal officers and to provide four-year terms of office for the municipal officers.

Referred to Committee on Calendar.

S. B. 514, a bill to be entitled an act authorizing the County Commissioners of Martin County and the governing bodies of the various municipalities within said County to enact ordinances regulating the operation of juke boxes in said County.

Referred to Committee on Calendar.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1263, a bill to be entitled an act to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit.

Passes its third reading, as amended, by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrum, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Doughton, Drummond, Edmisten, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Wallace, Watkins, Whitehurst, Whitley, Whitnire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Yates—87.

Those voting in the negative are: None.

H. B. 1334, a bill to be entitled an act to authorize the issuance of school building bonds and notes in behalf of the Whiteville City Administrative Unit as a special bond tax unit and the levy of taxes within such unit for the payment of the principal and interest of such bonds and notes.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrum, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Doughton, Drummond, Edmisten, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn,

Raby, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Yates—87.

Those voting in the negative are: None.

H. B. 1335, a bill to be entitled an act to clarify the taxable status of property within the territory newly annexed by the City of Charlotte.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrum, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Doughton, Drummond, Edmisten, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Yates—87.

Those voting in the negative are: None.

H. B. 1103, a bill to be entitled an act to amend Article 13 of Chapter 7 of the General Statutes relating to the establishment of and offenses before domestic relations courts by authorizing the governing bodies to establish fees to be charged by said courts, and to authorize said courts to collect alimony and non-support payments.

On motion of Representative Stone the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

S. B. 432, a bill to be entitled an act to amend General Statutes 130-124 and General Statutes 130-148 relating to the creation of sanitary districts and the annexation of territory thereto.

Passes its third reading, as amended, by the following vote and is ordered sent to the Senate for concurrence in House amendment.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrum, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Doughton, Drummond, Edmisten, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Hor-

ton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid, Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Yates—87.

Those voting in the negative are: None.

H. B. 142, a bill to be entitled an act to amend Chapter 1100 of the Session Laws of 1951 relating to appropriation of funds necessary to pay the State's proportion of costs of the Atlantic States Marine Fisheries.

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 General Statutes 115-186 relating to public school bus routes.

On motion of Representative Childers the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 181, a bill to be entitled an act to amend Article 4 of Chapter 81 of the General Statutes relating to the issuance of permits by the State Superintendent of Weights and Measures to purchasers of cotton in this State.

On motion of Representative Coates the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 182, a bill to be entitled an act to amend Article 4 of Chapter 81 of the General Statutes relating to cotton weighing.

On motion of Representative Coates the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 268, a bill to be entitled an act to provide for the microfilming of county records of permanent value for security purposes.

On motion of Representative Davis of Rutherford, consideration of the bill is postponed indefinitely.

H. B. 294, a bill to be entitled an act to provide aid to Highlands Biological Station, Incorporated.

On motion of Representative Buchanan the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 329, a bill to be entitled an act to amend General Statutes 135-1 so as to make certain employees of the National Guard eligible for membership in the Teachers' and State Employees' Retirement System.

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 fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired Commissioners to emergency duty on the Commission.

Representative Buchanan offers an amendment which is adopted.

Representative Henley offers an amendment.

Representative Belk moves that the amendment lie on the table; the motion prevails.

Representative Whitley moves that the bill be recommitted to the Calendar Committee.

Representative Snapp moves that Representative Whitley's motion to recommit be tabled; the motion prevails.

Representative Philpott calls the previous question. The motion prevails. The question now recurs to the passage of the bill on its second reading, as amended.

The bill passes its second reading, as amended.

Representative Kiser objects to the third reading and the bill remains on the Calendar.

Senate Committee Substitute for H. B. 439, a bill to be entitled an act to amend General Statutes 105-80, relating to the tax on dealers in pistols.

Passes its second and third readings and is ordered enrolled.

H. B. 471, a bill to be entitled an act to authorize the Attorney General to appoint an additional Assistant Attorney General.

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 appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 498, a bill to be entitled an act to authorize a special Commission to celebrate the 250th Anniversary of the Town of New Bern, and to make an appropriation therefor.



On motion of Representative Whitehurst the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 518, a bill to be entitled an act amending General Statutes 7-68 so as to divide the Ninth Solicitorial District into two districts designated as "Solicitorial District Number Nine" and "Solicitorial District Number 9A", and to provide for the appointment and election of the Solicitor for District Number 9A.

On motion of Representative Britt of Robeson consideration of the bill is postponed indefinitely.

H. B. 603, a bill to be entitled an act to make appropriations so as to provide Social Security coverage for State law enforcement officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund.

On motion of Representative Whitehurst consideration of the bill is postponed indefinitely.

H. B. 703, a bill to be entitled an act to appropriate to the Department of Agriculture sufficient funds to establish a swine diagnostic center in Lenoir County.

On motion of Representative Davis of Lenoir the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 709, a bill to be entitled an act to create the State Law Enforcement Officers' Death Benefit Act.

Representative Horton offers an amendment which is adopted.

Representative High offers an amendment.

Representative Holmes moves that the amendment offered by Representative High lie on the table, and on this motion Representative High calls for the "Ayes" and "Noes"; the call sustains.

Representative Holmes withdraws his motion.

The question now recurs to the adoption of the amendment offered by Representative High.

The amendment fails of adoption.

The bill passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 760, a bill to be entitled an act to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons.

The bill passes its third reading, as amended, and is ordered sent to the Senate without engrossment.

H. B. 785, a bill to be entitled an act to appropriate funds from the General Fund to the North Carolina Firemen's Pension Fund.

On motion of Representative Johnson the committee amendments are adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 804, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the Soil Conservation services.

On motion of Representative Valentine the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 821, a bill to be entitled an act to appropriate funds for the establishment of a poultry diagnostic laboratory.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 872, a bill to be entitled an act to amend the Vehicle Financial Responsibility Act of 1957.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 61, a bill to be entitled an act to amend Chapter 47 of the General Statutes relating to plats and subdivisions and land surveys and recording of same.

On motion of Representative Turner the committee amendment is adopted.

The bill passes its third reading, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 65, a bill to be entitled an act to amend Chapter 154 of the General Statutes relating to county surveyors.

Representatives Henley and High offer an amendment which is adopted.

The bill passes its third reading, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 76, a bill to be entitled an act relating to the exercise of powers of joint personal representatives by one or more than one.

Passes its third reading, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 101, a bill to be entitled an act to provide for the microfilming of county records of permanent value for security purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 247, a bill to be entitled an act amending General Statutes 7-68 so as to divide the 9th Solicitorial District into two districts designated as "Solicitorial District No. 9" and "Solicitorial District No. 9A", and to provide for the appointment and election of the Solicitor for District No. 9A.

Passes its second and third readings and is ordered enrolled.

S. B. 259, a bill to be entitled an act to make appropriations so as to provide Social Security coverage for State law enforcement officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund.

Passes its second and third readings and is ordered enrolled.

S. B. 297, a bill to be entitled an act to authorize the installation and use of sirens and red lights on motor vehicles used by the Sheriff and Deputy Sheriffs of any county for law enforcement purposes.

Representative Childers offers an amendment which is adopted.

Representative Taylor offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendments.

S. B. 301, a bill to be entitled an act to amend General Statutes 106-390 relating to the sale of vaccinated unbred heifers under eighteen months of age.

Passes its second and third readings and is ordered enrolled.

S. B. 315, a bill to be entitled an act to amend General Statutes 14-399 relating to the placing of litter and refuse on the right-of-way of any public road.

On motion of Representative Philpott the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 321, a bill to be entitled an act to amend Sub-Chapter V of Chapter 54 of the General Statutes to permit a cooperative marketing corporation organized under such Sub-Chapter to disburse small sums owed to a deceased member in the absence or after the closing of the administration of his estate.

Passes its second and third readings and is ordered enrolled.

S. B. 332, a bill to be entitled an act to provide a further alternative for the collection of assessments authorized by Article 50 of Chapter 106 of the General Statutes, as amended, for the promotion of, use and sale of agricultural products and as the same may relate to assessments authorized by referendum on cattle sold for slaughter.

Passes its second and third readings and is ordered enrolled.

S. B. 366, a bill to be entitled an act to amend Chapter 128 of the General Statutes relating to membership of county welfare department employees in the Local Governmental Employees' Retirement System.

Passes its second and third readings and is ordered enrolled.

S. B. 389, a bill to be entitled an act to amend Chapters 128 and 135 of the General Statutes relating to the investment of funds of the Local Governmental Employees' Retirement System and the Teachers' and State Employees' Retirement System.

Passes its second and third readings and is ordered enrolled.

S. B. 392, a bill to be entitled an act to amend General Statutes 69-2 for clarification.

On motion of Representative Hostetler the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 399, a bill to be entitled an act to amend General Statutes 87-7 relating to the North Carolina Licensing Board for Contractors to authorize retirement compensation for its employees.

Passes its second and third readings and is ordered enrolled.

S. R. 406, a joint resolution congratulating and commending the North Carolina State Highway Commission for its outstanding safety record.

Passes its second and third readings and is ordered enrolled.

#### ENROLLED BILLS

Mr. Holcombe of Madison, 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. 1345. A Joint Resolution honoring the memory of James Archibald Hardison.

H. R. 1347. A Joint Resolution honoring the life and memory of Claude Clarence Abernathy, former member of the General Assembly from Nash County, and expressing regret and sympathy at his passing.

S. B. 75. An Act to amend Chapter 26 of the General Statutes relating to the transfer of an obligation to the paying surety.

S. B. 77. An Act to permit joinder of the principal debtor as a party defendant when a surety is sued by a creditor.

S. B. 169. An Act to require financial responsibility of dealers in securities and to provide for the supervision of such dealers.

S. B. 218. An Act to amend Chapter 52A of the General Statutes of North Carolina relating to the Uniform Reciprocal Enforcement of Support.

S. B. 243. An Act to provide for the appointment of a special county attorney and to define his duties.

S. B. 254. An Act to amend General Statutes 77-14 relating to obstructions in streams and farmland drainage districts so as to make the same apply to other lands.

S. B. 260. An Act to provide for reserves for losses in Building and Loan or Savings and Loan Associations.

S. B. 262. An Act to authorize the State Highway Commission to acquire in fee simple its right of way.

S. B. 264. An Act to authorize the State Highway Commission to acquire entire lots, blocks or tracts of property affected by highway construction.

S. B. 265. An Act to clarify the issuance by the State Highway Commission of special permits for vehicles of excessive size or weight.

S. B. 266. An Act to amend Chapter 1115 of the Session Laws of 1953 relating to advisory members of the Neuse River Watershed Authority.

S. B. 268. An Act relative to the recognition of gain or loss upon receipt of divested stock pursuant to order enforcing the Antitrust Laws.

S. B. 386. An Act to provide for staggered terms of office for members of the Board of Education in Nash County.

S. B. 454. An Act to amend Section 4, Chapter 779 of the 1955 Session Laws.

S. B. 476. An Act to amend the Charter of the Town of Halifax in Halifax County.

S. B. 486. An Act to authorize the Board of County Commissioners of New Hanover County, in its discretion, to levy a tax for the construction of Shore Protective Works.

H. B. 803. An Act to amend General Statutes 28-173 relating to the application of amounts recovered in actions for wrongful death.

H. B. 1024. An Act to revise and reorganize the Charter of the City of Greensboro, and to amend the following Sections of the General Statutes of North Carolina: General Statutes 143-129; General Statutes 147-8; General Statutes 147-9; General Statutes 160-181.1; General Statutes 105-387 (a); and General Statutes 160-452.

H. B. 1091. An Act to repeal Chapter 1034 of the Session Laws of 1953 relating to fishing in the waters of Bladen County during the nighttime.

H. B. 1147. An Act providing the machinery for making and adopting school budgets of administrative school units and for the accounting of public school funds.

H. B. 1184. An Act to provide for the conduct of partisan primary elections in the Town of Columbus in Polk County.

H. B. 1198. An Act extending the territorial jurisdiction of the Police Department of the City of Asheville to the new Asheville Airport located in Henderson and Buncombe Counties and to make the ordinances of the City of Asheville and the privilege license schedules of said City applicable to the property constituting said Airport.

H. B. 1223. An Act to create the Franklin County Peace Officers' Relief Association.

H. B. 1231. An Act to prohibit any person from hunting deer with a rifle having a bore larger than twenty-two (.22) caliber.

H. B. 1235. An Act to provide for the consolidation and merger of the Town of Bertie and the Town of Windsor and to extend the limits of the Town of Windsor.

H. B. 1283. An Act to annex to Buncombe County that part of the Asheville Airport property located in Henderson County.

H. B. 1287. An Act authorizing the County of Gaston to expend certain surplus debt service funds for the construction, equipping, operating and maintaining of a nature museum.

H. B. 1297. An Act to amend General Statutes 9-5 relating to the compensation of jurors in Graham County.

H. B. 1299. An Act amending Chapter 1097, Session Laws of 1953, relating to the Emergency Reserve Fund for law enforcement officers in Cabarrus County.

H. B. 1300. An Act to amend Chapter 47 of the General Statutes relating to the probate and recording of instruments by the Clerks of Superior Court and Registers of Deeds of Cabarrus County.

H. B. 1311. An Act amending Chapter 235, Private Laws of 1905, relating to municipal elections in the Town of Dunn.

H. B. 1312. An Act amending Chapter 674, Session Laws of 1955, so as to remove Buncombe from the list of counties to which the provisions of said Act amending General Statutes 14-414 relating to the sale, possession, and use of explosive caps designed to be fired in toy cap pistols, do not apply.

H. B. 1315. An Act rewriting Section 3 of Chapter 1060, Session Laws of 1951, relating to the compensation of the Tax Collector of Wilson County, his deputies and clerical assistants.

H. B. 1316. An Act to require the removal of abandoned boats or other watercraft along the shores or in the waters of Chowan County.

H. B. 1318. An Act authorizing the Tryon City Board of Education to use certain surplus tax funds for its 1959-60 capital outlay budget.

H. B. 1338. An Act to create the Warren County Peace Officers' Relief Association.

H. B. 1339. An Act to create the Granville County Peace Officers' Relief Association.

H. B. 1340. An Act to create the Vance County Peace Officers' Relief Association.

On motion of Representative Blue the House takes a recess until 2:30 o'clock P. M.

#### AFTERNOON SESSION

June 18, 1959

The House meets pursuant to its recess, Mr. Speaker Hewlett presiding.

On motion of Representative Spruill, Janet Lee Womble and Patricia Ann Womble of Wake County, are made honorary pagettes of the House of Representatives.

On motion of Representative Sermons, Maurice Ray Jackson and Eric Barber Jackson, sons of Representative and Mrs. Jackson of Hertford County are made honorary pages of the House.

#### 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 Representative Hargett, for the Committee on Education.

S. R. 412, a joint resolution providing for the appointment of a Commission report upon the pay of public school teachers based upon the ability of the individual teacher, and to study and report means of implementing curriculum studies in the public schools.

With a favorable report, as amended.

By Representative Harriss, for the Committee on Appropriations.

H. B. 238, a bill to be entitled an act to authorize the North Carolina Industrial Commission to hear and pass upon the claim of Effie M. Cook, Administratrix of the Estate of Dallas F. Cook, deceased, against the North Carolina State Prison Department according to the law and procedure established for determining tort claims against State departments and agencies.

