

upon proper notification by the Commissioner of Agriculture and Labor, who shall furnish all necessary instructions for carrying out the provisions of this Act, make an exact reprint, impression or outline of the brand produced by the branding iron, used or to be used by such owner to brand his stock, on such paper or other material as the Commissioner of Agriculture and Labor shall prescribe, and shall mail such reprint, impression or outline together with a statement giving the exact location of the brand on the animals, to the Commissioner of Agriculture and Labor not later than March 1st, 1916.

§ 2. PENALTY.] If any owner of a stock brand fails to comply with the provisions of this Act before October 1st, 1915, the Commissioner of Agriculture and Labor may at his discretion cancel said brand on the records for such failure.

§ 3. EMERGENCY.] An emergency exists in that certain branding irons do not conform to the fac similes recorded in the office of the Commissioner of Agriculture and Labor; therefore, this Act shall take effect and be in force from and after its passage and approval.

Approved, March 5, 1915.

BUDGET

CHAPTER 61.

[H. B. No. 484—Lathrop Committee.]

PROVIDES FOR PREPARATION OF STATE BUDGET.

AN ACT Providing for the Preparation of the State Budget; Creating a State Budget Board, Prescribing its Powers and Duties; Making an Appropriation to Defray the Expenses of said Board; and Repealing Sections 708, 709 and 710 of the Compiled Laws of North Dakota for the Year 1915.

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

§ 1. STATE BUDGET BOARD CREATED.] There shall be, and there is hereby, constituted and established a State Budget Board which shall be composed of five members, as follows: The Governor, the chairman of the Appropriations Committee of the Senate of the preceding legislative assembly, the chairman of the Appropriations Committee of the House of Representatives of the said legislative assembly, the State Auditor and Attorney General. In case of inability to serve on said board on the part of any such person the vacancy shall be filled by the Governor by appointment from the membership of the preceding legislative assembly. The board shall meet and organize in the Governor's office, at the State Capitol, on the third Tuesday in November, 1916. The Governor shall be chairman of the

board and the State Auditor shall be its secretary. The secretary shall keep the minutes of the board and shall record them in a suitable book to be kept for that purpose. The minutes of the board shall be a public record and shall at all times be open to public inspection. The members of the board shall be paid their actual and necessary expense incurred in the performance of the work and in addition thereto the said chairman of the Appropriations Committee of the Senate, the chairman of the Appropriations Committee of the house of representatives or such other member or members appointed by the Governor to fill the vacancy, shall each receive five dollars per day for each day of actual service and traveling expenses necessarily incurred.

§ 2. ACCOUNTANTS AND CLERKS.] The State Budget Board may employ such expert accountants, clerks and stenographers as it shall deem necessary, and fix their compensation.

§ 3. STATEMENT OF DESIRED APPROPRIATIONS TO BE FILED WITH THE STATE AUDITOR.] Not later than August first of each year next preceding the session of the legislative assembly, the State Auditor shall send to the head of each department of this state government, and to each officer, board or commission, in charge of any educational, charitable, penal or other institution or undertaking, supported wholly or in part by appropriations from the State Treasury, a suitable blank form to be filled out by such head of state department, officer, board or commission, with an itemized statement of the amount of money which such head of state department, officer, board or commission considers necessary for the proper maintenance, extension or improvement of the department, institution or undertaking in his or their charge, during the two fiscal years next ensuing. Such head of state department, officer, board or commission, shall return said blanks, properly filled out, on or before the first day of October of each year next preceding the session of the legislative assembly, to the State Auditor, together with such data and statements as may be necessary to fully and clearly explain the purposes and need of any appropriation which is requested by such head of state department, officer, board or commission.

§ 4. STATE BUDGET BOARD TO PREPARE ESTIMATE.] The State Budget Board shall meet on the third Tuesday in November of each year next preceding the meeting of the legislative assembly at the State Capitol. The State Auditor shall submit to the board the estimates required by Section 3 of this Act to be filed in his office by the head of each state department and by various officers, boards and commissions. The board shall thereupon proceed to prepare estimates for a State Budget of the amounts required to be appropriated by the state legislative assembly for the conduct of the business of the state in all its offices, institutions, departments and undertakings for the two fiscal years next ensuing. Before making up such estimates the board shall examine all statements and requests for appropriations presented to it, and shall afford to the officers,

