

CHILDREN

CHAPTER 80.

[H. B. No. 359—Peart]

IMPORTATION OF DEPENDENT CHILDREN FROM OTHER STATES.

AN ACT to Amend and Re-Enact Sections 4602 and 4603, Revised Codes of North Dakota for 1905, Being an Act to Regulate the Importation of Dependent Children From Other States.

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

§ 1. AMENDMENT.] Sections 4602 and 4603 of the Revised Codes of North Dakota for 1905 are hereby amended and re-enacted to read as follows:

§ 4602. FOREIGN SOCIETIES MUST GIVE BOND.] Before any association or society, incorporated in any other state, for the purpose of caring for orphans or dependent children, shall bring or send any child or children into the state of North Dakota for the purpose of being placed in a family home, by adoption or otherwise, they shall first file a bond in favor of the state of North Dakota, in the penal sum of five hundred dollars, with the treasurer of the county, where such child or children may be placed, conditioned that such child has no contagious or incurable disease, or has no deformity, or is not of feeble mind, or of vicious character, and that association or society will promptly receive and remove from the state of North Dakota such child if it shall become a public charge within the period of five years after being brought into the state; provided that this article shall not be construed so as to prohibit any person residing in the state of North Dakota from receiving and adopting into his family any child or children of relatives from another state; and provided, further, that this act shall not be so construed as to prevent the free interchange of dependent children without bond, between such associations or societies organized under the laws of other states and associations or societies organized under the laws of North Dakota for the purpose of caring for dependent children by placing them in family homes by adoption or otherwise; and such associations or societies organized for such purposes within the state of North Dakota may become the legal guardians of such dependent children assigned or released to them by similar legally authorized associations or societies in other states.

§ 4603. BONDS APPROVED BY COUNTY COMMISSIONERS. PENALTY.] Such bonds shall cover all children placed in any given

county of North Dakota by said associations or societies, and must be signed by at least one freeholder of the state of North Dakota and be approved by the board of county commissioners. Any agent of any association or society violating the provisions of this article, or any person receiving a child or children in violation of this article, shall be deemed guilty of a misdemeanor.

Approved March 6, 1911.

CHAPTER 81.

[H. B. No. 421—Sgutt]

THE PLACING OF DEPENDENT CHILDREN IN FAMILY HOMES.

AN ACT Entitled "An Act to Prevent The Placing of Dependent Children in Family Homes, for Pay, by Midwives, Maternity Hospitals and Others.

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

§ 1. It shall be unlawful for any midwife or other person or corporation maintaining a maternity hospital or Lying-in Hospital, or for any private midwife or nurse, or any organization not authorized by the laws of the state of North Dakota to place dependent children in family homes for adoption or otherwise, to offer, bargain or contract to place any dependent child with any person or persons, for pay. And any person offering to so place any dependent child on payment of any sum of money or on payment of any note or other negotiable instrument except for the actual expenses incurred in taking such child to a foster home, shall be deemed guilty of felony.

§ 2. Any person convicted of such felony by any court of competent jurisdiction within the state of North Dakota shall be punished by being confined in the State Penitentiary for a term not exceeding three years, nor less than one year, at the discretion of the court.

§ 3. EMERGENCY.] Whereas an emergency exists in this; that there is now no law providing for the punishment of cases of "baby farming," so-called, this act is to take effect from and after its passage and approval.

Approved March 6, 1911.