

LEGISLATURE.

CHAPTER 84.

[S. B. No. 199.]

PREScribing THE DUTIES OF PRESIDENT PRO TEMPORE OF THE SENATE.

AN ACT Entitled "An Act Prescribing the Duties of the President *Pro Tempore* of the Senate."

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. WHEN PRESIDENT PRO TEM. TO ACT.] In case of the death, impeachment, resignation, failure to qualify, absence from the State, removal from office, or the disability of the Lieutenant Governor, the powers and duties of the office for the residue of the term, or until he shall be acquitted or the disability removed, shall devolve upon the President *pro tempore* of the Senate; and when presiding over any meeting of the Senate all the powers and duties of the office of Lieutenant Governor shall devolve upon the President *pro tempore* of the Senate.

§ 2. EMERGENCY.] Whereas, there is now no law prescribing the time when the President *pro tempore* of the Senate may take the place of the Lieutenant Governor, an emergency exists, therefore this act shall take effect from and after its passage and approval.

Approved March 6, 1891.

MARRIAGEABLE AGE.

CHAPTER 85.

[S. B. No. 185.]

AMENDMENT TO LAWS OF 1890 IN RELATION TO MARRIAGEABLE AGE.

AN ACT to Amend Chapter 91 of the Laws of 1890.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. AMENDMENT.] That Section 2 of Chapter 91 of the Laws of 1890 be amended to read as follows:

Sec. 2. AGE OF CONSENT TO MARRIAGE.] Any unmarried male of the age of eighteen years or upwards and any unmarried female of the age of sixteen years and upwards, and not otherwise disqualified, are capable of consenting to and consummating marriage; *Provided*, That, if the male is under twenty-one years and the female under eighteen years of age, the license provided for in this act shall not be issued without the consent of the parents or guardian, if there be any.

Approved March 9, 1891.

MILITIA.

CHAPTER 86.

MILITARY CODE.

[H. B. No. 150.]

AN ACT to Provide a Military Code for the State of North Dakota.

Be it Enacted by the Legislative Assembly of the State of North Dakota:

§ 1. WHO COMPOSE MILITIA.] All able bodied male citizens, residents of this State, being eighteen years of age and under the age of forty-five years, excepting persons exempt by law, shall be enrolled in the militia, and perform military duty in such manner not incompatible with the Constitution and Laws of the United States, as hereinafter prescribed.

§ 2. ASSESSOR MAKE LIST OF PERSONS.] It shall be the duty of the assessors of each of the counties of this State, when making the assessment of their respective counties, to make out a list containing the names of all persons in their respective counties liable to perform military duty, and file a copy of such list with the register of deeds in the county, to be by him kept as a matter of reference, and also to transmit to the Secretary of State a copy, to be by him kept as a matter of reference in his office, which copy shall be filed in the offices of the persons aforementioned on or before the first day of January in each year.

§ 3. WHEN AND HOW MILITIA CALLED INTO SERVICE.] The militia thus enrolled shall be subject to perform no active military duty, save and except in case of war, invasion, or to prevent invasion, riot or insurrection. In such case, the commander-in-chief is hereby authorized to order out, from time to time, for actual service, as many of the militia thus enrolled as necessity may require, and to provide for their organization in the manner herein-