

THE LAWS

ADULTERATION

CHAPTER 1.

(S. B. No. 80—Bowman.)

VARNISHES.

AN ACT to Prevent the Adulteration and Deception in Varnishes and Varnish Substitutes and Providing for the Proper Labeling of the Same.

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

§ 1. VARNISHES, HOW LABELED.] Every person, firm or corporation, who manufactures for sale, exposes for sale, sells or ships in interstate transaction within this state any varnish, varnish substitutes or varnish compound, intended for use as a varnish, shall label the same in clear and distinct open Gothic letters upon a light background and show the approximate composition expressed in per cent of each constituent or ingredient contained in such varnish, varnish substitutes or compound, as the case may be, and the said analysis or composition shall be shown in a form to be approved by the Director of the Regulatory Division of the North Dakota Agricultural College.

§ 2. PENALTY.] Any person, firm or corporation who fails to comply with all the provisions of this article shall be liable to prosecution and on conviction to a fine of not less than Twenty-five (\$25.00) Dollars and not more than One Hundred (\$100.00) Dollars and all costs, including cost of analysis to the amount of Twenty-five (\$25.00) Dollars to be paid to the Regulatory Department.

§ 3. POSSESSION PRIMA FACIE EVIDENCE OF VIOLATION.] The having in possession by any person, firm or corporation dealing in said article or substances herebefore described and not properly labeled as provided for by Section 1 shall be considered Prima Facie evidence that the same is kept by such person, firm or corporation in violation of the provisions of this article and punishable under it.

§ 4. DIRECTOR OF REGULATORY AND ASSISTANTS TO ENFORCE.] The Director of the Regulatory Division of the North Dakota Agricul-

tural College is charged with the proper enforcement of all the provisions of this article, the said Director and his assistants, experts, chemists and agents shall be duly authorized for the purpose and shall have access and ingress and egress to all places of business, factories, stores and buildings used for the manufacture, storage or sale of varnishes. They shall also have power and authority to open any package, can, jug, tub, or other receptacle containing any varnish or varnish substitute that may be sold, manufactured, exposed for sale or shipped in interstate commerce in violation of the provisions of this article.

§ 5. EXEMPTIONS.] All varnishes in the hands of retail dealers on January 1, 1922, shall be exempt from the provisions of this law providing the said cans or other containers are so marked as to show the same was on hand previous to the date and a record is furnished the director of the Regulatory Division of the North Dakota Agricultural College. All other provisions of this article shall take effect and be in force from and after December 31, 1921.

§ 6. RESEARCH AND PUBLICITY.] The Director of the Regulatory Division and his chemists and experts shall have authority to publish analysis of all varnishes examined, to carry on lines of research and to gather useful information to be published for general distribution for the information of the public and users of varnishes or varnish substitutes or compounds as the case may be.

Approved March 2, 1921.

AMERICAN LEGION

CHAPTER 2.

(H. B. No. 17.—Semling.)

AMERICAN LEGION.

AN ACT to make Unlawful the Unauthorized Use of the Name, Insignia of, or the Impersonation of the Membership in the American Legion, and Providing a Penalty for the Violation Thereof.

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

§ 1. Any person who wilfully wears the badge, button or the insignia of the American Legion, or uses the same to obtain assistance within the state, or wilfully uses the name of the American Legion, the title of its officers, or its badge, button, insignia, ritual or ceremonies, unless entitled to use or wear the same under the constitution and by-laws,