

RETURNED SOLDIER'S FUND

CHAPTER 103.

(H. B. No. 52.—Boyd, Cart, Carlson, Kitchin,
Semling, Stark, Preszler and Yeater.)

RETURNED SOLDIER'S FUND.

AN ACT Levying a Tax of One Mill upon each dollar of assessed valuation of all taxable property within the state for each year for the purpose of creating a fund to be known as the "Returned Soldier's Fund," providing for the payment thereof to returned soldiers, defining the powers and duties of the Adjutant General and of the Industrial Commission with reference thereto and making an appropriation therefor.

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

§ 1. There shall be levied upon each dollar of assessed valuation of all taxable property within this state for the year 1921, and every year thereafter, to be paid during said years, one mill, and all such revenues including interest and penalties, as may be collected thereby shall be paid into a special fund to be known as the "Returned Soldier's Fund," which fund shall be paid to returned soldiers as compensation; provided, that in the event that any returned soldier is mentally incompetent, application may be made therefor on his behalf by any person having the custody of any such soldier; provided, that nothing herein shall be held to repeal, affect or prevent the levy, collection and disbursement of the one-half of one mill tax levied upon each dollar of assessed valuation of all taxable property within the state for the year 1919, under the provisions of Section 1 of Chapter 206 of the Session Laws of 1919; provided, further, that nothing herein shall be held to repeal, affect or prevent the levy, collection and disbursement of the three-quarters of one mill tax levied upon each dollar of assessed valuation of all taxable property within the state for the year 1920, under the provisions of Chapter 55 of the Laws passed by the Special Session of the 16th Legislative Assembly, and approved December 11th, 1919, but such tax so levied, when collected, shall be available under the provisions of this Act, whether application has been heretofore filed with the Adjutant General or not.

§ 2. The term "returned soldier," as used in this Act, shall include any citizen of this state who has been honorably discharged from the military or naval service of the United States, or any citizen of this state who has been engaged or associated with either the military or naval forces of any of the governments associated with the United States government in the present war and who has been honorably discharged from

such service. The term "any citizen" as used in this Act shall include any person who at the time of enlistment or induction into any such military or naval service was a resident of the State of North Dakota.

§ 3. Any returned soldier, as hereinafter defined, upon proof thereof to the satisfaction of the Adjutant General of the State of North Dakota, and after application in such form as the Adjutant General may prescribe herefor, shall be entitled to receive from said fund twenty-five dollars per month for each and every month or fraction thereof, as computed by the federal government in like instances, that any such returned soldier was engaged in the service of the United States in the present war; but such computed time shall not commence at a date prior to the declaration of war by the United States nor continue longer than November 1, 1919, except as to soldiers who prior to the signing of the armistice were sent to Russia and are still in the service under such original enlistment, for the purposes defined and enumerated in Section 1 of this Act. Payments shall be made in one payment from such fund to such returned soldiers in the order in which their applications are received, filed and approved, out of any funds available therefor, on vouchers issued by the Adjutant General, and approved by the State Auditing Board provided, that in the case of the death of any soldier while in service or before his application has been received, approved and paid, the said payment so shown to be due shall be payable to an orphan child or the orphan children, under lawful age, or to the widow, or to the mother or to the father if reasonably in need of same, of the deceased soldier, in the order named; provided further, that the Adjutant General, with the consent of the Industrial Commission, may in his discretion give priority to claims under this Act. No proceedings in county court shall be required to establish the relationship of either the children, wife, mother or father, but all such claims shall be presented to the Adjutant General, and when such relationship has been established to his satisfaction he may allow such claims and they shall then be paid in accordance with the provisions of this Act without further procedure; provided, further, that no payments shall be made under the provisions of this Act, save for the time spent in active service, and provided, further, that the compensation paid under this Act shall be used within the State of North Dakota only, unless the said Adjutant General, under the direction and consent of the Industrial Commission, shall direct otherwise; provided, further, that when it shall be made to appear to the Adjutant General that any such returned soldier shall have deserted his wife or minor children and when no divorce shall have been granted, then the amount to which such returned soldier shall be entitled, under the provisions of this Act may be paid to such wife and minor children.

§ 4. The Adjutant General of the State of North Dakota, under the supervision of the Industrial Commission, shall have charge and supervision of all such payments and the carrying out of the provisions of this Act. The Adjutant General is hereby authorized and empowered to

adopt and establish all rules and regulations necessary for the purpose of carrying out the provisions of this Act.

§ 5. It shall be the duty of the Industrial Commission and the Adjutant General to cooperate with the United States Government and endeavor to secure further and additional aid and assistance for such returned soldiers.

§ 6. The Adjutant General of the State of North Dakota, subject to the supervision of the Industrial Commission, is hereby authorized and empowered to employ the necessary clerical help for the purpose of carrying out the provisions of this act and shall fix the compensation of all such help and pay such compensation, together with all other expenses, on vouchers therefor approved by the State Auditing Board; provided, that the total amount of such salaries, compensation and other expenses shall not exceed the amount appropriated therefor by the Legislative Assembly in the General Appropriation or Budget Bill.

§ 7. All Acts and parts of Acts in conflict with the provisions of this Act are hereby repealed.

Approved March 2, 1921.

SCHOOLS

CHAPTER 104.

(H. B. No. 57—Maddock and Hanson of Benson.)

AGRICULTURAL AND TRAINING SCHOOLS.

AN ACT to Amend and Re-enact Section 1455 of the Compiled Laws of the State of North Dakota for the year 1913 and Section 1456 of the Compiled Laws of the State of North Dakota for the year 1913 as amended by Chapter 207 of the Session Laws of the State of North Dakota for the year 1917, Relating to County Agricultural and Training Schools.

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

§ 1. That Section 1455 of the Compiled Laws of the State of North Dakota for 1913, be, and hereby is amended and re-enacted to read as follows:

§ 1455. GENERAL OR SPECIAL ELECTION TO ESTABLISH SCHOOL APPROPRIATION BY COUNTY COMMISSIONERS.] Whenever in the opinion of the citizens of any county in the state, it shall be deemed wise to establish a county school for the purpose of giving instruction in agriculture, domestic economy, manual training, and for training of teachers for the rural schools and a petition containing the names of not less than