

STATE CENSUS.

CHAPTER 168.

[S. B. No. 33—Johnson of McLean.]

STATE CENSUS.

AN ACT to Provide for the Census or Enumeration of the Inhabitants of This State.

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

§ 1. WHEN ENUMERATION OF INHABITANTS TO BE TAKEN.] That an enumeration of the inhabitants of this state, and of each county, city, village and township thereof, shall be taken during the present year, nineteen hundred and five, and during every tenth year hereafter, under the direction of the secretary of state.

§ 2. BLANKS, ETC., TO BE PRINTED BY THE SECRETARY OF STATE.] That the secretary of state shall, as soon as may be after the passage of this act, and also every tenth year hereafter, cause uniform blank returns and abstracts, together with copies of this act and such instructions as he may deem necessary, to be printed for the purpose of taking such enumeration.

§ 3. WHEN BLANKS TO BE TRANSMITTED TO COUNTY AUDITOR.] That the secretary of state shall, on or before the first day of April, instant, and on or before the first day of April in every tenth year hereafter, transmit in such manner as he may think proper, to each of the county auditors, twice as many of such blank returns, and as many copies of this act and of said instructions as there are assessor districts in their respective counties.

§ 4. WHEN COUNTY AUDITORS TO DELIVER BLANKS TO ASSESSORS.] That it shall be the duty of each county auditor at the time of delivering the assessor supplies to the various district, city, village and township assessors of his county in the year nineteen hundred and five, and in every tenth year thereafter, a sufficient number of blank returns and copies of this act and instructions so as aforesaid transmitted to him by the secretary of state to supply each assessor of such district, city, village and township with duplicate sets of said blank returns, and one copy of this act and one copy of said instructions.

§ 5. WHEN AND HOW ENUMERATION TO BE MADE.] That during time of making the assessments for the year nineteen hundred and five, and in every tenth year hereafter, every such assessor shall proceed to enumerate truly and accurately, the inhabitants residing in

the district or territory for which he shall have been elected or appointed, by making actual inquiry at every dwelling house, or the head of every family residing therein, and that in making this enumeration he shall ascertain and state in separate lines or columns, according to the schedules and instructions to be furnished by the secretary of state, viz:

1. The number of dwelling houses numbered in order of visitation.
2. The number of families numbered in order of visitation.
3. The names of individuals.
4. The number of inhabitants arranged, as far as practicable, according to families and dwelling-houses, and classified as follows: Native white males; native white females; native colored males; native colored females; foreign males—all other nationalities; foreign females—all other nationalities; children of five years of age and under—males; children of five years of age and under—females; all males five to twenty years of age; all females five to twenty years of age; all males twenty to sixty years of age; all females twenty to sixty years of age; all males over sixty years of age; all females over sixty years of age.

§ 6. WHAT ASSESSOR TO ENTER IN BLANK RETURN.] That each assessor shall enter in the blank return received the particulars of the enumeration so made, according to the instructions of the secretary of state.

§ 7. WHAT PERSONS TO BE RETURNED AS RESIDENTS.] That every person whose abode shall be in any place or in any family on the first day of April next, and on the first day of April in every such tenth year hereafter, shall be returned as of such place or family, and not otherwise; and every person casually absent at the time of taking the enumeration as belonging to that place in which he usually resides.

§ 8. RETURNS CERTIFIED BY ASSESSOR.] That the returns so made out shall be certified by each assessor taking the enumeration to be true and accurate, to the best of his knowledge and belief, and shall state the number of pages of which it consists, which certificate shall be subscribed and sworn to by him before some officer authorized to administer oaths.

§ 9. WHEN ASSESSOR TO TRANSMIT RETURNS TO SECRETARY OF STATE.] That each assessor shall, on or before the tenth day of July next, and on or before the tenth day of July in every such tenth year hereafter, cause the returns so certified, to be transmitted to the secretary of state through the county auditor of his county, by express, carefully boxed in such manner as to protect them; and if the assessor shall neglect, for five days after the tenth day of July, to make his return as aforesaid, the secretary of state shall immediately dispatch a messenger to procure such return and the expense thereof shall be deducted from the account of such assessor by the board of county commissioners, if they shall think proper.

§ 10. SECRETARY OF STATE TO REPORT GENERAL ACCOUNT OF ENUMERATION TO LEGISLATURE.] That the secretary of state, after receiving such returns, shall prepare and report to the two houses of the legislature, on or before the fifteenth day of January at the next following session succeeding the taking of such census, a general account of the enumeration, specifying the result thereof, in the several townships, cities, villages and counties of the state, with a full recapitulation of the whole, and after making such report it shall be the duty of the secretary of state to deposit all of such returns in the state library, with a copy of the said general account and recapitulation thereof.

§ 11. APPOINTMENT OF ENUMERATOR WHERE ASSESSOR HAS DIED, ETC.] That in case of the death of any assessor, or in his inability from any cause, or his neglect or refusal to perform the duties required by this act at the time therein specified, it shall be the duty of the board of county commissioners immediately to appoint some suitable and proper person residing in said district, city, village or township to act as an enumerator in the place of such assessor so failing to act, which person, so appointed, shall perform the duties imposed by this act on such assessor.

§ 12. ACCOUNTS OF ASSESSORS AND ENUMERATORS, HOW PAID.] That the accounts for the services of the assessors done under this act and the enumerators appointed under the provisions of this act shall be audited by the board of county commissioners, and shall be assessed, collected and paid as part of the contingent expenses of such county.

§ 13. FEES FOR SERVICES.] That the assessors shall be entitled as enumerators, for their services, to two dollars per hundred inhabitants, enumerated as aforesaid, to be paid by the respective counties, and such fees to be in addition to compensation received for services performed as assessor.

§ 14. COSTS OF PRINTING, ETC.] That all liabilities incurred for printing, postage and transmission of returns shall be paid out of the state treasury on the warrant of the auditor, and charged to a special account.

§ 15. EMERGENCY.] Whereas, an emergency exists inasmuch as the first census herein provided for must be performed prior to July 1st, 1905, therefore this act shall take effect and be in force from and after its passage and approval.

Approved March 13, 1905.