With an unfavorable report.

H. B. 543, a bill to be entitled an act to appropriate funds to provide scholarships for students enrolled in accredited nursing schools and funds for schools of nursing in this State.

With an unfavorable report.

H. B. 544, a bill to be entitled an act to make additional appropriations to the State Board of Health in order to expand its cancer control, cancer diagnosis and cancer treatment programs.

With an unfavorable report.

H. B. 545, a bill to be entitled an act to provide grants in aid to students who enter the field of cytotechnology.

With an unfavorable report.

H. B. 581, a bill to be entitled an act appropriating funds to the State Board of Education for a program of education by television in the schools of the State.

With a favorable report.

H. R. 705, a joint resolution commending the members of the Commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this Commission during the next biennium.

With a favorable report.

H. B. 774, a bill to be entitled an act to appropriate funds to the State Board of Education for vocational agriculture education purposes.

With an unfavorable report.

H. B. 767, a bill to be entitled an act to provide aid to the Brevard Music Foundation, Incorporated.

With a favorable report, as amended.

H. B. 799, a bill to be entitled an act appropriating \$13,597.60 from the General Fund to Wake County for expenses incurred in the trial of nine prisoners on first-degree murder charges.

With a favorable report.

H. B. 1008, a bill to be entitled an act amending Chapter 1422, Session Laws of 1957, so as to allow the appropriation made by the State to the William C. Lee Memorial, Incorporated, to be paid at any time during the 1959-1961 biennium.

With a favorable report.

H. B. 805, a bill to be entitled an act to appropriate to State College sufficient funds with which to establish a swine evaluation station.

With a favorable report, as amended.

H. B. 1150, a bill to be entitled an act to appropriate funds for the development of Bentonville Battleground State historic site.

With a favorable report, as amended.



H. B. 817, a bill to be entitled an act appropriating funds for additions, betterments, buildings and constructions and for other general purposes of improvements at The Governor Richard Caswell Memorial Site.

With an unfavorable report.

H. B. 985, a bill to be entitled an act to appropriate the sum of \$40,000.00 for each year of the biennium 1959-1961 to the North Carolina Symphony Society.

With an unfavorable report.

H. B. 819, a bill to be entitled an act to make an appropriation to construct a State office building to house the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System, and the North Carolina Public Employees' Social Security Agency, and other departments and agencies.

With a favorable report, as amended.

H. B. 1185, a bill to be entitled an act to provide a wage increase for public school non-professional employees and to make an appropriation from the General Fund therefor.

With a favorable report, as amended.

H. B. 1081, a bill to be entitled an act appropriating the sum of fifteen hundred dollars to the State Department of Archives and History to finance a study of the feasibility of restoring Fort Butler at Murphy as an historic landmark.

With a favorable report.

H. B. 1141, a bill to be entitled an act to authorize the State Board of Education to employ additional personnel in order to enable it to more adequately carry out the duties and functions of the Board and to make an appropriation for this purpose.

With a favorable report.

S. B. 201, a bill to be entitled an act to create the Carolina Charter Tercentenary Commission.

With a favorable report.

H. B. 937, a bill to be entitled an act to appropriate the sum of twenty-five thousand dollars to the Southern Appalachian Historical Association, Incorporated, for the establishment of the Daniel Boone Historical Museum at Boone, North Carolina.

With a favorable report.

S. B. 376, a bill to be entitled an act to appropriate the sum of twenty thousand dollars (\$20,000.00) to North Carolina State College to establish the position of an extension wildlife specialist.

With an unfavorable report.

Representative Ansell moves that the bill be taken from the Unfavorable Calendar and placed on the Calendar; the motion fails.

By Representative Hargett, for the Committee on Calendar.

H. R. 1357, a joint resolution authorizing the appointment of a Legislative Study Committee to give further consideration to the revision of the State Constitution.

With a favorable report.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

By Representatives Belk, Hicks, Snapp and Kennedy:

H. R. 1361, a joint resolution honoring the life and memory of Arthur H. Goodman, former member of the General Assembly.

On motion of Representative Belk the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Thursday, June 18, 1959

*Mr. Speaker:*

Pursuant to your notice that the House failed to concur in the Senate Amendment to H. B. 890 entitled, "A bill to be entitled an Act to fix the salaries of the Chairman and other members of the Board of County Commissioners of Carteret County", and request for a conference and the appointment of conferees on the part of the Senate, the Senate fails to appoint Conferees.

Respectfully,

S. RAY BYERLY, *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. 66, a bill to be entitled an act to amend Chapter 102 of the General Statutes relating to land surveys and affecting the official survey base of this State.

Referred to Committee on Calendar.

S. B. 149, a bill to be entitled an act to appropriate to the Department of Insurance sufficient funds with which to employ an additional fire prevention instructor.

Referred to Committee on Calendar.

S. B. 437, a bill to be entitled an act appropriating funds to the State Department of Agriculture for the establishment and operation of a poultry and cattle diagnostic laboratory to be located within the Thirty-third Senatorial District.

Referred to Committee on Calendar.

S. B. 462, a bill to be entitled an act to establish annual awards for outstanding achievements by citizens of North Carolina.

Referred to Committee on Calendar.

S. B. 470, a bill to be entitled an act to provide for purchase of liability insurance coverage on all State-owned motor vehicles.

Referred to Committee on Calendar.

S. B. 477, a bill to be entitled an act authorizing the Governor, with the consent of the Council of State, to allocate from the Contingency and Emergency Fund to the Department of Motor Vehicles funds for the defense of members of the State Highway Patrol for attorneys' fees.

Referred to Committee on Calendar.

S. B. 489, a bill to be entitled an act to amend General Statutes 147-62 relating to payroll deductions by the State.

Referred to Committee on Calendar.

S. B. 491, a bill to be entitled an act to appropriate funds for the operation and development of Fort Fisher State Historic Site.

Referred to Committee on Calendar.

S. B. 500, a bill to be entitled an act amending General Statutes 81-74 and rewriting General Statutes 81-77 relating to the storage, handling and distribution of liquid fertilizer.

Referred to Committee on Calendar.

S. B. 506, a bill to be entitled an act to amend Chapter 108 of the General Statutes so as to make the rules and regulations promulgated by the Board of Public Welfare subject to the approval of the Director of the Budget and the Advisory Budget Commission.

Referred to Committee on Calendar.

S. R. 515, a joint resolution by the General Assembly of North Carolina providing for adjournment on Saturday, June 20, 1959.

On motion of Representative Philpott the rules are suspended and the bill placed on the Calendar.

S. B. 516, a bill to be entitled an act to allow the qualified electors of Halifax County to determine in special election which of two proposed methods of selecting members of the Board of Alcoholic Control shall be adopted for Halifax County.

On motion of Representative Murphrey the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Representative Murphrey offers an amendment which is adopted.

The bill passes its second and third readings, as amended, and is returned to the Senate for concurrence in House amendment.

H. B. 78, a bill to be entitled an act to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws.

Returned for concurrence in Senate amendment.

On motion of Representative Holcombe of Yancey the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 631, a bill to be entitled an act to provide for the investigation of offenses involving abandonment and nonsupport of children.

Returned for concurrence in Senate amendments.

On motion of Representative Davis of Lenoir the House concurs in the Senate amendments and the bill is ordered enrolled.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

H. B. 1351, a bill to be entitled an act authorizing the County of Cumberland to acquire, purchase, construct, improve, enlarge, extend and equip properties relating to grain storage facilities of the County, to lease said properties to public or private interests and to issue revenue bonds therefor.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burlson, Burrow, Byrum, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Doughton, Drummond, Edmisten, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax,

Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid Rodenbough, Satterfield, Snepp, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Yates—87.

Those voting in the negative are: None.

S. B. 369, a bill to be entitled an act amending General Statutes 153-6 so as to provide that vacancies on the Board of Commissioners of Wayne County may be filled by appointment by the remaining members of the Board.

Passes its second and third readings and is ordered enrolled.

S. B. 467, a bill to be entitled an act to amend Chapter 716, Session Laws of 1947, and Chapter 665, Session Laws of 1955, relating to the nomination and election of Mayor and members of the Board of Aldermen of the City of Concord in Cabarrus County.

Passes its second and third readings and is ordered enrolled.

S. B. 494, a bill to be entitled an act to amend General Statutes 7-134.1 relating to the cost of furnishing Justices of the Peace with printed warrants and receipt books in Union County.

Passes its second and third readings and is ordered enrolled.

S. B. 495, a bill to be entitled an act to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Halifax County.

Representative Murphrey offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 505, a bill to be entitled an act authorizing the Town of Murfreesboro to convey to the Trustees of Murfreesboro Civic Council or Murfreesboro Civic Council, Inc., real property at private sale.

Passes its second and third readings and is ordered enrolled.

S. B. 509, a bill to be entitled an act to provide that the County Accountant of Harnett County shall periodically prepare and publish a consolidated financial statement of the County.

Passes its second and third readings and is ordered enrolled.

S. B. 510, a bill to be entitled an act relating to the salaries of the Judge and Solicitor of the Recorder's Court of Dunn and the fees to be taxed as a part of the costs in said Court and the fees to be taxed as a part of the costs of the Recorder's Court of Harnett County.

Passes its second and third readings and is ordered enrolled.

S. B. 512, a bill to be entitled an act to amend Chapter 158 of the Public-Local Laws of 1911 relating to the civil jurisdiction of the Vance County Recorder's Court.

Passes its second and third readings and is ordered enrolled.

S. B. 513, a bill to be entitled an act to amend Section 9 of Chapter 673, Session Laws of 1945, as amended, so as to make it unlawful for professional bondsmen in Columbus County to charge more than seven and one-half per cent of the penalty of any bond.

Passes its second and third readings and is ordered enrolled.

H. B. 1268, a bill to be entitled an act to amend General Statutes 105-281 of the General Statutes relating to property subject to taxation.

Representative Kennedy offers an amendment which is adopted. The amendment being material, the adoption of same constitutes the first reading of the bill and the bill remains on the Calendar for its second reading roll call, as amended.

S. B. 492, a bill to be entitled an act authorizing counties and municipalities to make appropriations and levy taxes to meet the expenses of suppressing riots or insurrections or in handling any extraordinary breach of law and order and to add to the purposes for which bonds and notes may be issued.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Belk, Blue, Bowman, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Byrum, Coates, Courtney, Cover, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Doughton, Drummond, Edmisten, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Hunter, Jackson, Johnson, Jones of Ashe, Jordan, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Reid Rodenbough, Satterfield, Snapp, Spruill, Stone, Story, Strayhorn, Thomas, Umstead, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, and Yates—87.

Those voting in the negative are: None.

H. B. 886, a bill to be entitled an act to make available funds to provide for payment of the employer's contributions in securing retroactive social security coverage for Justices of the Supreme Court and Judges of the Superior Court.

On motion of Representative Uzzell consideration of the bill is postponed indefinitely.

H. B. 957, a bill to be entitled an act to appropriate the sum of fifteen thousand dollars (\$15,000.00) to the Confederate Women's Home at Fayetteville, North Carolina, for capital improvements and other purposes.

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 appropriate \$16,000.00 to the Institute of Fisheries Research to be used for making a study of the economic situation as it relates to sports and commercial fishing in commercial fishing waters.

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 provide for the restoration of the Wade Hampton Museum and to provide for its preservation and display.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1003, a bill to be entitled an act to amend General Statutes 84 relating to attorneys-at-law.

On motion of Representative Jordan the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1014, a bill to be entitled an act amending General Statutes 14-41 and General Statutes 14-42 relating to the crimes of abduction of children and conspiracy to abduct children.

Representative Black offers two amendments which are adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1042, a bill to be entitled an act amending General Statutes 14-72 relating to larceny and the receiving of stolen goods.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1057, a bill to be entitled an act to pay six per cent interest to prime contractors on final payments due them not paid within thirty days after final completion, occupancy, or acceptance of State buildings.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1097, a bill to be entitled an act to amend General Statutes 20-185 relating to benefits for certain employees of the Department of Motor Vehicles.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1197, a bill to be entitled an act to repeal General Statutes 113-200 relating to the taking of uncultured oysters for planting purposes.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1240, a bill to be entitled an act to amend Article 9 of Chapter 66 of the General Statutes relating to collection of accounts.

On motion of Representative Braswell consideration of the bill is postponed indefinitely.

H. B. 1256, a bill to be entitled an act to amend General Statutes 14-54 pertaining to the crime of breaking and entering.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1259, a bill to be entitled an act to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1260, a bill to be entitled an act to amend Chapter 52 of the General Statutes so as to validate certain conveyances between husband and wife.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1274, a bill to be entitled an act relating to the transportation of migrant farm workers.

Representative Newman offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1289, a bill to be entitled an act to clarify what vehicles are to be classified and licensed as contract carrier vehicles.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. R. 1319, a joint resolution authorizing the appointment of a Committee to study the practice of confining wild animals as tourist attractions to report back to the 1961 General Assembly.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1320, a bill to be entitled an act to provide for treatment of self-inflicted injuries upon an inmate of the State prison system when consent is refused by the inmate.

On motion of Representative Valentine, consideration of the bill is postponed indefinitely.



H. B. 1321, a bill to be entitled an act to provide for the punishment of inmates of the State prison system who inflict or assist in the infliction of self-injury resulting in incapacity to perform assigned duties.

On motion of Representative Valentine, consideration of the bill is postponed indefinitely.

H. R. 1322, a joint resolution authorizing and directing the Secretary of State to have printed three thousand five hundred copies of the public school laws enacted by the General Assembly of 1959, and providing that the distribution thereof be under the direction of the State Superintendent of Public Instruction.

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 to amend H. B. 262, which was ratified on the twenty-first day of May, 1959, relating to licensing of farm trailers at one-half the licensing rate applicable to trailers.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. R. 1332, a joint resolution memorializing the Congress of the United States to enact legislation equalizing the pay scales of retired personnel of the armed services.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. R. 1357, a joint resolution authorizing the appointment of a Legislative Study Committee to give further consideration to the revision of the State Constitution.

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 to amend Chapter 126 of the General Statutes, entitled "Merit System Council", to extend its application to the State Civil Defense Agency.

Representative Yarborough offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 33, a bill to be entitled an act authorizing the Governor and Council of State to furnish Replacement Volumes 2C and 3B of the General Statutes of North Carolina to the Justices of the Supreme Court, the Judges and Solicitors of the Superior Courts, the Supreme Court Library and other State officials and agencies.

On motion of Representative Taylor the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 80, a bill to be entitled an act to amend Chapter 31 of the General Statutes, General Statutes 10-1, General Statutes 59-40(1), General Statutes 55A-2(7), General Statutes 55A-7(a)(9), General Statutes 1-96, and General Statutes 101-2.

Passes its second and third readings and is ordered enrolled.

S. B. 105, a bill to be entitled an act to amend the Statutes relating to the filing and cross-indexing of lis pendens.

Passes its second and third readings and is ordered enrolled.

S. B. 111, a bill to be entitled an act to amend General Statutes 15-201 to provide per diem compensation for members of the State Probation Commission.

Passes its second and third readings and is ordered enrolled.

S. B. 139, a bill to be entitled an act to amend Chapter 131 of the General Statutes relating to student loan funds administered by the North Carolina Medical Care Commission.

Passes its second and third readings and is ordered enrolled.

