

JOURNAL  
of the  
House of Representatives  
of the  
State of Utah

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Twenty-ninth Session  
of the  
LEGISLATURE

Commencing Monday, January 8 and Ending  
Thursday, March 8

1951

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PUBLISHED BY AUTHORITY

PROVIDING FOR PAYMENT BY THE COMMISSION OF FINANCE OF DIVIDENDS TO POLICY HOLDERS OF THE STATE INSURANCE FUND," read the first time and referred to the Reference Committee.

H. B. No. 213

By Messrs. Sheffield, Davis and Thoresen.

"AN ACT AMENDING SECTION 36-6-19, UTAH CODE ANNOTATED, 1943, AS AMENDED BY CHAPTER 61, LAWS OF UTAH, 1945, AS AMENDED BY CHAPTER 49, LAWS OF UTAH, 1947, RELATING TO DESIGNATION OF CERTAIN ROADS AS STATE ROADS," read the first time and referred to the Reference Committee.

H. B. No. 214

By Mr. C. C. Gardner.

(Introduced by title only, see S. B. No. 85.)

"AN ACT TO AMEND SECTION 79-1-38, UTAH CODE ANNOTATED, 1943, RELATING TO UNAUTHORIZED PRACTICE OR BUSINESS, BY ADDING REQUIREMENT THAT NO CERTIFICATES, PLATS, MAPS, PLANS, DRAWINGS, SPECIFICATIONS OR OTHER DOCUMENTS, SHALL BE FILED, RECORDED, ACCEPTED OR APPROVED UNLESS STAMPED WITH OFFICIAL SEAL OF INDIVIDUAL AUTHORIZED BY LAW TO EXECUTE THE SAME," read the first time and referred to the Reference Committee.

H. B. No. 215

By Mr. C. C. Gardner.

(Introduced by title only, see S. B. No. 86.)

"AN ACT TO AMEND SECTION 79-3-6, UTAH CODE ANNOTATED, 1943, RELATING TO THE DEFINITION OF THE PRACTICE OF ARCHITECTURE, MODIFYING THE EXEMPTIONS THEREFROM AND DELETING THE MONETARY LIMITATION ON SIZE OF HOUSES," read the first time and referred to the Reference Committee.

#### INTRODUCTION OF RESOLUTION

H. J. R. No. 15

By Messrs. Woolley and Hopkins.

(Introduced by title only, see S. J. R. No. 4.)

"A JOINT RESOLUTION RATIFYING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES PROPOSED BY THE JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES, RELATING TO THE

TERMS OF OFFICE OF THE PRESIDENT," read the first time and referred to the Reference Committee.

On motion of Representative Young, the House recessed until 2:00 p. m.

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#### AFTERNOON SESSION

The House was called to order by Speaker Kerr at 2:00 p. m.

#### CONSIDERATION OF BILLS ON THIRD READING

*H. B. No. 59* read the third time in full and placed on its final passage.

On motion of Representative Bonacci, the report of the Committee on Labor, with respect to *H. B. No. 59*, was adopted.

On motion of Representative Openshaw, the bill was amended as follows:

Page 1, line 7, delete the word "such".

Page 1, line 8, delete the word "and"; after the word "on", insert the words "Saturday or".

Page 1, line 9, after the word "holiday", delete the balance of the line.

Page 1, line 11, delete the words "last working" and "of said employee"; after the word "such" insert the words "Saturday or"; insert the word "or" in "( )".

Page 1, line 12, after "( )", delete the words "or such regularly designated pay day."

*H. B. No. 59*, as amended, then passed on the following roll call:

Ayes, 36; Nays, 19; Absent, 5.

Those voting in the affirmative were: Representatives Anderson, Sunday C.; Bagnall, Bonacci, Brotherson, Bushnell, Cazier, Cope, Dalebout, Davis, Elswood, Gardner, Charles C.; Henderson, Hinton, Howe, Hurst, Jones, Jarman, Johnson, John H.; Johnson, Lawrence B.; Larsen, Edw. C.; Larson, W. G.; Miller, Openshaw, Peterson, Charles E.; Peterson, Virgil H.; Rees, Romney, Rowberry, Russell, Sevy, Sheffield, Taylor, Thurston, Vance, Walker and White.

Those voting in the negative were: Representatives Albrecht, Anderson, R. Clair; Beezley, Bunderson, Crofts, Frost, Gammell, Gardner, Archie O.; Hopkins, Munk, Patterson, Postma, Swenson, Thoresen, Tietjen, Wood, Woolley, Young and Mr. Speaker.

Day 39

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CLAIMS COURTS," and the same is returned herewith for your further action.

Respectfully,

QUENTIN L. R. ALSTON,  
Secretary of Senate.

Communication filed.

H. B. No. 45 referred to the Committee on Revision and Enrolling to be engrossed.

#### REPORTS OF STANDING COMMITTEES

February 15, 1951.

Mr. Speaker:

Your Reference Committee, to which was referred H. J. R. No. 15, by Messrs. Woolley and Hopkins, reports the same back with a few minor changes assented to by the authors and recommends the same be printed.

