

the state equalization fund, the sum of \$50,000, or so much thereof as is necessary for the biennium, for the purpose of financing the administration of the program and the state's participation in the costs thereof.

Approved March 8, 1951.

ELECTIONS

CHAPTER 152

S. B. No. 80
(Dahl, O'Brien and Duffy)

FILLING VACANCY ON NO-PARTY BALLOT

AN ACT

Relating to filling vacancies on the no-party ballot and repealing section 16-0807 of the North Dakota Revised Code of 1943, as amended.

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

§ 1.) Whenever a vacancy shall exist on a no-party ballot for a state office or for judge of a district court, such vacancy may be filled by filing with the secretary of state, at least thirty days prior to the general election, a written petition as provided in section 16-0402 of the North Dakota Revised Code of 1943, stating that the petitioner desires to become a candidate for election to the office for which a vacancy exists. The petition for the nomination of any person to fill such vacancy shall be signed by qualified electors equal in number to at least two percent of the total vote cast for governor at the preceding general election in the state or district.

§ 2.) Whenever a vacancy shall exist on a no-party ballot in a county or district within a county, such vacancy may be filled by filing with the county auditor at least thirty days prior to the general election a written petition as provided in section 16-0404 of the North Dakota Revised Code of 1943, stating that the petitioner desires to become a candidate for election to the office for which a vacancy exists. The petition for the nomination of any person to fill such vacancy shall be signed by qualified electors equal in number to at least thirty percent of the total vote cast for governor at the preceding general election in the county or district.

§ 3.) A vacancy in the no-party ballot shall be deemed to

exist when a candidate nominated at the primary election shall die, resign, or otherwise become disqualified to have his name printed on the ballot at the general election.

§ 4. REPEAL.) Section 16-0807 of the North Dakota Revised Code of 1943 as amended by chapter 25 of the Session Laws of 1944 and as further amended by chapter 171 of the Session Laws of 1947, is hereby repealed.

Approved March 7, 1951.

FIRES

CHAPTER 153

H. B. No. 598
(Nygaard)

FIRE DEPARTMENT PARTICIPATION IN PREMIUM TAX FUND

AN ACT

To amend and reenact sections 18-0401, 18-0402, 18-0403 and 18-0406 of the North Dakota Revised Code of 1943 and section 18-0405 of the 1949 Supplement to the North Dakota Revised Code of 1943, relating to eligibility for participation in fund created from premium tax on fire insurance companies.

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

§ 1. AMENDMENT.) Section 18-0401 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

18-0401. ELIGIBILITY FOR PARTICIPATION IN FUND CREATED FROM PREMIUM TAX ON FIRE INSURANCE COMPANIES.) In order to become eligible for the benefits provided under this chapter, a city, village or one or more townships shall maintain therein for a period of at least eight months prior to the filing of the certificate required under section 18-0402 an organized company or department which:

1. Has been in actual existence for the period herein specified;
2. Has had as a part of its equipment at least one steam, hand, or other fire engine, truck, or hose cart; and
3. Has had a membership of at least fifteen persons. Such company or department also must be a member of the North