S. B. 199, a bill to be entitled an act to hear and determine on its merits the claim of Clifford John Toliver.

Passes its second and third readings and is ordered enrolled.

House Committee Substitute for S. B. 225, a bill to be entitled an act to amend General Statutes 7-51 so as to make consistent the retirement provisions with respect to Justices of the Supreme Court, Superior Court Judges and the Attorney General.

Passes its second and third readings and is ordered sent to the Senate for concurrence in House substitute bill.

S. B. 308, a bill to be entitled an act to provide for setting up and operating a program of performance testing of beef cattle.

Passes its second and third readings and is ordered enrolled.

S. B. 318, a bill to be entitled an act to authorize the expenditure of not to exceed \$150,000 out of the Contingency and Emergency Fund for the construction of Shore Protective Works.

On motion of Representative Hargett, consideration of the bill is postponed until Friday, June 19, 1959.

S. B. 322, a bill to be entitled an act amending General Statutes 7-68 so as to divide the Fourteenth District into two districts designated as "Solicitorial District No. 14" and "Solicitorial District No. 14A", and to provide for the appointment and election of the Solicitor for District No. 14A.

Passes its second and third readings and is ordered enrolled.

S. B. 359, a bill to be entitled an act to amend Chapter 106 of the General Statutes of North Carolina by inserting a new article therein pertaining to the further agricultural development of North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 365, a bill to be entitled an act to make available funds to provide for payment of the Employer's contributions in securing retroactive Social Security coverage for Justices of the Supreme Court and Judges of the Superior Court.

Passes its second and third readings and is ordered enrolled.

S. B. 390, a bill to be entitled an act to strengthen the system of education in the institutions of higher learning in North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 394, a bill to be entitled an act to require the State Highway Commission to place on record deeds of easements granting rights of way and easements of any character to said Commission.

Representative Braswell offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 404, a bill to be entitled an act to amend General Statutes 78-4 relating to exempt transactions under the Securities Law.

Passes its second and third readings and is ordered enrolled.

S. B. 416, a bill to be entitled an act relating to the operation of the State Fair and the holding of expositions and other projects on the grounds thereof.

Passes its second and third readings and is ordered enrolled.

S. B. 417, a bill to be entitled an act to provide for the retention of certain Capital Improvement funds by the Department of Agriculture for capital improvements on the North Carolina State Fairgrounds.

Passes its second and third readings and is ordered enrolled.

S. B. 418, a bill to be entitled an act to amend General Statutes 93-12, relating to examinations for certificates as certified public accountants.

Passes its second and third readings and is ordered enrolled.

S. B. 431, a bill to be entitled an act to authorize the appointment of counsel to defend employees of the State Highway Commission in civil suits growing out of alleged tort claims against such employees.

Representative Uzzell offers an amendment which is adopted.

The bill, as amended, remains on the Calendar.

S. B. 441, a bill to be entitled an act to amend General Statutes 58-268 pertaining to fraternal, beneficiary orders, societies, or associations.

Passes its second and third readings and is ordered enrolled.

S. B. 443, a bill to be entitled an act relating to the meetings of the State Highway Commission.

Passes its second and third readings and is ordered enrolled.

S. B. 448, a bill to be entitled an act to adopt the Uniform Act for simplification of fiduciary security transfers in North Carolina.

On motion of Representative Valentine, consideration of the bill is postponed until Friday, June 19, 1959.

S. B. 465, a bill to be entitled an act relative to inventories of decedents' lock boxes.

Passes its second and third readings and is ordered enrolled.

S. B. 468, a bill to be entitled an act to amend Article 9 of Chapter 66 of the General Statutes relating to collection of accounts.

Passes its second and third readings and is ordered enrolled.

S. B. 496, a bill to be entitled an act to provide for treatment of self-inflicted injuries upon an inmate of the State Prison System when consent is refused by the inmate.

Passes its second and third readings and is ordered enrolled.

S. B. 497, a bill to be entitled an act to provide for the punishment of inmates of the State Prison System who inflict or assist in the infliction of self-injury resulting in incapacity to perform assigned duties.

Passes its second and third readings and is ordered enrolled.

On motion of Representatives Snapp, Hicks, Kennedy and Belk the House adjourns in honor of the memory of the late Arthur H. Goodman, a former member of the House from Mecklenburg County, and will meet tomorrow at 10:00 o'clock A. M.

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## ONE HUNDRED-SEVENTEENTH DAY

HOUSE OF REPRESENTATIVES  
Friday, June 19, 1959

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Jackson, Scott Smithwick Parker of Wake County is made an honorary page of the House.

On motion of Representative Gobble, David Bender, Jr., Phillip Bender, Janet Bender, Gail Bender, and Judy Bender of Forsyth County are made honorary pages and pagettes, respectively, of the House.

On motion of Representative Hill of Catawba five boys and five girls of Catawba County are made honorary pages and pagettes of the House.

On motion of Representative Murphrey S. B. 516 entitled "a bill to be entitled an act to allow the qualified electors of Halifax County to determine in a special election which of two proposed methods of selecting members of the Board of Alcoholic Control shall be adopted for Halifax County", is recalled from the Senate for further consideration by the House.

Representative Britt of Bladen moves that H. B. 399, entitled "a bill to be entitled an act to amend General Statutes 20-185 relating to expense allowances for certain employees of the state", be taken from the Unfavorable Calendar and placed on the Calendar, and on this motion calls for the "Ayes" and "Noes"; the call sustains.

The roll of the House is called and the bill is taken from the Unfavorable Calendar and placed on the Calendar by the following vote:

Those voting in the affirmative are: Representatives Ansell, Arledge, Barwick, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Burselson, Burrow, Byrd, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Drummond, Edmisten, Etheridge, Everett, Gobble, Greenwood, Gregory, Hardy, Hawfield, Henley, Herbert, High, Hill of Catawba, Holcombe of Madison, Holmes, Horton, Hunt, Hunter, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kiser, Lackey, Leatherman, Lloyd, Long, Murphy of Pender, O'Neal, Palmer, Patterson, Powell, Quinn, Raby, Rodenbough, Satterfield, Spruill, Stone, Story, Thomas, Turner, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Northampton, Wooten, Yarborough, and Yates—75.

Those voting in the negative are: Representatives Belk, Buchanan, Byrum, Childers, Doughton, Gaither, Harriss of Rowan, Harris of Wake, Hicks, Hill of Durham, Holcombe of Yancey, Hostetler, Humphrey, Kennedy, Kerr, Murphrey of Halifax, Philpott, Snapp, Strayhorn, Taylor, Umstead, Whitley, Wilson, Womble, and Woodard of Wilson—25.

Were Representative Delamar present he would vote "Aye"; Representative Johnson votes "No".

On motion of Representative Hill of Durham S. B. 376, entitled "a bill to be entitled an act to appropriate the sum of Twenty Thousand Dollars (\$20,000.00) to North Carolina State College to establish the position of an Extension Wildlife Specialist", is taken from the Unfavorable Calendar and placed on the Calendar.

## 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 Representative Hargett, for the Committee on Calendar.

H. B. 1210, a bill to be entitled an act to rewrite General Statutes 20-313 relating to motor vehicle financial responsibility.

With an unfavorable report.

H. B. 1354, a bill to be entitled an act relating to the Mayor's Court in the Town of Whiteville, Columbus County.

With a favorable report.

H. B. 1355, a bill to be entitled an act to increase the salary of the Sheriff of Wake County.

With a favorable report.

H. B. 1356, a bill to be entitled an act to increase the salary of the Clerk of Superior Court of Wake County.

With a favorable report.

H. B. 1358, a bill to be entitled an act to direct the Advisory Budget Commission to consider appropriations for guidance and counseling teachers during the biennium commencing July 1, 1961.

With an unfavorable report.

H. B. 1359, a bill to be entitled an act to direct the Advisory Budget Commission to consider appropriations for nursing scholarships and aid to nursing schools.

With an unfavorable report.

H. B. 1360, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners in Rockingham and Graham Counties to assist financially the Soil Conservation Services.

With a favorable report.

S. B. 66, a bill to be entitled an act to amend Chapter 102 of the General Statutes relating to land surveys and affecting the official survey base of this state.

With an unfavorable report.

S. B. 149, a bill to be entitled an act to appropriate to the Department of Insurance sufficient funds with which to employ an additional Fire Prevention Instructor.

With an unfavorable report.

S. B. 437, a bill to be entitled an act appropriating funds to the State Department of Agriculture for the establishment and operation of a poultry

and cattle diagnostic laboratory to be located within the Thirty-Third Senatorial District.

With a favorable report.

S. B. 462, a bill to be entitled an act to establish annual awards for outstanding achievements by citizens of North Carolina.

With an unfavorable report.

S. B. 466, a bill to be entitled an act to exempt certain annuities from inclusion in the gross value of estates for inheritance tax purposes.

With a favorable report.

S. B. 470, a bill to be entitled an act to provide for purchase of liability insurance coverage on all state-owned motor vehicles.

With a favorable report.

S. B. 477, a bill to be entitled an act authorizing the Governor, with the consent of the Council of State, to allocate from the Contingency and Emergency Fund to the Department of Motor Vehicles Fund for the defense of members of the State Highway Patrol for attorneys' fees.

With an unfavorable report.

S. B. 489, a bill to be entitled an act to amend General Statutes 147-62 relating to payroll deductions by the State.

With an unfavorable report.

S. B. 491, a bill to be entitled an act to appropriate funds for the operation and development of Fort Fisher State Historic Site.

With a favorable report.

S. B. 507, a bill to be entitled an act to amend the Charter of the Town of Garner so as to provide different election dates for municipal officers and to provide four-year terms of office for the municipal officers.

With a favorable report.

S. B. 514, a bill to be entitled an act authorizing the County Commissioners of Martin County and the governing bodies of the various municipalities within said county to enact ordinances regulating the operation of juke boxes in said county.

With a favorable report.

S. B. 506, a bill to be entitled an act to amend Chapter 108 of the General Statutes so as to make the rules and regulations promulgated by the Board of Public Welfare subject to the approval of the Director of the Budget and the Advisory Budget Commission.

With a favorable report.

Placed on today's Calendar.

## SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Friday, June 19, 1959

*Mr. Speaker:*

Pursuant to your request we are returning herewith S. B. 516, entitled "a bill to be entitled an act to allow the qualified electors of Halifax County to determine in a special election which of two proposed methods of selecting members of the Board of Alcoholic Control shall be adopted for Halifax County", for further consideration by your Honorable Body.

Respectfully,

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message, Representative Murphrey moves that the vote by which the bill passed its third reading be reconsidered; the motion prevails.

On motion of Representative Murphrey the vote by which the amendment was adopted is reconsidered. Representative Murphrey withdraws the amendment.

Representative Murphrey offers an amendment which is adopted.

The bill passes its third reading, as amended, and is sent to the Senate for concurrence in House amendment.

## 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. 232, a bill to be entitled an act to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the Wildlife Resources Commission.

Returned for concurrence in Senate amendment.

On motion of Representative Johnson the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 511, a bill to be entitled an act to authorize any member of a County Board of Public Welfare to inspect the records, documents, case histories, medical reports, and other data on file in the office of the County Superintendent of Public Welfare or in the custody of any case worker or agent of the County Superintendent of Public Welfare.

Referred to Committee on Calendar.

S. B. 403, a bill to be entitled an act to make it unlawful for laundries and dry cleaners to deliver articles of merchandise or clothing in plastic bags.

Referred to Committee on Calendar.



H. B. 755, a bill to be entitled an act to provide for registration of sanitarians for the protection of the public health.

Returned for concurrence in Senate amendment.

On motion of Representative Jones of Pitt the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 508, a bill to be entitled an act to authorize the Board of Commissioners of Harnett County to increase the special tax levy for the county farm agent and home demonstration agent from three to five cents.

Referred to Committee on Calendar.

S. B. 490, a bill to be entitled an act to amend various sections of Chapter 20 of the General Statutes entitled Motor Vehicles.

Referred to Committee on Calendar.

H. B. 989, a bill to be entitled an act to amend General Statutes 157-3(2) relating to the definition of the word "City".

Returned for concurrence in Senate amendments.

On motion of Representative Buchanan the House concurs in the Senate amendments and the bill is ordered enrolled.

H. B. 801, a bill to be entitled an act to amend General Statutes 46-14 relating to judgments rendered in partition proceedings.

Returned for concurrence in Senate amendment.

On motion of Representative Wooten the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 945, a bill to be entitled an act requiring that all deeds, deeds of trust, and mortgages on real estate accepted for probate and registration in the counties designated herein shall show thereon the name of the draftsman.

Returned for concurrence in Senate amendment.

On motion of Representative Dill the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1074, a bill to be entitled an act to amend Chapter 1058 of the Session Laws of 1957 relating to false advertising as to going-out-of-business sales.

Returned for concurrence in Senate amendment.

On motion of Representative Byrd the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1170, a bill to be entitled an act to amend General Statutes 35-31 pertaining to the commitment of inebriates.

Returned for concurrence in Senate amendment.

On motion of Representative Kennedy the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 715, a bill to be entitled an act to amend Chapter 1105 of the Session Laws of 1955 relating to the compensation of the Clerk of the Superior Court of Mitchell County.

Returned for concurrence in Senate amendment.

On motion of Representative Burleson 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. 1351, a bill to be entitled an act authorizing the County of Cumberland to acquire, purchase, construct, improve, enlarge, extend, and equip properties relating to grain storage facilities of the county, to lease said properties to public or private interests and to issue revenue bonds therefor.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—114.

Those voting in the negative are: None.

S. B. 502, a bill to be entitled an act to amend Subsection 43 of General Statutes 153-9 relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of

Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—114.

Those voting in the negative are: None.

H. B. 1325, a bill to be entitled an act to amend Subsection 43 of General Statutes 153-9 relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County.

On motion of Representative Bryant consideration of the bill is postponed indefinitely.

S. B. 492, a bill to be entitled an act authorizing counties and municipalities to make appropriations and levy taxes to meet the expenses of suppressing riots or insurrections or in handling any extraordinary breach of law and order and to add to the purposes for which bonds and notes may be issued.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—114.

Those voting in the negative are: None.

H. B. 1268, a bill to be entitled an act to amend General Statutes 105-281 of the General Statutes relating to property subject to taxation.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell, Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snepp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uzzell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough, and Yates—114.

Those voting in the negative are: None.

H. B. 388, a bill to be entitled an act to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired commissioners to emergency duty on the commission.

The bill passes its third reading, as amended, and is ordered sent to the Senate without engrossment.

H. B. 581, a bill to be entitled an act appropriating funds to the State Board of Education for a program of education by television in the schools of the state.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. R. 705, a joint resolution commending the members of the commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this commission during the next biennium.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 767, a bill to be entitled an act to provide aid to the Brevard Music Foundation, Incorporated.

On motion of Representative Buchanan the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 799, a bill to be entitled an act appropriating \$13,597.60 from the General Fund to Wake County for expenses incurred in the trial of nine prisoners on first-degree murder charges.

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 appropriate to State College sufficient funds with which to establish a swine evaluation station.

On motion of Representative Gregory the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 819, a bill to be entitled an act to make an appropriation to construct a state office building to house the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System, and the North Carolina Public Employees' Social Security Agency, and other departments and agencies.