Respectfully,

EDNA J. CAZIER,  
Chairman.

Report filed.

On motion of Representative Cazier, the report was adopted.

H. J. R. No. 15 ordered printed and referred to the Committee on Elections.

February 15, 1951.

Mr. Speaker:

Your Reference Committee, to which was referred H. B. No. 203, by Mr. Hinton, reports the same back with a few minor changes assented to by the author and recommends the same be printed.

Respectfully,

EDNA J. CAZIER,  
Chairman.

Report filed.

On motion of Representative Cazier, the report was adopted.

H. B. No. 203 ordered printed and referred to the Committee on Public Lands.

VIDING PENALTIES THEREFOR," has carefully considered said bill and reports the same out without recommendation.

Respectfully submitted,

CHARLES W. ROMNEY,  
Chairman.

Report filed.

*H. B. No. 223* read the second time and placed on the calendar for third reading.

February 19, 1951.

Mr. Speaker:

Your Committee on Elections, to which was referred *H. J. R. No. 15*, by Messrs. Woolley and Hopkins, entitled, "A JOINT RESOLUTION RATIFYING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES PROPOSED BY THE JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES, RELATING TO THE TERMS OF OFFICE OF THE PRESIDENT," has carefully considered said resolution and reports the same out favorably.

Respectfully submitted,

WELBY W. YOUNG,  
Chairman.

Report filed.

*H. J. R. No. 15* read the second time and placed on the calendar for third reading.

#### INTRODUCTION OF BILLS

H. B. No. 265

By Messrs. Miller, Rowberry, W. G. Larson, C. C. Gardner, Mrs. Sunday C. Anderson, Mr. Barton, Mrs. Vance, Messrs. Munk, Albrecht, Luke, Howe, Frost, Sagers, E. C. Larsen, Hinton, Bushnell, Walker, Thurston, White, Lundell, Romney, Jarman, Cope, V. H. Peterson and Mrs. Cazier.

"AN ACT PROVIDING FOR THE ENFORCEMENT OF THE UTAH LIQUOR CONTROL ACT UNDER THE DIRECTION OF THE ATTORNEY GENERAL, DEFINING HIS POWERS AND DUTIES, APPOINTMENT OF AGENTS, THEIR SALARIES, AND PROCESSING OF CLAIMS, AND MAKING AN APPROPRIATION THEREFOR," read the first time and referred to the Reference Committee.

E.; Peterson, Virgil H.; Postma, Rees, Romney, Rowberry, Russell, Sagers, Sevy, Sheffield, Swenson, Taylor, Thoresen, Thurston, Vance, Walker, White, Wood, Woolley, Young and Mr. Speaker.

Absent and not voting: Representative Tietjen.

*H. J. R. No. 12* transmitted to the Senate for its action.

#### CONSIDERATION OF RESOLUTION ON THIRD READING

On motion of Representative Davis, the rules were suspended, and *H. J. R. No. 15* was advanced to the head of the third reading calendar.

*H. J. R. No. 15* read the third time in full and placed on its final passage.

On motion of Representative Young, the report of the Committee on Elections, with respect to *H. J. R. No. 15*, was adopted.

On motion of Representative Davis, the resolution was amended as follows:

Delete the enacting clause and insert the following: "Be it resolved by the Legislature of the State of Utah, both houses concurring therein:".

*H. J. R. No. 15*, as amended, passed on the following roll call:

Ayes, 38; Nays, 18; Absent, 4.

Those voting in the affirmative were: Representatives Albrecht, Anderson, R. Clair; Bagnall, Beezley, Bunderson, Bushnell, Crofts, Dalebout, Davis, Dunn, Frost, Gammell, Gardner, Archie O.; Hopkins, Hurst, Jones, Jarman, Johnson, John H.; Johnson, Lawrence B.; Munk, Openshaw, Patterson, Peterson, Charles E.; Peterson, Virgil H.; Postma, Romney, Russell, Sevy, Sheffield, Swenson, Taylor, Thoresen, Thurston, White, Wood, Woolley, Young and Mr. Speaker.

Those voting in the negative were: Representatives Anderson, Sunday C.; Barton, Bonacci, Brotherson, Cazier, Cope, Elswood, Gardner, Charles C.; Henderson, Hinton, Howe, Larsen, Edw. C.; Larson, W. G.; Luke, Miller, Rees, Sagers and Vance.

Absent and not voting: Representatives Lundell, Rowberry, Tietjen and Walker.

*H. J. R. No. 15*, as amended, transmitted to the Senate for its action.

#### SPECIAL ORDERS

On motion of Representative Bonacci, *S. B. No. 42*, *S. B. No. 43*, *S. B. No. 226* and *S. B. No. 227* were made a special order of business for February 21, at 2:30 p.m., to be considered in the order listed.

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MITTED SUBJECTS ENGINEERING," and the same is transmitted herewith for the signature of the Speaker.

Respectfully,

QUENTIN L. R. ALSTON,  
Secretary of Senate.

