

TOWNSHIPS

CHAPTER 340

H. B. No. 600
(Beede, Schmalenberger)

FIRE PROTECTION; TAX; CONTRACT

AN ACT

Relating to contracts for fire protection in unorganized townships or in school districts comprising unorganized townships and authorizing a tax for the payment thereof.

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

§ 1. **Contracts For Fire Protection In Unorganized Townships; Mill Levy.**) Upon the petition of a majority of the electors in one or more unorganized townships or in school districts comprising unorganized townships, the board of county commissioners shall have authority to execute contracts with any incorporated municipality of this or adjacent states to provide for the prevention of, the protection from, and the extinguishment of fires within such unorganized townships or districts in such manner as may be agreed upon by the board of county commissioners and the governing body of the municipality contracting to perform such services. The board of county commissioners is further authorized to levy a sum sufficient for the reimbursement of municipalities performing such services upon all taxable property within the unorganized townships or school district comprising unorganized townships for which such fire protection service is provided. The mill levy provided herein shall be over and above any mill levy limitation provided by law and shall be collected and paid as other county taxes are collected and paid. The proceeds of such tax shall be placed by the county treasurer in a special fund for the reimbursement of the municipality providing fire protection service to the unorganized townships or districts from which the tax is collected, and shall be disbursed upon the order of the board of county commissioners.

Approved March 8, 1955.

CHAPTER 341

H. B. No. 659

(Power, Scott, Spitzer, and Renfrow)

ANNUAL OR SPECIAL TOWNSHIP MEETINGS;
ORGANIZATION; CLOSING

AN ACT

To amend and reenact section 58-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943, relating to organization of annual or special township meetings and providing for five o'clock p. m. closing.

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

§ 1. **Amendment.)** Section 58-0405 of the 1953 Supplement to the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

58-0405. Organization Of Annual Or Special Meetings.) The electors present at one o'clock p.m. of the day of the annual or special meeting shall be called to order by the township clerk, or if he is not present, the voters may elect by acclamation one of their number to act as chairman for the purpose of calling the meeting to order and to act as clerk after the selection of a moderator. The voters shall elect by acclamation three of their number as judges, and such judges shall be sworn and shall act as the judges of the qualifications of township electors. The electors shall proceed to choose one of their number to preside as moderator of the meeting. The clerk of the township if present, or in his absence, the clerk of the meeting, shall keep full minutes of its proceedings in which he shall enter at length every order, direction, rule, and regulation made by the meeting. The moderator shall close the meeting at five o'clock p.m.

Approved March 11, 1955.

CHAPTER 342

H. B. No. 851
(Anderson of Cass and Simenson)

VACANCIES IN TOWNSHIP OFFICES

AN ACT

To amend and reenact section 58-0516 of the North Dakota Revised Code of 1943 relating to vacancies in township offices, the manner of filling the same, the term of office, and repealing section 44-0206 of the North Dakota Revised Code of 1943.

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

§ 1. **Amendment.**) Section 58-0516 of the North Dakota Revised Code of 1943 is hereby amended and reenacted to read as follows:

58-0516. Vacancies; How Filled; Term Of Office; Powers Of Person Appointed.) If the electors of a township fail to elect the proper number of officers, or a person elected to a township office fails to qualify, or a vacancy happens in any such office from death, resignation, removal from the township, or other cause, the board of township supervisors, or a majority of them, shall fill the vacancy by appointment, and the person so appointed shall hold his office until the next annual meeting and until his successor is elected and qualified.

§ 2. **Repeal.**) Section 44-0206 of the North Dakota Revised Code of 1943 is hereby repealed.

Approved March 10, 1955.