On motion of Representative Harriss of Rowan the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 937, a bill to be entitled an act to appropriate the sum of twenty-five thousand dollars to the Southern Appalachian Historical Association, Incorporated, for the establishment of the Daniel Boone Historical Museum at Boone, North Carolina.

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 amending Chapter 1422, Session Laws of 1957, so as to allow the appropriation made by the State to the William C. Lee Memorial, Incorporated, to be paid at any time during the 1959-61 Biennium.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1081, a bill to be entitled an act appropriating the sum of fifteen hundred dollars to the State Department of Archives and History to finance a study of the feasibility of restoring Fort Butler at Murphy as an historic landmark.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1150, a bill to be entitled an act to appropriate funds for the development of Bentonville Battleground State Historic Site.

On motion of Representative Coates the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1141, a bill to be entitled an act to authorize the State Board of Education to employ additional personnel in order to enable it to more adequately carry out the duties and functions of the board and to make an appropriation for this purpose.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 340, a bill to be entitled an act to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways.

On motion of Representative Byrd the committee amendment No. 1 is adopted.

On motion of Representative Woodard of Wilson the second committee amendment is adopted.

Representative Uzzell offers an amendment which fails of adoption.

Representative Childers offers an amendment.

Representative Hostetler moves that amendment offered by Representative Childers lie on the table; the motion fails.

The question now recurs to the amendment offered by Representative Childers.

The amendment offered by Representative Childers is adopted.

Representative Yarborough offers an amendment which fails of adoption.

Representative Blue offers an amendment which fails of adoption.

The question now recurs to the passage of the bill on its second reading, as amended.

Representative Bowman calls for the "Ayes" and "Noes" on the passage of the bill on its second reading, as amended. The call sustains.

The bill passes its second reading, as amended, by the following vote.

Those voting in the affirmative are: Representatives Belk, Bell, Blue, Britt of Bladen, Brock, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Dill, Doughton, Drummond, Edmisten, Etheridge, Everett, Gobble, Greenwood, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Jackson, Jones of Ashe, Jones of

Pitt, Jordan, Kemp, Kennedy, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, O'Neal, Palmer, Patterson, Philpott, Powell, Quinn, Raby, Rodenbough, Satterfield, Snepp, Spruill, Stone, Strayhorn, Taylor, Thomas, Umstead, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Williamson, Womble, Woodard of Northampton, Woodard of Wilson, and Wooten—81.

Those voting in the negative are: Representatives Ansell, Arledge, Bowman, Braswell, Bryant, Buchanan, Burleson, Cover, Gaither, Gregory, Herbert, Isaac, Johnson, Kerr, Kiser, Story, Turner, Uzzell, Wicker, Wilson, Yarborough, and Yates—22.

Representative Buchanan objects to the third reading of the bill.

Representative Woodard of Wilson moves that the rules be suspended and the bill placed on its third reading; the motion prevails.

The question now recurs to the passage of the bill on its third reading, as amended.

The bill passes its third reading, as amended, and is ordered sent to the Senate for concurrence in House amendments.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 406. A Joint Resolution congratulating and commending the North Carolina State Highway Commission for its outstanding safety record.

H. R. 973. A Joint Resolution creating a commission to study the public school education of exceptionally talented children.

S. B. 62. An Act to repeal Article 6 of Chapter 81 of the General Statutes relating to the testing of surveyors' instruments and preservation of meridian monuments.

S. B. 63. An Act to amend General Statutes 39-32.1 relating to control corners in real estate developments.

S. B. 76. An Act relating to the exercise of powers of joint personal representatives by one or more than one.

S. B. 80. An Act to amend Chapter 31 of the General Statutes, General Statutes 10-1, General Statutes 59-40(1), General Statutes 55A-2(7), General Statutes 55A-7(a) (9), General Statutes 1-96, and General Statutes 101-2.

S. B. 101. An Act to provide for the microfilming of county records of permanent value for security purposes.

S. B. 105. An Act to amend the Statutes relating to the filing and cross-indexing of lis pendens.

S. B. 111. An Act to amend General Statutes 15-201 to provide per diem compensation for members of the State Probation Commission.

S. B. 139. An Act to amend Chapter 131 of the General Statutes relating to student loan funds administered by the North Carolina Medical Care Commission.

S. B. 143. An Act concerning gifts of securities and money to minors and to make uniform the law with reference thereto.

S. B. 199. An Act to hear and determine on its merits the claim of Clifford John Toliver.

S. B. 247. An Act amending General Statutes 7-68 so as to divide the Ninth Solicitorial District into two districts designated as "Solicitorial District Number Nine" and Solicitorial District Number 9A", and to provide for the appointment and election of the Solicitor for District Number 9A.

S. B. 259. An Act to make appropriations so as to provide Social Security coverage for state law enforcement officers who are members of the Law Enforcement Officers' Benefit and Retirement Fund.

S. B. 297. An Act to authorize the installation and use of sirens and red lights on motor vehicles used by the sheriff and deputy sheriffs of any county for law enforcement purposes.

S. B. 301. An Act to amend General Statutes 106-390 relating to the sale of vaccinated unbred heifers under eighteen months of age.

S. B. 308. An Act to provide for setting up and operating a program of performance testing of beef cattle.

S. B. 315. An Act to amend General Statutes 14-399 relating to the placing of litter and refuse on the right-of-way of any public road.

S. B. 321. An Act to amend Subchapter V of Chapter 54 of the General Statutes to permit a Cooperative Marketing Corporation, organized under such subchapter to disburse small sums owed to a deceased member in the absence or after the closing of the administration of his estate.

S. B. 322. An Act amending General Statutes 7-68 so as to divide the Fourteenth Solicitorial District into two districts, designated as "Solicitorial District No. 14" and "Solicitorial District No. 14A", and to provide for the appointment and election of the Solicitor for District No. 14A.

S. B. 332. An Act to provide a further alternative for the collection of assessments authorized by Article 50 of Chapter 106 of the General Statutes, as amended, for the promotion of, use and sale of agricultural products, and as the same may relate to assessments authorized by referendum on cattle sold for slaughter.

S. B. 359. An Act to amend Chapter 106 of the General Statutes of North Carolina by inserting a new article therein pertaining to the further agricultural development of North Carolina.



S. B. 365. An Act to make available funds to provide for payment of the employer's contributions in securing retroactive Social Security coverage for Justices of the Supreme Court and Judges of the Superior Court.

S. B. 366. An Act to amend Chapter 128 of the General Statutes relating to membership of county Welfare Department employees in the Local Governmental Employees' Retirement System.

S. B. 369. An Act amending General Statutes 153-6 so as to provide that vacancies on the Board of Commissioners of Wayne County may be filled by appointment by the remaining members of the board.

S. B. 389. An Act to amend Chapters 128 and 135 of the General Statutes relating to the investment of funds of the Local Governmental Employees' Retirement System and the Teachers' and State Employees' Retirement System.

S. B. 390. An Act to strengthen the system of education in the institutions of higher learning in North Carolina.

S. B. 392. An Act to amend General Statutes 69-2 for clarification.

S. B. 399. An Act to amend General Statutes 87-7 relating to the North Carolina Licensing Board for Contractors to authorize retirement compensation for its employees.

S. B. 404. An Act to amend General Statutes 78-4 relating to exempt transactions under the securities law.

S. B. 416. An Act relating to the operation of the State Fair and the holding of expositions and other projects on the grounds thereof.

S. B. 417. An Act to provide for the retention of certain capital improvement funds by the Department of Agriculture for capital improvements on the North Carolina State Fair Grounds.

S. B. 418. An Act to amend General Statutes 93-12 relating to examinations for certificates as certified public accountants.

S. B. 432. An Act to amend General Statutes 130-124 and General Statutes 130-148 relating to the creation of sanitary districts and the annexation of territory thereto.

S. B. 441. An Act to amend General Statutes 58-268 pertaining to fraternal, beneficiary orders, societies, or associations.

S. B. 443. An Act relating to the meetings of the State Highway Commission.

S. B. 465. An Act relative to inventories of decedents' lock boxes.

S. B. 467. An Act to amend Chapter 716, Session Laws of 1947, and Chapter 665, Session Laws of 1955, relating to the nomination and election of Mayor and members of the Board of Aldermen of the City of Concord in Cabarrus County.

S. B. 468. An Act to amend Article 9 of Chapter 66 of the General Statutes relating to collection of accounts.

S. B. 494. An Act to amend General Statutes 7-134.1 relating to the cost of furnishing Justices of the Peace with printed warrants and receipt books in Union County.

S. B. 496. An act to provide for treatment of self-inflicted injuries upon an inmate of the State Prison System when consent is refused by the inmate.

S. B. 497. An Act to provide for the punishment of inmates of the State Prison System who inflict or assist in the infliction of self-injury resulting in incapacity to perform assigned duties.

S. B. 505. An Act authorizing the Town of Murfreesboro to convey to the Trustees of Murfreesboro Civic Council or Murfreesboro Civic Council, Inc., certain real property at private sale.

S. B. 509. An Act to provide that the County Accountant of Harnett County shall periodically prepare and publish a consolidated financial statement of the county.

S. B. 510. An Act relating to the salaries of the Judge and Solicitor of the Recorder's Court of Dunn and the fees to be taxed as a part of the costs in said court and the fees to be taxed as a part of the costs of the Recorder's Court of Harnett County.

S. B. 512. An Act to amend Chapter 158 of the Public-Local Laws of 1911 relating to the civil jurisdiction of the Vance County Recorder's Court.

S. B. 513. An Act to amend Section 9 of Chapter 673, Session Laws of 1945, as amended, so as to make it unlawful for professional bondsmen in Columbus County to charge more than seven and one-half per cent of the penalty of any bond.

H. B. 78. An Act to amend Chapter 163 of the General Statutes of North Carolina so as to make certain corrections and clarifications in the election laws.

H. B. 373. An Act authorizing municipalities with populations of 2500 or more to zone for a distance of one mile beyond their corporate limits.

H. B. 439. An Act to amend General Statutes 105-80 relating to the tax on dealers in pistols.

H. B. 476. An Act to amend Article 5, Section 52, and Article 5, Section 58(F) of Chapter 87 of the General Statutes of North Carolina relating to the State Board of Refrigeration Examiners.

H. B. 477. An Act to amend Chapter 150, Section 9, of the General Statutes of North Carolina, so as to include within said section the State Board of Refrigeration Examiners.

H. B. 550. An Act to amend Chapter 64 of the General Statutes relating to property rights of aliens.

H. B. 595. An Act to authorize the use of special equipment on privately-owned vehicles operated by the chief and one assistant chief of emergency rescue squads and first-aid teams.

H. B. 631. An Act to provide for the investigation of offenses involving abandonment and nonsupport of children.

H. B. 689. An Act to amend General Statutes 105-228.5 relating to taxes upon insurance companies.

H. B. 690. An Act creating a Firemen's Pension Fund.

H. B. 804. An Act to amend General Statutes 153-9 so as to authorize the county commissioners in several named counties to assist financially the Soil Conservation services.

H. B. 821. An Act to appropriate funds for the establishment of a Poultry Diagnostic Laboratory.

H. B. 866. An Act relating to regulation of possession and sale of barbiturate drugs.

H. B. 970. An Act to amend General Statutes 136-20 relating to the elimination or safeguarding of grade crossings.

H. B. 1076. An Act to amend General Statutes 65-14 relating to church cemeteries.

H. B. 1207. An Act to provide for the establishment of a Law Library for the Municipal Court of the City of High Point.

H. B. 1249. An Act to amend Chapter 93 of the Private Laws of 1907 relating to the election of Trustees of the Glen Alpine Graded School District.

H. B. 1302. An Act permitting Scotland County to authorize bonds for school purposes in the maximum aggregate principal amount of nine hundred seventy-five thousand dollars notwithstanding the limitation of debt for such purposes in the County Finance Act.

H. B. 1307. An Act relating to the powers, duties, selection, and term of office of the Auditor for Wake County.

H. B. 1310. An Act to amend General Statutes 90-71 relating to the sale of certain drugs in Avery County.

H. B. 1314. An Act to amend H. B. 841, ratified the 9th day of June, 1959, relating to the number of County Commissioners of Wake County and to their election and terms of office.

H. B. 1324. An Act appointing members of the Hyde County Board of Education, fixing their terms of office and providing for the nomination and appointment of their successors.

H. B. 1326. An Act to amend Chapter 22 of the Private Laws of 1935 so as to increase the membership of the Lexington Utilities Commission.

H. B. 1327. An Act to provide for the resignation of certain guardians and trustees for minors, and to provide for the administration by the Clerk of Superior Court of Rowan County of an estate for a minor when such person does not own any property other than cash and money due and the amount of cash belonging to and money due him does not exceed two thousand five hundred dollars.

H. B. 1328. An Act repealing Chapter 355, Public-Local Laws of 1925.

H. B. 1330. An Act to amend Chapter 235 of the Session Laws of 1949 relating to the salaries of the Sheriff and Register of Deeds of Guilford County.

H. B. 1333. An Act authorizing the Board of Commissioners of Greene County to establish a Law Library in Greene County.

H. B. 1337. An Act authorizing the City of Hickory to receive and hold for the owners thereof certain unclaimed bond payments.

H. B. 1342. An Act amending General Statutes 7-43.2 so as to allow the Board of Commissioners of Alamance County to designate the prosecuting attorney of an inferior court not having jurisdiction over the entire county to assist the Solicitor of the Solicitorial District in the prosecution of the criminal docket of the Superior Court of said county.

H. B. 1343. An Act authorizing the Chatham County Board of Education to convey to the Town of Pittsboro, at private sale, a certain lot of land to be used for the location of a water tank.

On motion of Representative Harris of Wake the House takes a recess until 2 o'clock P. M.

#### AFTERNOON SESSION

June 19, 1959

The House meets pursuant to its recess with Mr. Speaker Hewlett presiding.

On motion of Representative Braswell, Alton Lancaster, Jr., Nan Lancaster, and Lynn Lancaster of Wayne County are made honorary page and pagettes, respectively, of the House of Representatives.

On motion of Representative Jones of Pitt, Bebe Aycock and Susanne Aycock of Pitt County are made honorary pagettes of the House of Representatives.

On motion of Representative Holcombe of Yancey, Bobbie Holcombe of Yancey County and Allen Holcombe of Madison County are made honorary pages of the House of Representatives.

On motion of Representative Palmer, Graham McPhaul, Jr., of Cleveland County is made an honorary page of the House.

On motion of Representative Davis of Lenoir, Emmitte Taylor of Lenoir County is made an honorary page of the House.

On motion of Representative Yarborough, Gorham Page Bynum of Richmond County is made an honorary page of the House.

On motion of the Wake County delegation, Patricia and Omega Clay of Wake County are made honorary pagettes of the House.

On motion of Representative Womble, Donnie Turner of Wake County is made an honorary page of the House.

On motion of Representative Wicker, Herbert Stevenson Hardy, John Carlton Hardy, and Barbara Lynn Hardy are made honorary pages and pagette, respectively, of the House of Representatives.

On motion of Representative Palmer, Ellen Taylor Palmer, Susan Bost Palmer, Patricia McPhaul, Franklin Bost, and Patton Bost are made honorary pagettes and pages, respectively, of the House.

On motion of Representative Delamar, Flora McCotter of Pamlico County is made an honorary page of the House.

