

under this Act, and no further benefits paid, and any moneys in the Unemployment Compensation Fund shall be refunded without interest and under regulations prescribed by the Bureau to each employer by whom contributions have been paid proportionately to his pro rata share. The tax imposed under this Act shall not be collected for the calendar year 1937 if this Act is not approved by the Social Security Board and the State of North Dakota certified to the Secretary of the Treasury, as provided in Section 902 and 903 of the Social Security Act, previous to July 1, 1937.

§ 21. All Acts or parts of Acts in conflict herewith are hereby repealed.

§ 22. SEPARABILITY OF PROVISIONS.] If any provision of this Act, or the application thereof to any person or circumstances, is held invalid, the remainder of this Act, and the application of such provisions to other persons or circumstances shall not be affected thereby.

§ 23. SHORT TITLE.] This Act shall be known and may be cited as the "North Dakota Unemployment Compensation Law."

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

Approved March 16, 1937.

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## STATE INSTITUTIONS

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### CHAPTER 233

H. B. No. 107—(Godwin)

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#### COUNTY SETTLEMENTS FOR CLAIMS OF STATE INSTITUTIONS

An Act to amend and re-enact Section 2572a of the 1925 Supplement to the Compiled Laws of North Dakota for 1913, providing for the settlement of the expenses of patients in the Hospital for the Insane, the Institution for the Feeble-Minded and State Tuberculosis Sanatorium, between the various Counties, the State and such institutions, providing for disputed claims, repealing all Acts in conflict therewith, and declaring an emergency.

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

§ 1. AMENDMENT.] Section 2572a of the 1925 Supplement of the Compiled Laws of North Dakota for 1913 is hereby amended and re-enacted to read as follows:

§ 2572a. METHOD OF SETTLEMENT BETWEEN COUNTY AND STATE.] The Superintendents of the Hospital for the Insane, the Institution for the Feeble-Minded and the State Tuberculosis Sanatorium shall certify to the State Auditor on the first day of January, April, July and October of each year, the amount not previously certified to by him showing the amounts due their respective institutions from the various Counties having patients chargeable thereto, and the amounts due from the State, as provided in Section 2568, and the State Auditor shall pass the same to the credit of the proper institution. It shall be the duty of the State Auditor to certify to the State Treasurer the amount due from the State to such institution and the State Treasurer shall thereupon remit to such institution such amount out of the appropriation of the Legislature for that purpose. The State Auditor shall thereupon draw his draft upon the County Treasurer for the amount due each institution from such County under the provisions of Section 2568, Compiled Laws of 1913, as amended, as certified to by its Superintendent in the manner provided by Section 3255, Compiled Laws of 1913. In the event that there are not sufficient monies on hand in the County Treasury to remit to the State Treasurer with a County Treasurer's check, the County Auditor shall immediately issue a registered warrant payable to the State Treasurer for the amount of the State Auditor's draft. The State Treasurer shall not issue his regular receipt for such registered warrant accepted in payment of the charges, but may stamp in the face of the draft "Payment of this draft accepted by Registered County Warrant No..... Regular receipt will be issued when this warrant is redeemed." It is hereby made the duty of the County Treasurer and the County Auditor, and they and each of them, are hereby required to remit to the State Treasurer for the amount of the State Auditor's draft. Provided, however, that if there is included as a part of the amount for which such draft is drawn by the State Auditor upon the County Treasurer, any charge or charges for any patient or patients, which patient or patients, have or shall be by proper resolution of the Board of County Commissioners declared not chargeable against such County, the amount of such so disputed claim or claims, may be deducted in making remittance for such draft. Such claims so disputed shall be determined, adjusted and payment made in manner by Sections 2576 and 2577 of the Compiled Laws of North Dakota for 1913 provided.

§ 2. REPEAL.] All Acts and parts of Acts in conflict herewith are hereby repealed.

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

Approved March 16, 1937.

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CHAPTER 234

H. B. No. 36—(Odegard, Thoreson and Niewoehner)

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MILITARY TRAINING STATE SCHOOLS

An Act forbidding compulsory military training and tactics in State supported educational institutions.

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

§ 1. No educational institution receiving aid or support from the State of North Dakota shall require, directly or indirectly, any student to enroll in courses in military training and tactics as a condition or pre-requisite to taking any other course in said institution or enjoying any other privileges offered by said institution to its students. It shall be the duty of the State Board of Administration to enforce this provision.

§ 2. Nothing herein shall be construed to prevent or prohibit any institution as aforesaid from offering courses in military training and/or tactics as elective courses.

§ 3. Any Act or parts of Act in conflict herewith are hereby repealed.

Approved February 16, 1937.

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CHAPTER 235

S. B. No. 140—(Cain and Ettestad)

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TESTING MINERALS SCHOOL OF MINES

An Act to amend and re-enact Section 1649 of the Compiled Laws of the State of North Dakota for the year 1913, providing for experimentation and testing of State minerals or allied industrial resources of the School of Mines at the University of North Dakota, or at any mining experimental station, or sub-station wheresoever situated in the State of North Dakota, and providing for the patenting of processes and inventions discovered and developed by such experimentation, and declaring an emergency.

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

§ 1. AMENDMENT.] That Section 1649 of the Compiled Laws of the State of North Dakota, for the year 1913 be amended and re-enacted to read as follows:

§ 1649. All discoveries of utility in experimentation and testing of State minerals or allied industrial resources at the School of Mines at the University of North Dakota, or at any mining experimental station or sub-station wheresoever situated in the State of North Dakota, shall be patented in the name of the inventor or

discoverer and shall be by him duly assigned to the Board of Administration or its successors and assigns as trustee for the benefit of the School of Mines of the University of North Dakota.

It is hereby made the duty of the Director of the said School of Mines and the professors connected therewith and any person or persons in the employ of the said School of Mines, experimental station or sub-station to report such discovery to the Board of Administration or its successors and assigns and to make proper application for patent therefor and to duly assign the patent when obtained to the State Board of Administration or its successors or assigns as trustee for said School of Mines.

Any costs and expenses necessarily incurred in securing the patents herein provided for shall be paid for out of the funds provided for the School of Mines at the University of North Dakota for the investigation and development of the mineral resources in the State of North Dakota.

The Board of Administration of the State of North Dakota, its successors or assigns, upon recommendation of the President of the University of North Dakota and the Director of the School of Mines of the University of North Dakota, are hereby authorized to assign, or grant permission to use any patent rights procured under the provisions of this Act, to any person, firm, association or corporation which has or which may hereafter assist the School of Mines of the University of North Dakota in making any such industrial or scientific research, upon such terms and conditions as may to the Director of the said School of Mines be deemed just and equitable.

Any person or persons engaged in experimental work as Director of the School of Mines or professor or employee of the School of Mines at the University of North Dakota, or any experimental station or sub-station failing to comply with the provisions of this Act shall be guilty of a misdemeanor.

§ 2. EMERGENCY.] This Act is hereby declared to be an emergency measure and shall be in force and effect from the date of its enactment and approval.

Approved March 10, 1937.