Communication filed.

S. B. No. 117 was signed by the Speaker in open session, in the presence of the House and forwarded to the Senate for transmission to the Governor.

February 26, 1951.

Mr. Speaker:

I am directed to inform your Honorable Body that the Senate has this day passed, as amended by the House, under suspension of the rules, H. J. R. No. 15, by Messrs. Woolley and Hopkins, entitled, "A JOINT RESOLUTION RATIFYING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES PROPOSED BY THE JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES, RELATING TO THE TERMS OF OFFICE OF THE PRESIDENT," and the same is returned herewith for your further action.

Respectfully,

QUENTIN L. R. ALSTON,  
Secretary of Senate.

Communication filed.

H. J. R. No. 15 referred to the Committee on Revision and Enrolling to be engrossed.

February 26, 1951.

Mr. Speaker:

I am directed to inform your Honorable Body that the President of the Senate has this day signed in open session, in the presence of the Senate, H. J. R. No. 16, by Messrs. Rees and Jarman, entitled, "A RESOLUTION OF CONDOLENCE TO REPRESENTATIVE LAWRENCE B. JOHNSON UPON THE DEATH OF HIS BROTHER, ELS-

OF UTAH 1949; SECTIONS 42-2a-5, 42-2a-6 AND 42-2a-11, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 53, LAWS OF UTAH 1949; SECTION 42-2a-7, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 56, LAWS OF UTAH 1947 AND CHAPTER 53, LAWS OF UTAH 1949; SECTION 42-2a-14, UTAH CODE ANNOTATED 1943, AS AMENDED BY CHAPTER 68, LAWS OF UTAH 1945 AND CHAPTER 53, LAWS OF UTAH 1949; SECTION 42-2a-16, UTAH CODE ANNOTATED 1943; AND ENACTING NEW SECTIONS 42-2a-25 AND 42-2a-26, RELATIVE TO UNEMPLOYMENT COMPENSATION; BENEFITS; ELIGIBILITY FOR BENEFITS; REQUIRED REPORTS; INELIGIBILITY FOR BENEFITS; EMPLOYER CONTRIBUTIONS; DUTIES OF INDUSTRIAL COMMISSION; MERIT RATING; PENALTIES; PERSONNEL; DEFINING TERMS; "EFFECTIVE DATE," to be engrossed, has been examined by this Committee who has carefully compared the bill as passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the Speaker.

Respectfully submitted,

MERRILL J. WOOD,  
Chairman.

Report filed.

*H. B. No. 184* was signed by the Speaker in open session, in the presence of the House and transmitted to the Senate for the signature of the President.

March 3, 1951.

Mr. Speaker:

Your Committee on Revision and Enrolling, to which was referred *H. J. R. No. 15*, by Messrs. Woolley and Hopkins, entitled, "A JOINT RESOLUTION RATIFYING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES PROPOSED BY THE JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES, RELATING TO THE TERMS OF OFFICE OF THE PRESIDENT," to be engrossed, has been examined by this Committee who has carefully compared the resolution as passed with the enrolled and engrossed copy and finds it correct and returns the same for the signature of the Speaker.

Respectfully submitted,

MERRILL J. WOOD,  
Chairman.

Report filed.

*H. J. R. No. 15* was signed by the Speaker in open session, in the presence of the House and transmitted to the Senate for the signature of the President.

## PROVIDING FOR CERTAIN TYPE FIRE ESCAPES AND OTHER FIRE PREVENTATIVE MEASURES FOR HOTELS."

Respectfully,

QUENTIN L. R. ALSTON,  
Secretary of Senate.

Communication filed.

March 5, 1951.

Mr. Speaker:

I am directed to inform your Honorable Body that the Senate has this day passed, under suspension of the rules, *H. J. R. No. 20*, by Messrs. Rowberry and Openshaw, entitled, "A JOINT RESOLUTION MEMORIALIZING THE UTAH CONGRESSIONAL DELEGATES FOR ASSISTANCE IN HANDLING FEDERAL HOUSING MATTERS AT WENDOVER, UTAH," and the same is returned herewith for your further action.

Respectfully,

QUENTIN L. R. ALSTON,  
Secretary of Senate.

Communication filed.

*H. J. R. No. 20* referred to the Committee on Revision and Enrolling to be engrossed.

March 5, 1951.

Mr. Speaker:

I am directed to inform your Honorable Body that the President of the Senate has this day signed, in open session, in the presence of the Senate, *H. J. R. No. 15*, by Messrs. Woolley and Hopkins, entitled, "A JOINT RESOLUTION RATIFYING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED STATES PROPOSED BY THE JOINT RESOLUTION OF THE SENATE AND HOUSE OF REPRESENTATIVES OF THE UNITED STATES, RELATING TO THE TERMS OF OFFICE OF THE PRESIDENT," and the same is returned herewith for transmission to the Secretary of State.

Respectfully,

QUENTIN L. R. ALSTON,  
Secretary of Senate.

Communication filed.

*H. J. R. No. 15* transmitted to the Secretary of State.