On motion of Representative Wilson, Betsy, Carolina, and Pat Warren, daughters of Sergeant-at-Arms and Mrs. Warren of Caswell County are made honorary pagettes of the House.

On motion of Representative Wilson, Joseph H. Warren, Jr., of Caswell County, son of Sergeant-at-Arms and Mrs. Warren is made an honorary page of the House.

On motion of Representative Umstead, Annis Lillian Arthur and Billy Arthur, Jr., daughter and son of Reading Clerk, Billy Arthur and Mrs. Arthur of Orange County, are made honorary pagette and page, respectively, of the House.

#### APPOINTMENT

Under H. R. 1319, a joint resolution authorizing the appointment of a committee to study the practice of confiscating wild animals as tourist attractions to report to the 1961 General Assembly, introduced by Representative Yates and passed, Mr. Speaker Hewlett appoints Representative Yates, Representative Buchanan, and Representative Greenwood.

#### 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 Representative Hargett, for the Committee on Calendar.

S. B. 403, a bill to be entitled an act to make it unlawful for laundries and dry cleaners to deliver articles of merchandise or clothing in plastic bags.

With a favorable report.

S. B. 500, a bill to be entitled an act amending General Statutes 81-74 and rewriting General Statutes 81-77 relating to the storage, handling, and distribution of liquid fertilizer.

With a favorable report.

S. B. 508, a bill to be entitled an act to authorize the Board of Commissioners of Harnett County to increase the special tax levy for the County Farm Agent and Home Demonstration Agent from three to five cents.

With a favorable report.

S. B. 511, a bill to be entitled an act to authorize any member of a County Board of Public Welfare to inspect the records, documents, case histories, medical reports, and other data on file in the office of the County Superintendent of Public Welfare or in the custody of any case worker or agent of the County Superintendent of Public Welfare.

With a favorable report.

By Representative Valentine, for the Committee on Judiciary No. 2.

S. B. 440, a bill to be entitled an act relating to the appointment of Deputy Sheriffs and the fixing of their salaries in Halifax County.

With a favorable report, as amended.

#### CONFERENCE REPORT

To the President of the Senate and the  
Speaker of the House of Representatives:

The following conferees on the part of the Senate and the House, appointed to resolve the differences between the two bodies existing as to Committee Substitute for S. B. 72, entitled "a bill to be entitled an act to amend Chapter 55 of the North Carolina General Statutes", beg leave to report that we have agreed as follows:

1. That the Senate concur in all House amendments to the bill except that amendment submitted by Representative Harris of Wake which deleted Section 10 of the Committee Substitute for S. B. 72 and renumbered the following sections accordingly.

2. That the House recede from said amendment by Representative Harris of Wake which deleted Section 10 of the Committee Substitute for S. B. 72 and renumbered the following sections accordingly.

Respectfully submitted,  
/s/ Wm. Medford  
O. Arthur Kirkman  
Conferees on the part of the  
Senate

/s/ Max L. Childers  
W. C. Harris, Jr.  
Conferees on the part of the  
House of Representatives

On motion of Representative Harris of Wake the conference report is adopted, 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 Representative Gregory:

H. B. 1362, a bill to be entitled an act to amend Chapter 1280 of the Session Laws of 1957 relating to delinquent taxes in Harnett County.

On motion of Representative Gregory the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### 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. 329, a bill to be entitled an act to amend General Statutes 135-1 so as to make certain employees of the National Guard eligible for membership in the Teachers' and State Employees' Retirement System.

Returned for concurrence in Senate amendment.

On motion of Representative Yarborough the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 294, a bill to be entitled an act to provide aid to Highland Biological Station, Incorporated.

Returned for concurrence in Senate amendment.

On motion of Representative Buchanan the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 703, a bill to be entitled an act to appropriate to the Department of Agriculture sufficient funds to establish a swine diagnostic center in Lenoir County.

Returned for concurrence in Senate amendment.

On motion of Representative Davis of Lenoir the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 517, a bill to be entitled an act to amend Chapter 1053, 1959 Session Laws of North Carolina, to include therein provisions for permitting salary increases for certain state employees who are paid out of special funds or from sources other than tax revenues to the same extent as other

state employees, provided funds are made available from operations or from sponsoring agents.

Referred to Committee on Calendar.

H. B. 563, a bill to be entitled an act to clarify and amend the Workmen's Compensation Act as it relates to the approval of attorneys' fees.

Returned for concurrence in Senate amendment.

On motion of Representative Turner the House concurs in the Senate amendment and the bill is ordered enrolled.

#### 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 Representative Hargett, for the Committee on Calendar.

S. B. 517, a bill to be entitled an act to amend Chapter 1053, 1959 Session Laws of North Carolina, to include therein provisions for permitting salary increases for certain state employees who are paid out of special funds or from sources other than tax revenues to the same extent as other state employees, provided funds are made available from operations or from sponsoring agents.

With a favorable report.

#### CALENDAR

Bills and resolutions on the Calendar are taken up and disposed of as follows:

S. B. 508, a bill to be entitled an act to authorize the Board of Commissioners of Harnett County to increase the special tax levy for the County Farm Agent and Home Demonstration Agent from three to five cents.

Passes its second reading by the following vote and remains on the Calendar.

Those voting in the affirmative are: Representatives Ansell, Arledge, Askew, Barwick, Belk, Bell, Black, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Cohoon, Courtney, Cover, Crawford of Buncombe, Crawford of Swain, Davis of Lenoir, Davis of Rutherford, Delamar, Dolley, Doughton, Drummond, Edmisten, Etheridge, Everett, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Holmes, Horton, Hostetler, Humphrey, Hunt, Hunter, Isaac, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kennedy, Kerr, Kiser, Lackey, Leatherman, Lloyd, Long, Murphrey of Halifax, Murphy of Pender, Newman, O'Neal, Palmer, Patterson, Phelps, Philpott, Powell,



Quinn, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Taylor, Thomas, Turner, Umstead, Uz-zell, Valentine, Wallace, Watkins, Whitehurst, Whitley, Whitmire, Wicker Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wil-son, Wooten, Yarborough, and Yates—114.

Those voting in the negative are: None.

H. B. 1354, a bill to be entitled an act relating to the Mayor's Court in the Town of Whiteville, Columbus County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1355, a bill to be entitled an act to increase the salary of the Sheriff of Wake County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1356, a bill to be entitled an act to increase the salary of the Clerk of Superior Court of Wake County.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1360, a bill to be entitled an act to amend General Statutes 153-9 so as to authorize the County Commissioners in Rockingham and Graham Counties to assist financially the Soil Conservation services.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

S. B. 440, a bill to be entitled an act relating to the appointment of Deputy Sheriffs and the fixing of their salaries in Halifax County.

On motion of Representative Murphrey of Halifax the committee amend-ment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 507, a bill to be entitled an act to amend the Charter of the Town of Garner so as to provide different election dates for municipal officers and to provide four year terms of office for the municipal officers.

On motion of Representative Harris of Wake the bill is recommitted to the Committee on Calendar.

S. B. 514, a bill to be entitled an act authorizing the County Commis-sioners of Martin County and the governing bodies of the various mu-nicipalities within said county to enact ordinances regulating the operation of juke boxes in said county.

Passes its second and third readings and is ordered enrolled.

H. B. 399, a bill to be entitled an act to amend General Statutes 20-185 relating to expense allowances for certain employees of the state.

Representative Bowman offers an amendment which is adopted.

Representative Valentine offers an amendment which fails of adoption.

The bill passes its second reading, as amended.

Representative Hill of Durham objects to the third reading of the bill, as amended.

Representative Britt of Bladen moves that the rules be suspended and the bill placed on its third reading, as amended.

Representative Britt of Bladen withdraws his motion to suspend the rules for the third reading of the bill, as amended.

The bill remains on the Calendar for its third reading, as amended.

H. B. 1185, a bill to be entitled an act to provide a wage increase for public school non-professional employees and to make an appropriation from the General Fund therefor.

On motion of Representative Wilson the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate without engrossment.

H. B. 1304, a bill to be entitled an act to classify products held for foreign shipment for purposes of property taxation.

On motion of Representative Bell consideration of the bill is postponed indefinitely.

H. B. 1344, a bill to be entitled an act appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. R. 1348, a joint resolution authorizing appointment of a commission to continue a study of the revenue structure of the state and to make its recommendations to the 1961 General Assembly.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1349, a bill to be entitled an act to authorize transfer of \$30,000 from a certain capital improvement appropriation made to State College of Agriculture and Engineering in 1957 to a different capital improvement project.

Passes its second and third readings and is ordered sent to the Senate without engrossment.

H. B. 1350, a bill to be entitled an act to amend Chapter 108 of the General Statutes so as to make the rules and regulations promulgated

by the Board of Public Welfare subject to the approval of the Director of the Budget and the Advisory Budget Commission.

On motion of Representative Harriss of Rowan consideration of the bill is postponed indefinitely.

H. B. 1352, a bill to be entitled an act to change the effective date of Chapter 879 of the Session Laws of 1959 relating to the Intestate Succession Laws of North Carolina.

Representative Braswell moves, seconded by Representative Jordan, that the bill be tabled; the motion fails.

The bill passes its second reading.

Representative Braswell objects to the third reading.

Representative Taylor moves that the rules be suspended and the bill placed on its third reading; the motion fails and the bill remains on the Calendar.

H. B. 1353, a bill to be entitled an act to change the effective date of Chapter 880 of the Session Laws of 1959 relating to the Statutes of Dissent from Wills.

The bill passes its second reading and remains on the Calendar.

S. B. 201, a bill to be entitled an act to create the Carolina Charter Tercentenary Commission.

Passes its second and third readings and is ordered enrolled.

S. B. 219, a bill to be entitled an act to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and totally disabled.

Representative Hicks offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 318, a bill to be entitled an act to authorize the expenditure of not to exceed \$150,000 out of the Contingency and Emergency Fund for the construction of Shore Protective Works.

Passes its second and third readings and is ordered enrolled.

S. B. 376, a bill to be entitled an act to appropriate the sum of twenty thousand dollars (\$20,000.00) to North Carolina State College to establish the position of an extension wildlife specialist.

Passes its second and third readings and is ordered enrolled.

S. B. 403, a bill to be entitled an act to make it unlawful for laundries and dry cleaners to deliver articles of merchandise or clothing in plastic bags.

On motion of Representative Hargett the bill is recommitted to the Committee on Calendar.

S. R. 412, a joint resolution providing for the appointment of a commission report upon the pay of public school teachers based upon the ability of the individual teacher, and to study and report means of implementing curriculum studies in the public schools.

On motion of Representative Hill of Durham the committee amendment is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

S. B. 431, a bill to be entitled an act to authorize the appointment of counsel to defend employees of the State Highway Commission in civil suits growing out of alleged tort claims against such employees.

On motion of Representative Jordan the bill is laid on the table.

S. B. 437, a bill to be entitled an act appropriating funds to the State Department of Agriculture for the establishment and operation of a poultry and cattle diagnostic laboratory to be located within the Thirty-Third Senatorial District.

Passes its second and third readings and is ordered enrolled.

S. B. 448, a bill to be entitled an act to adopt the Uniform Act for simplification of fiduciary security transfers in North Carolina.

Passes its second and third readings and is ordered enrolled.

S. B. 466, a bill to be entitled an act to exempt certain annuities from inclusion in the gross value of estates for inheritance tax purposes.

Passes its second and third readings and is ordered enrolled.

S. B. 470, a bill to be entitled an act to provide for purchase of liability insurance coverage on all state-owned motor vehicles.

Passes its second and third readings and is ordered enrolled.

S. B. 491, a bill to be entitled an act to appropriate funds for the operation and development of Fort Fisher State Historic Site.

Passes its second and third readings and is ordered enrolled.

S. B. 498, a bill to be entitled an act to require financial responsibility certified to the Utilities Commission or the Interstate Commerce Commission to conform to the Vehicle Financial Responsibility Act of 1957.

Passes its second and third readings and is ordered enrolled.

S. B. 500, a bill to be entitled an act amending General Statutes 81-74 and rewriting General Statutes 81-77 relating to the storage, handling, and distribution of liquid fertilizer.

Passes its second and third readings and is ordered enrolled.

S. B. 506, a bill to be entitled an act to amend Chapter 108 of the General Statutes so as to make the rules and regulations promulgated by

the Board of Public Welfare subject to the approval of the Director of the Budget and the Advisory Budget Commission.

Passes its second and third readings and is ordered enrolled.

S. B. 511, a bill to be entitled an act to authorize any member of a County Board of Public Welfare to inspect the records, documents, case histories, medical reports, and other data on file in the office of the County Superintendent of Public Welfare or in the custody of any case worker or agent of the County Superintendent of Public Welfare.

Passes its second and third readings and is ordered enrolled.

S. R. 515, a joint resolution by the General Assembly of North Carolina providing for adjournment on Saturday, June 20, 1959.

On motion of Representative Wilson consideration of the bill is postponed until Saturday, June 20, 1959.

S. B. 517, a bill to be entitled an act to amend Chapter 1053, 1959 Session Laws of North Carolina, to include therein provisions for permitting salary increases for certain state employees who are paid out of special funds or from sources other than tax revenues to the same extent as other state employees provided funds are made available from operations or from sponsoring agents.

Passes its second and third readings and is ordered enrolled.

On motion of Representative Buchanan the House adjourns and will meet tomorrow at 10 o'clock A. M.

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## ONE HUNDRED-EIGHTEENTH DAY

HOUSE OF REPRESENTATIVES  
Saturday, June 20, 1959

The House meets pursuant to adjournment and is called to order by Mr. Speaker Hewlett.

Prayer is offered by the Reverend Alphonso Jordan, House Chaplain.

Representative Yates, for the Committee on the Journal, reports that the Journal of yesterday has been examined, found correct, and without objection the same stands approved as written.

On motion of Representative Burrow, Danny Hayes Gaither of Transylvania County is made an honorary page of the House.

On motion of Representative Yarborough, Julia Leslie Armfield of Chicago, Ill., is made an honorary page of the House of Representatives.

On motion of Representative Yarborough H. B. 1126, entitled "a bill to be entitled an act relating to the minutes of the meetings of the Franklin

County Board of Education", is recalled from the Senate for further consideration by the House.

Representative Childers moves that S. B. 383, entitled "a bill to be entitled an act to amend Chapters 20 and 58 of the General Statutes relating to motor vehicle liability and proof of financial responsibility", be withdrawn from the Committee on Insurance and recommitted to the Committee on Calendar; the motion fails.

Representative Jackson moves that S. B. 149, entitled "a bill to be entitled an act to appropriate to the Department of Insurance sufficient funds with which to employ an additional fire prevention instructor", be taken from the Unfavorable Calendar and placed on the Calendar; the motion fails.

On motion of Representative Doughton S. B. 66, entitled "a bill to be entitled an act to amend Chapter 102 of the General Statutes relating to land surveys and effecting the official survey base of this State", is taken from the Unfavorable Calendar and placed on the Calendar.

On motion of Representative Gobble the following letter is spread on the Journal.

WINSTON-SALEM CHAMBER OF COMMERCE  
WINSTON-SALEM, NORTH CAROLINA

March 20, 1959

The Honorable F. L. Gobble  
House of Representatives  
Raleigh, North Carolina  
Dear Fleet:

As the opportunity presents itself, will you please extend on behalf of the Winston-Salem Chamber of Commerce a very cordial invitation to the House of Representatives to visit Winston-Salem one day during the next regular session of the Legislature.

