

STATE EMPLOYMENT SERVICE

CHAPTER 117.

(H. B. No. 101—Frandsen.)

FREE EMPLOYMENT BUREAU.

AN ACT Entitled, an Act Establishing a System of State Free Employment Service, Providing for the Maintenance thereof, Defining the duties of such department, its officers and employees, and appropriating money for the carrying out of the provisions of this Act.

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

§ 1. EMPLOYMENT SERVICE ESTABLISHED.] The State Free Employment Service of the State of North Dakota is hereby established. The Commissioner of Agriculture and Labor shall also be the executive officer of the State Free Employment Service, and the management of such service shall be under his supervision. He shall have authority to appoint agents who shall be under the direction of said Commissioner of Agriculture and Labor as may be required in carrying out the provisions of this Act. Such agents being located at convenient points in the state for the handling of the movement of labor of all classes, with the view that labor will not be congested at any one point and to use their best endeavors to keep the supply of labor filled at the places where it is desired, and in seasonable time.

Such agents may be located at points in the state which will best serve to carry out the provisions and intent of this Act, and the Commissioner in charge has power to enter into agreements with governing bodies of cities, towns or counties which desire such service, to use a portion of the fund provided by the state to assist in the maintenance of any such service put into effect by such governing bodies, or he may establish offices at points where he deems to be of the best interest of employment and maintain the same.

The Commissioner of Agriculture and Labor in the capacity of head of the State Free Employment Service is hereby empowered to employ such clerical assistance as is necessary to carry out the provisions of this law and fix their compensation to secure and distribute the necessary books and forms for keeping a record of the movement of labor, registration and placements, and all reports required to be made to that end.

§ 2. DUTIES OF AGENTS.] The agents in charge of any of the state free employment offices established under the provisions of this Act, and under the direction of the Commissioner of Agriculture and Labor,

shall receive applications from those seeking employment and from those seeking employees and shall register every applicant on properly arranged cards or forms provided by the Commissioner of Agriculture and Labor.

§ 3. REPORTS BY AGENTS.] Each such agent shall make the Commissioner of Agriculture and Labor such periodic reports of applications for labor or employment and all other details of the office work of each office, and the expense of maintaining the same as the commissioner may require.

§ 4. THE COMMISSIONER HAS AUTHORITY TO ADVERTISE.] The Commissioner of Agriculture and Labor shall have power to solicit business for the State Free Employment Service, established under this Act, by advertising in newspapers and in any other way he may deem expedient, provided that the expenditure under the provisions of this act shall not exceed ten per cent of the total expenditure.

§ 5. NO FEES TO BE COLLECTED.] No fees direct or indirect shall in any case be charged or received from those seeking the benefits of this Act.

§ 6. PENALTY FOR RECEIVING FEES.] Any agent or clerk, subordinate or appointee, appointed under the provisions of this Act who shall accept directly or indirectly any fee, compensation or gratuity from any one seeking employment, or from any one offering employment, under this act, shall be guilty of a misdemeanor and shall be punished by a fine of not more than One Hundred Dollars (\$100.00,) or by imprisonment in jail not to exceed three months, or both and shall thereafter be disqualified from holding any office or position in such department.

§ 7. NOTICES OF STRIKES OR LOCKOUTS.] An employer, or a representative of employers or employees may file at a State Free Employment office a signed statement with regard to a strike or lockout affecting their trade. Such statement shall be posted in the employment office, but not until it has been communicated to the employers affected if filed by employees, or to the employees affected, if filed by employers. In case a reply is received to such a statement, it shall also be posted in the employment office with the same publicity given the first statement. If an employer affected by a statement notifies the State Free Employment Service of a vacancy or vacancies, the agent in charge shall advise any applicant for such vacancy or vacancies of the statements posted.

§ 8. The Commissioner of Agriculture and Labor is hereby authorized and empowered to cooperate with the Federal government in the establishment and maintenance within the State of North Dakota of one or more employment bureaus for the purpose of bringing together the man and the job. Such cooperative employment bureaus, when established, shall be under the joint management of the cooperative parties, and the cost and expense of establishing and of carrying on any such bureau, shall be borne by the cooperative parties, upon an equitable basis to be agreed upon between them.

§ 9. APPROPRIATION.] There is hereby appropriated for the purpose of this Act out of any moneys in the State Treasury not otherwise appropriated, the sum of Ten Thousand Dollars (\$10,000.00), or as much thereof as may be necessary to carry out the provisions of this Act.

§ 10. EMERGENCY.] This act is hereby declared to be an emergency measure and shall take effect and be in force from and after its passage and approval.

Approved March 9, 1921.

TAXATION

CHAPTER 118.

(S. B. No. 156.—Bowman.)

ACTIONS.

An Act Restricting Rights of Litigants to Bring Actions in Courts to Set Aside Taxes or Assessments or to Recover Taxes before Submitting their Claims to the Board of County Commissioners for Adjustment and dismissing Actions heretofore brought.

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

§ 1. ACTIONS NOT ALLOWED—WHEN.] No action shall be brought in the courts of this state to annul any taxes or tax assessments or to recover back taxes erroneously paid, or any part thereof, until the same shall first have been submitted to the Board of County Commissioners for adjustment in accordance with the existing law, and all actions hereinafter brought, or heretofore brought which have not been prosecuted to judgment, shall, on motion be dismissed without prejudice, provided, that this Act shall not apply to special assessments.

§ 2. EMERGENCY.] Whereas an emergency exists, this act shall be in full force and effect from and after its passage and approval.

Approved March 10, 1921.