boards and commissions presenting such statements, and making such requests, reasonable opportunity for explanation in regard thereto and, whenever requested, shall grant to such officers, boards or commissions a hearing thereon. All such hearings shall be open to the public. The Budget Board, or any member or members thereof, may, if the board deems it advisable, visit any department, institution or undertaking for which an appropriation is requested, for the purpose of examination and investigation. The board may also hold such public hearings as in its judgment shall be deemed advantageous for the purposes of preparing said estimates. When said estimates have been prepared they shall be transmitted to the legislative assembly not later than the tenth day of the session thereof, together with such recommendations, reasons and explanations with regard to said estimates as shall be deemed necessary by the Budget Board. The Budget Board shall, at the same time, transmit to the legislative assembly all statements, estimates and requests, or copies thereof, which were filed with the State Auditor by officers, boards and commissions as required by Section 3 of this Act.

§ 5. BOARD TO ESTIMATE MONEY NECESSARY FOR PAYMENT OF INTEREST AND FUNDED DEBT.] In making up the estimates to be transmitted to the legislative assembly the Budget Board shall, in connection therewith and as a part thereof, make an estimate of all moneys required to be raised or appropriated for the payment of interest upon the funded debt of the state and its other obligations bearing interest, and shall also make an estimate of the sum of money required to be contributed in the two next ensuing fiscal years to the general sinking funds maintained for the redemption and payment of the debts of the state, and it shall be the duty of the State Auditor to furnish the Budget Board with a detailed statement of the moneys necessary for such purposes.

§ 6. ESTIMATE OF REVENUES. REPORT OF UNEXPENDED BALANCES.] In connection with and as a part of the estimate transmitted by the Budget Board to the legislative assembly the said board shall transmit an estimate of the revenues of the state expected to be received during the two next ensuing fiscal years and may make such recommendation with regard to the disposition of said revenue as it shall deem advisable and necessary to promote the welfare of the state. The Budget Board shall also transmit to the legislative assembly as a part of said estimate, the amounts of all unexpended balances under appropriations theretofore made by law, and may make such recommendations to the legislative assembly relative to the disposition of said unexpended balances as it deems appropriate.

§ 7. APPROPRIATIONS.] There is hereby appropriated out of any moneys in the state treasury not otherwise appropriated the sum of \$2,000 or so much thereof as may be required to carry out the purposes of this Act.

§ 8. REPEAL.] That Sections 708, 709 and 710 of the Compiled Laws of North Dakota for the year 1913 are hereby repealed.
Approved, March 3, 1915.

BONDING FUND

CHAPTER 62.

[S. B. No. 78—Ellingson.]

CREATING STATE BONDING FUND.

AN ACT to Establish a State Bonding Fund in the Office of the Commissioner of Insurance, Providing for the Maintenance Thereof, and Creating a Reserve Therefor; Prescribing the Duties of the Officers Connected Therewith; Providing for the Payment of Premiums and Indemnities for Losses; and Providing for the Disposal of the Surplus after said Reserve has been Created.

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

§ 1. ESTABLISHING A STATE BONDING FUND.] A State Bonding Fund is hereby established for the purpose of providing a fund for the bonding of such officers of counties, cities, towns, villages, school districts and townships as are, or may hereafter be required by law to furnish official bonds.

§ 2. COMMISSIONER OF INSURANCE TO ISSUE BONDS.] It shall be the duty of the Commissioner of Insurance, as provided in this Act, to issue official bonds to all county officials, city officials, town officials, village officials, school district officials and township officials required by law to furnish official bonds except as hereinafter otherwise provided. No such bonds shall be issued by the Commissioner of Insurance for the bonding of any official for a greater amount than \$50,000; and any official required by law to be bonded in any greater amount than \$50,000, shall be bonded in the sum in excess of \$50,000 with a duly authorized surety company or by personal sureties. The premiums on such excess bonds, except in the case of personal sureties, shall be paid out of the county, village, city, town, school district or township treasury as the case may be.

If an official who is bonded by both the state bonding department and other surety makes default, then the loss shall be borne between the state bonding department and such other surety in proportion to the amount of bonds furnished by the various parties.

§ 3. PREMIUMS; AMOUNT; TO WHOM PAID.] The premiums of such bonds shall be twenty-five cents per hundred dollars per year on all bonds issued. Such premium shall be paid in advance by the proper authorities of each county, city, town, village, school district or township, from its respective treasury to the State Treas-