There are many new developments in Winston-Salem in our dynamic industry, educational institutions, highways, public health, municipal and county governments, historical developments and cultural activities that we believe will be of interest to members of the Legislature.

Your cooperation will be appreciated.

JFW:S

Cordially yours,  
John F. Watlington, Jr.

## SPECIAL MESSAGES FROM THE SENATE

SENATE CHAMBER

Saturday, June 20, 1959

*Mr. Speaker:*

Pursuant to your request we are returning herewith H. B. 1126, entitled "a bill to be entitled an act relating to the minutes of the meetings of the Franklin County Board of Education", for further consideration by your Honorable Body.

Respectfully

S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message and on motion of Representative Yarborough the vote by which the bill passed its third reading is reconsidered.

On motion of Representative Yarborough consideration of the bill is postponed indefinitely.

SENATE CHAMBER

Saturday, June 20, 1959

*Mr. Speaker:*

It is ordered that a message be sent to the House of Representatives with the information that the Senate has failed to concur in House amendment to S. B. 440, entitled "a bill to be entitled an act relating to the appointment of Deputy Sheriffs and the fixing of their salaries in Halifax County", and requests no conferees.

Respectfully

S. RAY BYERLY, *Principal Clerk*

SENATE CHAMBER

Saturday, June 20, 1959

*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. 72, entitled "a bill to be entitled an act to amend Chapter 55 of the North Carolina General Statutes", to the end that when a similar action has been taken on the part of the House, we may order the bill enrolled.

Respectfully

S. RAY BYERLY, *Principal Clerk*

SENATE CHAMBER

Saturday, June 20, 1959

*Mr. Speaker:*

It is ordered that a message be sent the House of Representatives requesting the return of H. B. 1344, entitled "a bill to be entitled an act

appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws", for further consideration by the Senate.

Respectfully

S. RAY BYERLY, *Principal Clerk*

On motion of Representative Womble the bill is returned to the Senate for further consideration.

CONFERENCE REPORT

TO THE PRESIDENT OF THE SENATE AND  
SPEAKER OF THE HOUSE OF REPRESENTATIVES

We, the following Conferees on the part of the Senate and the House of Representatives, appointed to resolve the differences between the two Bodies existing as to H. B. 871, entitled "a bill to be entitled an act to provide that the Board of County Commissioners shall fill vacancies in the Board in certain counties", beg leave to report that we have agreed as follows:

(1) That the Senate recede from its amendment with reference to Craven County and that, therefore, the words "Craven County" be not included within the proviso of said bill, as the same passed the House of Representatives.

(2) That the House of Representatives concur in the remaining Senate amendments and that the bill be enrolled for ratification accordingly.

Respectfully submitted this 20th of June, 1959.

S/ Thomas G. Dill

Tom Newman

Sam L. Whitehurst

Conferees on the part of the  
House of Representatives

S/ J. Emmett Winslow

W. Frank Forsyth

Conferees on the part of the Senate

On motion of Representative Dill the Conference Report is adopted.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Saturday, June 20, 1959

*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. 871, entitled "a bill to be entitled an act to provide that the Board



of County Commissioners shall fill vacancies in the Board in certain counties", to the end that when a similar action has been taken on the part of the House, you may order the bill enrolled.

Respectfully  
S. RAY BYERLY, *Principal Clerk*

Pursuant to the above message, the House having adopted a similar report, the bill is ordered enrolled.

#### INTRODUCTION OF BILLS AND RESOLUTIONS

Bills and resolutions are introduced, read the first time, and disposed of as follows:

H. B. 1363, a bill to be entitled an act amending General Statutes 153-6 so as to provide that vacancies on the Board of Commissioners of Sampson County shall be filled by appointment of the remaining members of said board.

On motion of Representative Newman the rules are suspended and the bill is placed on its immediate passage.

Passed first reading.

Rules suspended.

Passes its second and third readings and is ordered sent to the Senate.

#### 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. 388, a bill to be entitled an act to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired Commissioners to emergency duty on the Commission.

Returned for concurrence in Senate amendment.

On motion of Representative Uzzell the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1057, a bill to be entitled an act to pay six per cent interest to prime contractors on final payments due them not paid within thirty days after completion, occupancy, or acceptance of State buildings.

Returned for concurrence in Senate amendment.

On motion of Representative Strayhorn the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1355, a bill to be entitled an act to increase the salary of the Sheriff of Wake County.

Returned for concurrence in Senate amendment.

On motion of Representative Harris of Wake the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 709, a bill to be entitled an act to create the State Law Enforcement Officers' Death Benefit Act.

Returned for concurrence in Senate amendment.

On motion of Representative Buchanan the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 498, a bill to be entitled an act to authorize a special commission to celebrate the 250th Anniversary of the Town of New Bern, and to make an appropriation therefor.

Returned for concurrence in Senate amendment.

On motion of Representative Whitehurst the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 581, a bill to be entitled an act appropriating funds to the State Board of Education for a program of education by television in the schools of the State.

Returned for concurrence in Senate amendment.

On motion of Representative Humphrey the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1141, a bill to be entitled an act to authorize the State Board of Education to employ additional personnel in order to enable it to more adequately carry out the duties and functions of the Board and to make an appropriation for this purpose.

Returned for concurrence in Senate amendment.

On motion of Representative Hargett the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1344, a bill to be entitled an act appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws.

Returned for concurrence in Senate amendment.

The bill is placed on the Calendar.

H. B. 1356, a bill to be entitled an act to increase the salary of the Clerk of Superior Court of Wake County.

Returned for concurrence in Senate amendment.

On motion of Representative Harris of Wake the House concurs in the Senate amendment and the bill is ordered enrolled.

## CALENDAR

Bills and resolutions in the Calendar are taken up and disposed of as follows:

S. B. 502, a bill to be entitled an act to amend Subsection 43 of General Statutes 153-9 relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Lloyd, McLaughlin, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Turner, Umstead, Valentine, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarbrough and Yates—93.

Those voting in the negative are: None.

S. B. 508, a bill to be entitled an act to authorize the Board of Commissioners of Harnett County to increase the special tax levy for the county Farm Agent and Home Demonstration Agent from three to five cents.

Passes its third reading by the following vote and is ordered enrolled.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Lloyd, McLaughlin, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Turner, Umstead, Valentine, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarbrough and Yates—93.

Those voting in the negative are: None.

H. B. 1325, a bill to be entitled an act to amend Subsection 43 of General Statutes 153-9 relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County.

On motion of Representative Bryant consideration of the bill is postponed indefinitely.

H. B. 1268, a bill to be entitled an act to amend General Statutes 105-281 of the General Statutes relating to property subject to taxation.

Passes its third reading by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Ansell, Barwick, Belk, Bell, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Bryant, Buchanan, Burleson, Burrow, Bynum, Byrd, Byrum, Childers, Coates, Courtney, Cover, Davis of Lenoir, Davis of Rutherford, Dill, Dolley, Doughton, Drummond, Edmisten, Gaither, Gobble, Greenwood, Gregory, Hardy, Hargett, Harriss of Rowan, Harris of Wake, Hawfield, Henley, Herbert, Hicks, High, Hill of Catawba, Hill of Durham, Holcombe of Madison, Holcombe of Yancey, Horton, Hostetler, Humphrey, Hunt, Jackson, Johnson, Jones of Ashe, Jones of Pitt, Jordan, Kemp, Kerr, Kiser, Lackey, Lloyd, McLaughlin, Murphrey of Halifax, Newman, O'Neal, Palmer, Patterson, Philpott, Powell, Raby, Regan, Reid, Rodenbough, Satterfield, Sermons, Snapp, Spruill, Stone, Story, Strayhorn, Turner, Umstead, Valentine, Watkins, Whitley, Whitmire, Wicker, Williamson, Wilson, Womble, Woodard of Northampton, Woodard of Wilson, Wooten, Yarborough and Yates—93.

Those voting in the negative are: None.

H. B. 399, a bill to be entitled an act to amend General Statutes 20-185 relating to expense allowances for certain employees of the State.

Representative Byrd offers an amendment which fails of adoption.

On the passage of the bill on its third reading, as amended, Representative Britt of Bladen calls for the "Ayes" and "Noes"; the call sustains.

The roll of the House is called and the bill passes its third reading, as amended, by the following vote and is ordered sent to the Senate.

Those voting in the affirmative are: Representatives Barwick, Blue, Bowman, Braswell, Britt of Bladen, Britt of Robeson, Brock, Burgess, Burleson, Burrow, Bynum, Byrd, Coates, Courtney, Crawford of Buncombe, Davis of Lenoir, Davis of Rutherford, Dill, Drummond, Edmisten, Gobble, Greenwood, Gregory, Hardy, Henley, High, Hill of Catawba, Holcombe of Madison, Horton, Hunt, Jackson, Jones of Ashe, Jones of Pitt, Jordan, Lackey, Lloyd, O'Neal, Palmer, Powell, Quinn, Raby, Regan, Rodenbough, Satterfield, Sermons, Spruill, Stone, Thomas, Valentine, Watkins, Whitehurst, Whitmire, Wicker, Williamson, Woodard of Northampton, Wooten and Yarborough—57.

Those voting in the negative are: Representatives Belk, Black, Bryant, Byrum, Childers, Dolley, Harriss of Rowan, Harris of Wake, Hawfield,

Hicks, Hill of Durham, Holcombe of Yancey, Humphrey, Kennedy, Kiser, McLaughlin, Murphrey of Halifax, Newman, Patterson, Philpott, Snapp, Story, Strayhorn, Turner, Umstead, Whitley, Wilson, Womble, Woodard of Wilson and Yates—30.

The following pairs are announced: Were Representative Delamar present he would vote "Aye", Representative Johnson votes "No"; were Representative Etheridge present he would vote "Aye", Representative Kerr votes "No".

H. B. 1352, a bill to be entitled an act to change the effective date of Chapter 879 of the Session Laws of 1959, relating to the Intestate Succession Laws of North Carolina.

Representative Jordan moves that the bill be laid on the table; the motion fails.

The bill passes its third reading and is ordered sent to the Senate without engrossment.

H. B. 1353, a bill to be entitled an act to change the effective date of Chapter 880 of the Session Laws of 1959, relating to the Statutes of Dissent from Wills.

The bill passes its third reading and is ordered sent to the Senate without engrossment.

S. B. 66, a bill to be entitled an act to amend Chapter 102 of the General Statutes relating to land surveys and effecting the official survey base of this State.

Passes its second and third readings and is ordered enrolled.

S. R. 515, a joint resolution by the General Assembly of North Carolina providing for adjournment on Saturday, June 20, 1959.

Representative Snapp offers an amendment which is adopted.

Passes its second and third readings, as amended, and is ordered sent to the Senate for concurrence in House amendment.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 1071. A Joint Resolution authorizing the Governor to appoint an Advisory Committee on Aviation.

H. R. 1085. A Joint Resolution authorizing the Governor to appoint a Commission to study and make recommendations to the Governor as to the necessity and advisability of a reorganization of the State Government in the interest of more efficient and economical administration of the same.

H. R. 1117. A Joint Resolution authorizing the appointment of a special commission to study the feasibility of utilizing public school buildings and school facilities on a year-round or twelve months basis.

H. R. 1123. A Joint Resolution directing the State Board of Education to study teacher evaluation, rating and certification.

H. R. 1262. A Joint Resolution memorializing Congress to legalize the hunting of loons (*Gavia Immer*) either during the regular waterfowl hunting season or otherwise.

H. R. 1322. A Joint Resolution authorizing and directing the Secretary of State to have printed three thousand five hundred copies of the Public School Laws enacted by the General Assembly of 1959, and providing that the distribution thereof be under the direction of the State Superintendent of Public Instruction.

H. R. 1332. A Joint Resolution memorializing the Congress of the United States to enact legislation equalizing the pay scales of retired personnel of the armed services.

H. R. 1361. A Joint Resolution honoring the life and memory of Arthur H. Goodman, former member of the General Assembly.

H. R. 705. A Joint Resolution commending the members of the Commission to study the cause and control of cancer in North Carolina together with the North Carolina Division of the American Cancer Society, the Medical Society of North Carolina and the State Board of Health, and providing for the continuance of this commission during the next biennium.

H. R. 1319. A Joint Resolution authorizing the appointment of a committee to study the practice of confining wild animals as tourist attractions to report back to the 1961 General Assembly.

S. R. 412. A Joint Resolution providing for the appointment of a commission report upon the pay of public school teachers based upon the ability of the individual teacher, and to study and report means of implementing curriculum studies in the public schools.

S. B. 10. An Act to amend Chapter 126 of the General Statutes, entitled "Merit System Council", to extend its application to the State Civil Defense Agency.

S. B. 33. An Act authorizing the Governor and Council of State to furnish replacement Volumes 2C and 3B of the General Statutes of North Carolina to the Justices of the Supreme Court, the Judges and Solicitors of the Superior Courts, the Supreme Court Library and other State officials and agencies.

S. B. 61. An Act to amend Chapter 47 of the General Statutes relating to plats and subdivisions and land surveys and recording of same.

S. B. 64. An Act to amend Chapter 89 of the General Statutes relating to the registration and practice of land surveyors.

S. B. 65. An Act to amend Chapter 154 of the General Statutes, relating to county surveyors.

S. B. 201. An Act to create the Carolina Charter Tercentenary Commission.

S. B. 219. An Act to provide for appointment of personal representatives for recipients of old age assistance, aid to dependent children, or aid to the permanently and totally disabled.

S. B. 225. An Act to amend General Statutes 7-51 so as to make consistent the retirement provisions with respect to Justices of the Supreme Court, Superior Court Judges and the Attorney General.

S. B. 318. An Act to authorize the expenditure of not to exceed \$150,000 out of the Contingency and Emergency Fund for the construction of Shore Protective Works.

S. B. 340. An Act to amend General Statutes 20-16 to create a point system for suspension of operators' and chauffeurs' licenses to promote public safety on the highways.

S. B. 376. An Act to appropriate the sum of twenty thousand dollars (\$20,000.00) to North Carolina State College to establish the position of an extension Wildlife Specialist.

S. B. 394. An Act to require the State Highway Commission to place on record deeds of easements granting rights of way and easements of any character to said commission.

S. B. 437. An Act appropriating funds to the State Department of Agriculture for the establishment and operation of a Poultry and Cattle Diagnostic Laboratory to be located within the Thirty-Third Senatorial District.

S. B. 448. An Act to adopt the Uniform Act for simplification of fiduciary security transfer in North Carolina.

S. B. 466. An Act to exempt certain annuities from inclusion in the gross value of estates for inheritance tax purposes.

S. B. 470. An Act to provide for purchase of liability insurance coverage on all State-owned motor vehicles.

S. B. 491. An Act to appropriate funds for the operation and development of Fort Fisher State Historic Site.

S. B. 492. An Act authorizing counties and municipalities to make appropriations and levy taxes to meet the expenses of suppressing riots or insurrections or in handling any extraordinary breach of law and order and to add to the purposes for which bonds and notes may be issued.

S. B. 495. An Act to amend General Statutes 66-84 of Article 17 of Chapter 66 of the General Statutes relating to false advertising as to going-out-of-business sales so as to make the same applicable to Halifax county.

