

SCHOOL DISTRICTS.

CHAPTER 173.

[H. B. No. 182—Davis.]

REGULATING PAYMENT OF TUITION FUNDS.

AN ACT to Amend and Re-enact Section 714 of the Revised Codes of the State of North Dakota, 1899, Relating to When School District Not Entitled to Tuition Fund and Enumeration of Children in Newly Organized Districts.

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

§ 1. AMENDMENT.] That section 714 of the revised codes of the state of North Dakota, 1899, be and the same is hereby amended and re-enacted so as to read as follows:

§ 714. NOT ENTITLED TO TUITION FUND, WHEN. ENUMERATION.] No school district shall be entitled to receive any portion of the state tuition fund that fails to make a report of the enumeration of the children of school age in the manner provided by law, nor until such enumeration has been taken and reported as required by law. The county superintendent of schools shall not authorize the payment of money apportioned to any district unless the bond and oath of such treasurer has been duly approved and filed, as provided for by section 689. New districts organized after the annual enumeration has been taken shall proceed immediately to take the enumeration as provided by law, and after the receipt of such enumeration by the superintendent of public instruction through the county superintendent, the newly organized district shall receive its proportionate share of the funds to be apportioned; provided, further, that it shall be the duty of the county superintendent to withhold the apportionment of the county and state tuition fund from any school district other than the new district herein provided for, which has not maintained school therein for a period of not less than four school months in each school of said district in the school year preceding such apportionment, or has not otherwise provided school facilities for the pupils of that district.

§ 2. REPEAL.] All acts or parts of acts in conflict with this act the hereby repealed.

Approved March 5, 1903.

CHAPTER 174.

[H. B. No. 127—Chaffee.]

BOUNDARIES OF SCHOOL DISTRICTS.

AN ACT to Amend and Re-enact Section 667 of the Revised Codes of 1899, Relating to the Change or Re-arrangement of Boundaries of School Districts in the Counties of the State.

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

§ 1. AMENDMENT.] That section 667 of the revised codes of 1899, be and the same is hereby amended and re-enacted to read as follows:

§ 667. BOUNDARIES, HOW CHANGED IN FUTURE.] After the boundary lines of the several school districts of any of the counties of this state are re-arranged and established, as provided for in the last preceding section of this article, such boundary may be changed or re-arranged by the county commissioners and the superintendent of schools, at any regular session, and if a town or village, not organized into a special district and containing twelve or more persons of school age is divided by the line of a civil or congressional township, or is partly in two or more districts, such town or village, with adjacent territory in both or all of the districts in which it is situated, not exceeding ten square miles in extent, and not at any point more than three miles distant from said town or village, may be formed into a new and separate district; if, in the judgment of the commissioners and superintendent, such a change or the formation of such new district is for the best interests of the schools. Any change or re-arrangement of boundaries may be made or new district formed as hereinbefore provided for upon petition signed by one-third of the voters residing in each district whose boundaries will be affected by such change or re-arrangement, and by three-fourths of the voters resident in the parts of districts to be included in any new district formed under the provisions of this section; provided, that each congressional township, not wholly or in part included in a civil township, and no part of which is organized for school purposes, shall be formed into a school district as soon as it shall have residing therein twelve or more children of school age.

Approved March 10, 1903.

CHAPTER 175.

[S. B. No. 213—Devlin.]

SPECIAL SCHOOL DISTRICTS.

AN ACT to Amend Section 785 of the Revised Codes of 1899, Relating to
Special School Districts.

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

§ 1. AMENDMENT.] That section 785 of the revised codes of North Dakota for 1899 be amended and re-enacted to read as follows:

§ 785. WHAT MAY BE CONSTITUTED SPECIAL DISTRICT.] All cities and incorporated towns and villages, which have heretofore been organized under the general school laws, and which are provided with a board of education, shall be governed by the provisions of this article. Any city or incorporated town or village, having a population of over one hundred and fifty inhabitants, may be constituted a special school district in the manner hereinafter prescribed, and shall then be governed by the provisions of this article; provided, that any city heretofore organized for school purposes under a special act, may adopt the provisions of this article by a majority vote of the voters therein, in the same manner as is provided for the organization of a new corporation under the provisions of this article.

§ 2. EMERGENCY.] Whereas, there is no provision of law permitting the organization of special school districts in cities of a limited population, therefore an emergency exists and this act shall take effect and be in force from and after its passage and approval.

Approved March 10, 1903.