

compensation not exceeding seven dollars and fifty cents a day for such time as it finds he should be compensated for.

§ 7. APPROPRIATIONS.] There is hereby appropriated from any money not otherwise appropriated the sum of fifteen thousand dollars per annum, for the purpose of carrying out the provisions of this act and for the purpose of defraying the expenses of existing de facto council of defense called into existence by the appointment of the governor.

§ 8. PROVISIONS SEPARABLE.] The provisions of the within act are hereby declared to be separable and not interdependent, and if one of the provisions shall be declared unconstitutional such declaration shall not affect the constitutionality of any other provision of said act.

§ 9. EMERGENCY.] Whereas it is necessary for the immediate preservation of the public peace, health and safety that this act shall become effective without delay for the following reasons, to-wit: That the United States is now at war, our citizens are now in a foreign land fighting for our own rights and the freedom of mankind; it is necessary to conserve and increase the resources of our state and to provide for the necessary co-operation between state and national governments in the emergency of the war, therefore, this act shall become and be in full force and effect upon its passage and approval by the governor.

Approved January 30, 1918.

## ELECTIONS

### CHAPTER 6.

[H. B. No. 17—Patterson.]

#### ELECTORS IN MILITARY SERVICE.

An Act to Permit Electors in the Military Service of the United States Absent from Their Respective Counties to Vote at General Elections Other than Primary and to Amend Section 1003 of the Compiled Laws of North Dakota for 1913 Relating to Ballots When Furnished the Auditor.

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

§ 1. ABSENT VOTER WHO MAY VOTE.] Any qualified elector of this state who is absent from the county in which he is an elector at any general election other than primary and engaged in the military or naval service of the United States may vote at such election as hereinafter provided.

§ 2. DUTY OF COUNTY AUDITORS.] The county auditors of each county in this state must prepare, keep and maintain a general register of names of all persons of their respective counties who are engaged in the military or naval service of the United States and shall further keep and maintain a register of such persons so engaged who are qualified to vote in their respective counties at general elections other than primary.

§ 3. ABSENT VOTER BALLOT HOW SENT.] It shall be the duty of each county auditor, at least forty-five days before any general election other than primary, of his own accord and without application from any elector, to send such absent voter ballot to such elector in the manner provided in Section 997 of the Compiled Laws of North Dakota for 1913; provided, however, that the enclosed envelope shall be duly stamped with return postage and the affidavit endorsed thereon may be made by such elector before his immediate commissioned commanding officer; and provided, further, that such affidavit need not have any venue if contrary to the military orders at the place where made.

§ 4. BALLOT AND CANVASSING.] Such absent voter shall make and subscribe such affidavit before his immediate commissioned commanding officer and shall thereupon, in the presence of such officer and of no other person, mark such ballot or ballots in the manner provided in Section 998 of the Compiled Laws of North Dakota for 1913; and the county auditor, upon receipt of such envelope, shall proceed in the same manner as provided in Section 999 of the Compiled Laws of 1913 relating to absent voter ballots; provided, however, that if any such envelope is received by such county auditor too late to be forwarded to the proper voting precinct in time to be canvassed, the same shall be retained by him and canvassed by the canvassing board of the county of such auditor at any time prior to the meeting of the state canvassing board or any adjourned meeting of said board where the same has been received by such auditor in time to canvass and transmit the results to the state canvassing board. In all other respects such absent voter ballots of electors engaged in the military service of the United States shall be treated in the same manner as now provided for the absent voter ballots.

§ 5. AMENDMENT.] That Section 1003 of the Compiled Laws of North Dakota for 1913 be and the same is hereby amended and re-enacted so as to read as follows:

§ 1003. BALLOTS FURNISHED AUDITOR. WHEN.] It shall be the duty of the secretary of state, county auditor, or any other officer by law required to prepare any general or primary election ballots, to prepare and have printed and deliver to the county auditor at least forty-five days prior to the holding of any general election and fifteen days prior to the holding of any primary election, a sufficient number of absent voter ballots provided for in Section 994 of the Compiled Laws of North Dakota for 1913 and in this act, for the use of all voters likely to be absent from such county on the day of such election.

§ 6. EMERGENCY.] Whereas, an emergency exists in that there is no provision whereby persons in the active military service of the United States, absent from their respective counties, and especially those in foreign countries, may vote, and whereas it is manifestly against public policy and endangers the peace, health and safety of the people of this state to deprive men engaged in the

military service of the United States and devoting their lives to the defense of their country, of the right to vote, therefore, this act shall be in force from and after its passage and approval.

Approved January 30, 1918.

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## HOSPITAL FOR INSANE

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### CHAPTER 7.

[H. B. No. 14—Peterson of Towner.]

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#### GIVING A CREDIT TO HOSPITAL FOR INSANE.

An Act Giving a Credit to the State Hospital for the Insane for the Sum of Fifty Thousand Dollars.

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

§ 1. CREDIT TO STATE HOSPITAL FOR THE INSANE.] The state treasurer shall give a credit to the state hospital for the insane for the sum of fifty thousand dollars (\$50,000.00) for a term of eight months from the date this act goes into effect, or so much thereof as may be deemed necessary by the board of control. Said sum to be paid out on warrants and vouchers as approved and allowed according to law.

§ 2. LIABILITY OF OFFICERS.] It is hereby especially provided that Chapter 152 of the Session Laws of the State of North Dakota for the year 1915 and all other laws relating to the liability of officers shall not apply to this act.

§ 3. EMERGENCY.] Whereas an emergency exists in that there are not sufficient funds for the clothing and feeding of the patients in the state hospital for the insane, and whereas the public peace, health and safety requires immediate relief, therefore, this act shall take effect and be in force from and after its passage and approval.

Approved January 30, 1918.

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### CHAPTER 8.

[S. B. No. 2—Pendray.]

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#### MAINTAINING PATIENTS IN HOSPITAL FOR INSANE.

An Act to Amend and Re-enact Section 1762 of the Compiled Laws of the State of North Dakota for the Year 1913 as Amended by Chapter 144 of the Session Laws for the Year 1917, Relating to Maintaining Patients in the Hospital for the Insane.

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

§ 1. AMENDMENT.] That Section 1762 of the Compiled Laws of North Dakota for the year 1913 as amended by the 1917 Session Laws is hereby amended and re-enacted so as to read as follows:

§ 1762. COST OF TREATMENT. HOW DETERMINED.] The board of control of the state hospital for the insane shall from time