S. B. 498. An Act to require financial responsibility certified to the Utilities Commission or the Interstate Commerce Commission to conform to the Vehicle Financial Responsibility Act of 1957.

S. B. 500. An Act amending General Statutes 81-74 and rewriting General Statutes 81-77 relating to the storage, handling and distribution of liquid fertilizer.

S. B. 506. An Act to amend Chapter 108 of the General Statutes so as to make the rules and regulations promulgated by the Board of Public Welfare subject to the approval of the Director of the Budget and the Advisory Budget Commission.

S. B. 511. An Act to authorize any member of a County Board of Public Welfare to inspect the records, documents, case histories, medical reports and other data on file in the office of the County Superintendent of Public Welfare or in the custody of any case worker or agent of the County Superintendent of Public Welfare.

S. B. 514. An Act authorizing the County Commissioners of Martin County and the governing bodies of the various municipalities within said county to enact ordinances regulating the operation of juke boxes in said county.

S. B. 516. An Act to allow the qualified electors of Halifax County to determine in a special election which of two proposed methods of selecting members of the said Board of Alcoholic Control shall be adopted for Halifax County.

S. B. 517. An Act to amend Chapter 1053, 1959 Session Laws of North Carolina to include therein provisions for permitting salary increases for certain State employees who are paid out of special funds or from sources other than tax revenues to the same extent as other State employees provided funds are made available from operations or from sponsoring agents.

H. B. 12. An Act to amend and supplement "The Revenue Act", being Subchapter I of Chapter 105 of the General Statutes.

H. B. 142. An Act to amend Chapter 1100 of the Session Laws of 1951 relating to appropriation of funds necessary to pay the State's proportion of costs of the Atlantic States Marine Fisheries.

H. B. 232. An Act to reimburse J. W. Ellis for personal expenses and obligations incurred in connection with an incident while carrying out his duties as an employee of the Wildlife Resources Commission.

H. B. 294. An Act to provide aid to the Highlands Biological Station, Incorporated.

H. B. 329. An Act to amend General Statutes 135-1 so as to make certain employees of the National Guard eligible for membership in the Teachers' and State Employees' Retirement System.

H. B. 447. An Act to amend various sections of Chapter 20 of the General Statutes entitled motor vehicles.

H. B. 471. An Act to authorize the Attorney General to appoint an additional assistant Attorney General.



H. B. 481. An Act appropriating to the Moore's Creek Battleground Association the sum of five hundred dollars for each year of the biennium for the celebration of the Battle of Moore's Creek Bridge.

H. B. 540. An Act to authorize the Board of County Commissioners of Carteret County to fix fees charged by county officials and to fix the number of salaried county employees and the compensation of county officials and employees.

H. B. 563. An Act to clarify and amend the Workmen's Compensation Act as it relates to the approval of attorney's fees.

H. B. 703. An Act to appropriate to the Department of Agriculture sufficient funds to establish a Swine Diagnostic Center in Lenoir County.

H. B. 715. An Act to amend Chapter 1105 of the Session Laws of 1955 relating to the compensation of the Clerk of the Superior Court of Mitchell County.

H. B. 755. An Act to provide for registration of sanitarians for the protection of the public health.

H. B. 767. An Act to provide aid to the Brevard Music Foundation, Incorporated.

H. B. 785. An Act to appropriate funds from the General Fund to the North Carolina Firemen's Pension Fund.

H. B. 801. An Act to amend General Statutes 46-14 relating to judgments rendered in partition proceedings.

H. B. 805. An Act to appropriate to State College sufficient funds with which to establish a swine evaluation station.

H. B. 819. An Act to make an appropriation to construct a State Office Building to house the Teachers' and State Employees' Retirement System, the Local Governmental Employees' Retirement System, and the North Carolina Public Employees' Social Security Agency, and other departments and agencies.

H. B. 872. An Act to amend the Vehicle Financial Responsibility Act of 1957.

H. B. 921. An Act to transfer certain capital improvement funds from the Goldsboro Training School to the State Hospital at Goldsboro.

H. B. 945. An Act requiring that all deeds, deeds of trust and mortgages on real estate accepted for probate and registration in the counties designated herein shall show thereon the name of the draftsman.

H. B. 966. An Act to provide for the restoration of the Wade Hampton Museum now located at the base section at Morehead City and to provide for its preservation and display.

H. B. 989. An Act to amend General Statutes 157-3(2) relating to the definition of the word "City".

H. B. 1003. An Act to amend General Statutes 84 relating to Attorneys at Law.

H. B. 1011. An Act to create the Perquimans Peace Officers' Relief Association.

H. B. 1015. An Act to rewrite General Statutes 110-39 pertaining to neglect and encouragement of delinquency of children.

H. B. 1042. An Act amending General Statutes 14-72 relating to larceny and the receiving of stolen goods.

H. B. 1052. An Act to provide for the removal of Justices of the Peace from office for certain causes.

H. B. 1074. An Act to amend Chapter 1058 of the Session Laws of 1957 relating to false advertising as to going-out-of-business sales.

H. B. 1086. An Act relating to the compensation of certain officials of Alamance County.

H. B. 1087. An Act to repeal Chapter 232 of the Public-Local Laws of 1935 relating to the compensation of certain employees of Alamance County.

H. B. 1103. An Act to amend Article 13 of Chapter 7 of the General Statutes relating to the establishment of and offenses before domestic relations courts by authorizing the governing bodies to establish fees to be charged by said courts, and to authorize said courts to collect alimony and non-support payments.

H. B. 1104. An Act to amend Article 2 of Chapter 42 of the General Statutes by adding a new section to allow landlord's lien on crop insurance for rents and advances.

H. B. 1111. An Act to amend General Statutes 106-266.8(j) to extend the jurisdiction of the State Milk Commission in certain emergency situations.

H. B. 1130. An Act amending Chapter 631, Session Laws of 1955, relating to the authority of the Board of Conservation and Development to regulate the taking of fish from that part of Yeopim River and its tributaries lying within Perquimans County.

H. B. 1142. An Act to amend General Statutes 115-148 relating to reports of Superintendents, Principals, Teachers and other employees in the Public Schools of this State.

H. B. 1166. An Act to amend General Statutes 1-305 relating to the issuance of executions on unsatisfied judgments.

H. B. 1170. An Act to amend General Statutes 35-31 pertaining to the commitment of inebriates.

H. B. 1180. An Act to amend General Statutes 2-10 relating to the number of assistant clerks of Superior Court who may be appointed in each county.

H. B. 1188. An Act to amend the Arson Laws, being Article 15, Chapter 14 of the General Statutes.

H. B. 1189. An Act fixing the salaries of certain public officials of Alamance County.

H. B. 1190. An Act to amend General Statutes 14-346.1 so as to make the same applicable to Alamance County.

H. B. 1197. An Act to repeal General Statutes 113-200 relating to the taking of unculled oysters for planting purposes.

H. B. 1243. An Act to authorize the Board of Aldermen of the Town of Wrightsville Beach to construct, improve, enlarge, extend, equip and lease properties relating to tourists and resort-convention hotels in the Town of Wrightsville Beach and to issue revenue bonds therefor.

H. B. 1245. An Act to authorize the State to participate with the Federal Government in the protection of migratory waterfowl in Hyde County.

H. B. 1258. An Act relating to the sale of rock fish in Halifax and Northampton Counties.

H. B. 1259. An Act to provide for the codification and printing of the Machinery Act, the same being Chapter 310 of the Public Laws of 1939, as amended.

H. B. 1260. An Act to amend Chapter 52 of the General Statutes so as to validate certain conveyances between husband and wife.

H. B. 1261. An Act to amend General Statutes 97-90 relating to certain fees and charges in Workman's Compensation cases involving third-party tort-feasors.

H. B. 1276. An Act to establish the John Motley Morehead Memorial Commission and to authorize it to acquire property and gifts and to do all things necessary to establish a perpetual memorial at the Blandwood homeplace of John Motley Morehead, Greensboro, North Carolina.

H. B. 1288. An Act to extend the jurisdiction of the Recorder's Court of the Town of Mount Holly, Gaston County, North Carolina, to include all of River Bend Township.

H. B. 1308. An Act to amend Chapter 382, Session Laws of 1947, as amended by Chapter 575, Session Laws of 1953, and re-enacted by Chapter 401, Session Laws of 1957, relating to the issuance of school building bonds by districts and the levy of taxes for the payment of principal and interest on such bonds.

H. B. 1331. An Act providing that S. B. 430, ratified on the 16th day of June 1959, and creating the "East Carolina Airport Authority" shall not apply to the Counties of Martin, Washington and Wilson.

H. B. 1341. An Act to amend Chapter 156 of the General Statutes relating to the establishment of drainage districts.

H. B. 1349. An Act to authorize transfer of \$30,000 from a certain capital improvement appropriation made to State College of Agriculture and Engineering in 1957 to a different capital improvement project.

H. B. 1360. An Act to amend General Statutes 153-9 so as to authorize the County Commissioners in Rockingham and Graham Counties to assist financially the Soil Conservation Services.

On motion of Representative Kemp the House takes a recess until 1:30 o'clock P. M.

#### AFTERNOON SESSION

June 20, 1959

The House meets pursuant to its recess, Mr. Speaker Hewlett presiding.

On motion of Representative Yarborough, Jane Elizabeth Jolly, daughter of Senator and Mrs. Jolly of Franklin County, Carolyn Belle Proctor and Fletcher Malone Proctor of Arlington, Virginia, Kathleen Anderson Madison and Martha Lloyd Madison of Greencastle, Indiana, Shelley Gwen Eure of Nutley, New Jersey, Nancy Jackson Hinnant and Talmadge Hinnant of Wake County, are made honorary pagettes and pages, respectively, of the House of Representatives.

On motion of Representative Braswell, Cathy Johnson, Lynne Johnson, Annette Johnson, Robert Braswell, Jr., Phyllis Braswell, David Braswell and Scott Braswell of Wayne County are made pagettes and pages, respectively, of the House.

#### MESSAGE FROM THE SENATE

A message is received from the Senate transmitting the following bills which are read the first time and disposed of as follows:

H. B. 957, a bill to be entitled an act to appropriate the sum of fifteen thousand dollars (\$15,000.00) to the Confederate Women's Home at Fayetteville, North Carolina, for capital improvements and other purposes.

Returned for concurrence in Senate amendment.

On motion of Representative High the House concurs in the Senate amendment and the bill is ordered enrolled.

H. B. 1344, a bill to be entitled an act appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws.

Returned for concurrence in Senate amendment.

On motion of Representative Jackson the House concurs in the Senate amendment and the bill is ordered enrolled.

S. B. 488, a bill to be entitled an act to amend General Statutes 97-78, Subsection (a), relating to the salaries of the members of the North Carolina Industrial Commission.

Representative Regan moves that the rules be suspended and the bill placed on the Calendar; the motion fails.

The bill is referred to Committee on Calendar.

#### APPOINTMENTS

Mr. Speaker Hewlett announces the following appointments:

Under the provisions of H. B. 35, an act to create a State Legislative Building Commission and to provide for the erection of a State Legislative Building, and which act was ratified on the 12th day of June, 1959, this is to say I am appointing Honorable B. I. Satterfield and Honorable Thomas J. White.

Under the provisions of H. B. 25, an act abolishing the Governor's Committee on Interstate Co-operation and revising the membership of the North Carolina Commission on Interstate Co-operation, which was duly ratified March 26, 1959, this is to advise that I hereby appoint as members of the North Carolina Commission on Interstate Co-operation, the Honorable R. A. Jones of West Jefferson, the Honorable James C. Bowman of Southport, and the Honorable Herbert Hardy of Maury.

Under the authority given me to appoint a member of the Judicial Council, I hereby appoint A. A. Zollicoffer, Jr., of Henderson, North Carolina.

#### ENROLLED BILLS

Representative Holcombe of Madison, 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. 515. A Joint Resolution by the General Assembly of North Carolina providing for adjournment on Saturday, June 20, 1959.

S. B. 66. An Act to amend Chapter 102 of the General Statutes relating to land surveys and affecting the official survey base in this State.

S. B. 72. An Act to amend Chapter 55 of the North Carolina General Statutes.

S. B. 502. An Act to amend Subsection 43 of General Statutes 153-9 relating to tax levies by counties for certain special purposes so as to make the provisions thereof applicable to Yadkin County.

S. B. 508. An Act to authorize the Board of Commissioners of Harnett County to increase the special tax levy for the County Farm Agent and Home Demonstration Agent from three to five cents.

H. B. 388. An Act to fix the terms, the compensation and retirement benefits of members of the Utilities Commission, and to provide for the assignment of retired commissioners to emergency duty on the Commission.

H. B. 399. An Act to amend General Statutes 20-185 relating to expense allowances for certain employees of the State.

H. B. 498. An Act to authorize a special commission to celebrate the 250th Anniversary of the Town of New Bern, and to make an appropriation therefor.

H. B. 581. An Act appropriating funds to the State Board of Education for a program of education by television in the schools of the State.

H. B. 709. An Act to create the State Law Enforcement Officers' Death Benefit Act.

H. B. 760. An Act to clarify and amend the provisions of the Workmen's Compensation Act as it relates to rights and remedies against third persons.

H. B. 871. An Act to provide that the Board of County Commissioners shall fill vacancies occurring in the board in certain counties.

H. B. 950. An Act to provide for purchase of adequate liability insurance coverage on all State-owned motor vehicles under the control of the General Services Division.

H. B. 957. An Act to appropriate the sum of fifteen thousand dollars (\$15,000.00) to the Confederate Women's Home at Fayetteville, North Carolina, for capital improvements and other purposes.

H. B. 1057. An Act to pay six per cent interest to prime contractors on final payments due them not paid within thirty days after final completion, occupancy, or acceptance of State buildings.

H. B. 1089. An Act to authorize the Board of County Commissioners of Mitchell County to levy a special tax for the purpose of supplementing retirement benefits of retired county officials and employees.

H. B. 1141. An Act to authorize the State Board of Education to employ additional personnel in order to enable it to more adequately carry out the duties and functions of the board and to make an appropriation for this purpose.

H. B. 1150. An Act to appropriate funds for the development of Bentonville Battleground State Historic Site.

H. B. 1263. An Act to provide for elections on the question of annexing certain areas in Durham County to the Durham City Administrative School Unit.

H. B. 1335. An Act to clarify the taxable status of property within the territory newly annexed by the City of Charlotte.

H. B. 1344. An Act appropriating funds to the State Department of Agriculture for the purpose of employing additional auditors to implement the reporting requirements of the feed and fertilizer laws.

H. B. 1354. An Act relating to the Mayor's Court in the Town of Whiteville, Columbus County.

H. B. 1355. An Act to increase the salary of the Sheriff of Wake County.

H. B. 1356. An Act to increase the salary of the Clerk of Superior Court of Wake County.

H. B. 1362. An Act to amend Chapter 1280 of the Session Laws of 1957 relating to delinquent taxes in Harnett County.

SPECIAL MESSAGE FROM THE SENATE

SENATE CHAMBER

Saturday, June 20, 1959

*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 may be declared sine die.

Respectfully

S. RAY BYERLY, *Principal Clerk*

Pursuant to the information contained in the above Senate message, and resolution heretofore adopted, 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 of Representatives and the Senate are thrown open, the President 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 1959, adjourned sine die.

S/ Addison Hewlett, Jr., Speaker  
House of Representatives,  
Session 1959

S/ Annie E. Cooper, Principal Clerk  
House of Representatives,  
Session 1959

INVENTORY OF OFFICE FURNITURE, FIXTURES  
AND OTHER PROPERTY*In Principal Clerk's Office :*

- 1 Executive Desk
- 1 Flat top desk
- 2 Typist desks
- 2 Oak arm revolving chairs
- 2 Typist chairs
- 1 Steele filing cabinet (4 drawers)
- 1 Goose neck lamp
- 1 Pencil sharpener
- 2 6x8 Shaw Walker card files
- 4 Bill files
- 1 Pair scissors
- 2 Desk pens and holders
- 2 Numbering machines
- 2 Dictionaries
- Supply of rubber stamps, clip boards, wire letter trays, waste baskets, ink, ash trays and miscellaneous items of small office supplies.

*In Journal Office :*

- 4 Typist desks
- 4 Leather typist chairs
- 1 Small table
- 1 Large table
- 1 Costumer
- 1 Bowl and pitcher
- Supply of miscellaneous supplies

*In Engrossing Office :*

- 4 Large secretary's desks
- 10 Typing chairs
- 22 Typewriter desks
- 6 Straight chairs
- 1 Floor lamp
- 8 Goose neck lamps
- 2 Costumers
- 11 Waste paper baskets
- 1 Screen
- Supply of stationery, supplies, etc.

*In Sergeant-at-Arms Department :*

- 1 Bookcase
- 3 Water coolers
- 1 Stone ten quart Water cooler
- 4 Paper cup dispensers
- 4 Costumers



- 1 Large revolving office chair
- 1 Large desk—flat top
- 1 Roll top desk
- 2 Desk lamps
- 1 Vacuum cleaner—Krako Convertible
- 98 Waste paper baskets
- 55 Straight chairs (rear lobby and press)
- 4 Straight arm chairs
- 71 Brass cuspidors and rubber mats

*In Speaker's Office:*

- 1 Executive desk
- 1 Leather arm chair
- 1 Typist desk
- 1 Leather typist chair
- 1 Set brass andirons and fender
- 1 4-way lamp
- 1 4-drawer steel file

AMOUNTS PAID MEMBERS, OFFICERS, AND EMPLOYEES OF THE  
NORTH CAROLINA HOUSE OF REPRESENTATIVES  
SESSION OF 1959

*Membership*

	Per Diem	Subsistence	Mileage
Addison Hewlett, Jr. ....	\$ 2,400.00	\$ 974.00	\$ 218.75
119 Members @ \$15.00 .....	214,200.00	126,515.13	37,143.92
	\$216,600.00	\$127,489.13	\$37,362.67

*Organizing House*

	No. of Days	Amount
Mrs. Annie E. Cooper .....	20	\$ 400.00
Mrs. Lula S. Satisfy .....	16	240.00
Mrs. Letha McCurdy .....	1	13.00
Mrs. Iva Andrews .....	2	30.00
Mrs. Ida McKimmon .....	2	30.00
Frances Gill .....	14	168.00
Josephine McCullers .....	14	168.00
Kathleen Byrd .....	2	12.00
Jean Shannon .....	2	12.00
Mrs. Sally Swift .....	2	24.00
Mrs. Edna Noe .....	2	26.00
Mrs. Pearl Liles .....	2	16.00
Fred Badders .....	2	16.00
David E. Robertson .....	9	72.00
Ray Haywood .....	9	72.00
Henry Barnhill .....	6	48.00
Eddie High .....	2	16.00

Charlie A. Robertson.....	2	16.00
Claude Bizzell.....	2	16.00
		<hr/>
		\$1,395.00

*Speaker's Office*

	No. of Days	Amount
Mrs. Inez S. Plonk.....	150	\$1,950.00
Reverend Alphonso Jordan, Chaplain.....	137	1,233.00
		<hr/>
		\$3,183.00

*Principal Clerk's Office*

	No. of Days	Per Diem	Mileage
Mrs. Annie E. Cooper, Principal Clerk.....	157	\$ 3,140.00	\$
Mrs. Lula S. Satsky, Journal Clerk.....	157	2,355.00	
Mrs. Iva B. Andrews, Calendar Clerk.....	154	2,310.00	15.40
Mrs. Shelton T. Pritchard, Asst. Calendar Clerk.....	154	2,002.00	
Mrs. Dorothy Lefort, Asst. Calendar Clerk....	154	2,002.00	
Mrs. Lucile Shore Coburn, Asst. Journal Clerk	154	2,002.00	4.60
Mrs. Letha P. McCurdy, Asst. Journal Clerk	154	2,002.00	
Mrs. Louise W. Murphy, Asst. Journal Clerk	154	2,002.00	
Samuel L. Reich, Asst. Journal Clerk.....	116	1,508.00	22.40
William Atlas Baker, Asst. Journal Clerk.....	26	338.00	
Mrs. Sally M. Swift, Disbursing Clerk.....	157	1,884.00	
Mrs. Edna Noe, Disbursing Clerk.....	154	2,002.00	
John D. Tiedeman, Joint Assistant Calendar Clerk.....	129	838.50	
Mrs. Ruth H. Fountain, Asst. Calendar Clerk	124	1,612.00	
		<hr/>	<hr/>
		\$25,997.50	\$42.40

*Reading Clerk*

William J. Arthur.....	137	\$ 2,192.00	\$ 6.00
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*Engrossing Office*

Mrs. Ida S. McKimmon, Engrossing Clerk....	143	\$ 2,145.00
Mrs. Evelyn T. Crump.....	137	1,644.00
Ruby Penny Norwood.....	136	1,632.00
Mrs. Doris W. Wedding.....	132	1,584.00
Mrs. Alta B. Chalmers.....	128	1,536.00
Eugenia Herring.....	137	1,644.00
Mrs. Josephine C. Hedrick.....	130	1,560.00
Mrs. Sallie E. Shimer.....	130	1,560.00
Mrs. Sara S. Armstrong.....	136	1,632.00
Nancy Lee Pate.....	132	1,584.00

Mrs. Dess M. Gurganus .....	131	1,572.00	
Mrs. Frances E. Gill .....	137	1,644.00	
Mrs. Josephine McCullers .....	137	1,644.00	3.00
		<hr/>	<hr/>
		\$21,381.00	\$ 3.00

*Printed Bills Office*

	No. of Days	Per Diem	Mileage
Mrs. Cecile Bickett Barrow .....	135	\$ 1,620.00	
Mrs. Callie H. Brassfield .....	71	852.00	
Mrs. Hilda D. Denton .....	131	1,572.00	\$ 13.40
Mrs. Margaret D. Mitchiner .....	131	1,572.00	
Mrs. Jeanie B. Yarborough .....	137	1,644.00	
		<hr/>	<hr/>
		\$ 7,260.00	\$ 13.40

*Committee Clerks*

	No. of Days	Per Diem	Mileage
Mrs. Carolyn S. Joslin, Conservation & Development .....	132	1,584.00	
Mrs. Elizabeth B. Cranford, Military Affairs	131	1,572.00	
Mrs. Annie D. Johnson, Agriculture .....	130	1,560.00	
Mrs. Mildred W. Malone, Rules .....	131	1,572.00	5.80
Mrs. Dorothy W. Topping, Local Government	132	1,584.00	26.40
Mrs. Sue Atkins, Employment Security .....	131	1,572.00	
Martha Gretchen Barnette, Judiciary No. 2 ..	131	1,572.00	
Mrs. Ann E. Ashby, Manufacturing & Labor	102	1,224.00	
Mrs. Claudia Lynch, Penal Institutions .....	131	1,572.00	
Mrs. Mary Frances Kelly, Courts & Judicial Districts .....	131	1,572.00	
Mrs. Sally W. Peele, Counties, Cities & Towns .....	131	1,572.00	2.00
Mrs. Ruth W. Thomas, Propositions & Grievances .....	131	1,572.00	5.80
Mrs. Frances E. Payne, Salaries and Fees .....	129	1,548.00	2.60
Mrs. Ann P. Stronach, Public Welfare .....	130	1,560.00	
Mrs. Ruth S. Fortune, Public Utilities .....	130	1,560.00	
Mrs. Marian M. Aycock, Education .....	130	1,560.00	
Mrs. Rennie R. Dupree, Judiciary No. 1 .....	130	1,560.00	
Mrs. Gwendolyn D. Stewart, Wildlife Resources .....	124	1,488.00	
Mrs. Marion G. Williams, Health .....	130	1,560.00	
Catherine Paschal, Insurance .....	124	1,488.00	3.20
Mrs. Helen T. Walker, Corporations .....	122	1,464.00	1.20
Mrs. Nell Herndon, Constitutional Amendments .....	122	1,464.00	
Mrs. Loraine E. Newsome, Roads & Highway Safety .....	118	1,416.00	

Mrs. Mary P. Braswell, Commercial Fisheries & Oyster Industry.....	117	1,404.00	
Mrs. Kathryn W. Bartholomew, Senatorial Districts .....	116	1,392.00	
Mrs. Joan C. Drum, Banks and Banking.....	108	1,296.00	29.00
Mrs. Janice C. Boyd, Veterans' Administration	54	648.00	
Mrs. Katherine L. Andrews, Appropriations....	151	1,963.00	
Mrs. Anne V. Davis, Finance .....	143	1,846.00	
Mrs. Elizabeth Shaft, Mental Institutions.....	58	696.00	
Irma Fleming, State Government.....	124	1,488.00	17.00
Mrs. Allene P. Hightower, Higher Education...	137	1,644.00	
Mrs. Virginia H. Johnson.....	13	169.00	
		<hr/>	
		\$ 47,742.00	\$ 93.00

*Pages*

	No. of Days	Per Diem	Mileage
Harold M. Lancaster.....	137	1,027.50	10.00
Carol Ann Combs.....	17	102.00	
James Monroe Cope.....	83	498.00	50.00
George G. Greenwood.....	20	120.00	
Theodore H. Hewlett.....	5	30.00	
Wilbur Lee Johnston, Jr.....	27	162.00	
Walter B. Jones, II.....	12	72.00	
Perry E. McCotter, Jr.....	83	498.00	
Richard D. O'Neal.....	27	162.00	
Charles R. Poteet.....	20	120.00	
John R. Riley.....	137	822.00	
Julian R. Taylor.....	83	498.00	
Mary Moon Taylor.....	12	72.00	
Woodrow M. Taylor.....	39	234.00	
Robert A. Wicker.....	20	120.00	
Clinton A. Williams, Jr.....	5	30.00	
James A. Woodard.....	20	120.00	
Oral L. Yates, Jr.....	19	114.00	
Dianne L. Burgess.....	44	264.00	34.20
Edward M. Covert.....	12	72.00	
James P. Davenport.....	52	312.00	11.20
Mary E. Garrett.....	51	306.00	
Hugh F. Hargett.....	40	240.00	20.00
Robert C. Hunter.....	12	72.00	42.40
Brian Lee Johnston.....	51	306.00	
Vincent F. Jones.....	47	282.00	80.00
John L. McCotter, III.....	51	306.00	
Elmer T. Malone, Jr.....	51	306.00	6.00
James W. Pierce.....	51	306.00	1.20
William L. Pleasants.....	51	306.00	2.00
Mary Ann Swindell.....	51	306.00	2.00
Carolyn E. Wallace.....	12	72.00	

Kay Battle Yearby.....	46	276.00	
Edward F. Boyette.....	12	72.00	
Paul Edgar Castelloe.....	26	156.00	18.00
Robert E. Dalton.....	87	522.00	66.80
Walter B. Davis, III.....	26	156.00	
John T. Henley, Jr.....	5	30.00	
Gregory S. High.....	5	30.00	
Sidney R. High.....	12	72.00	
Norman E. Leafe, Jr.....	26	156.00	29.00
Ernest H. Newman.....	12	72.00	
Edward H. Wilson, Jr.....	87	522.00	14.40
Laura E. Worthington.....	12	72.00	
Don Drummond.....	5	30.00	
Kelly Joe Edmisten.....	12	72.00	
John R. Gunter.....	40	240.00	
Ann Taylor McRae.....	12	72.00	
George E. Sutton.....	12	72.00	
Elizabeth K. Turner.....	40	240.00	
Melvin G. Williams.....	40	240.00	17.00
Dan K. Boone.....	12	72.00	
John E. Carriker.....	12	72.00	
Ida Louise Forbes.....	5	30.00	
Elizabeth L. Ponton.....	12	72.00	
Frances Gay Whitehurst.....	19	114.00	
George V. Wynn, II.....	54	324.00	
		<hr/>	<hr/>
		\$12,043.50	\$404.20

*Sergeant-at-Arms Department*

	No. of Days	Per Diem	Mileage
J. H. Warren, Sergeant-at-Arms.....	150	\$ 2,400.00	\$ 10.00
Fred Badders.....	137	1,096.00	8.80
Claude Bizzell.....	137	1,096.00	
Charles H. Bryan, Jr.....	137	1,096.00	3.20
Ben Eaton, III.....	129	1,032.00	
Milton R. Gorham.....	69	552.00	
Ray Haywood.....	101	808.00	
Leila Herring.....	115	920.00	
Berkley O. High.....	103	824.00	
Eddie High.....	137	1,096.00	
A. P. Hobbs.....	128	1,024.00	24.00
Frank A. James.....	135	1,080.00	
Pearl T. Liles.....	137	1,096.00	
Eli P. McKoy.....	131	1,048.00	
Howard E. Moody.....	137	1,096.00	
Jake Nurkin.....	124	992.00	4.60
Charlie A. Robertson.....	154	1,232.00	
Luke P. Sherard.....	137	1,096.00	
Fabius H. Stephenson.....	131	1,048.00	

Kemp Battle Ewing.....	17	136.00	3.40
Andrew W. Fellers, Jr.....	34	272.00	
James Turpin.....	40	320.00	50.00
Owen Odum.....	101	808.00	6.00
David E. Robertson.....	101	808.00	
Henry Barnhill.....	111	888.00	18.00
		<hr/>	<hr/>
		\$23,864.00	\$128.00

*Joint Warrant Clerks*

	No. of Days	Per Diem	Mileage
Mrs. Kathleen Byrd.....	157	\$ 942.00	
Mrs. Jean K. Shannon.....	157	942.00	
		<hr/>	
		\$1,884.00	

*Joint Porter*

A. A. Anderson.....	145	\$ 580.00	
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*Summary*

Departments	Per Diem	Mileage
Organizing House .....	\$ 1,395.00	\$
Speaker's Office .....	3,183.00	
Principal Clerk's Office .....	25,997.50	42.40
Reading Clerk.....	2,192.00	6.00
Engrossing Department.....	21,381.00	3.00
Committee Clerks.....	47,742.00	93.00
Pages .....	12,043.50	404.20
Printed Bills.....	7,260.00	13.40
Sergeant-at-Arms .....	23,864.00	128.00
Joint Warrant Clerks .....	1,884.00	
Joint Porter.....	580.00	
	<hr/>	<hr/>
	\$147,522.00	\$690.00

**INDEX**

**GENERAL ASSEMBLY**

**1959**





# INDEX

## BY

### COUNTIES AND REPRESENTATIVES

#### ALAMANCE COUNTY

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