

commercial and non-commercial trucks; and excluding vehicles for the transportation of passengers, shall pay the license fees as otherwise provided by law.

§ 2. EMERGENCY.] Whereas, under present laws rural mail carriers are charged full license fees on snow equipment which is used only a short period each year; therefore, this Act is declared to be an emergency measure and shall be in full force and effect from its passage and approval.

Approved March 19, 1943.

MINES AND MINING

CHAPTER 172

S. B. No. 76—(Kamrath, Stucke and Day)

MINES, INSPECTION OF

An Act amending and re-enacting Section 5 of Chapter 168 of the Session Laws of the State of North Dakota for the year 1919 and acts amendatory thereof, relating to inspection of mines.

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

§ 1. AMENDMENT.] That Section 5 of the Chapter 168 of the Session Laws of the State of North Dakota for the year 1919 and acts amendatory thereof is hereby amended and re-enacted to read as follows:

§ 5. The State Coal Mine Inspector shall have the right, and it is hereby made his duty, to enter, inspect and examine any coal mine including what is commonly known as a "strip mine", or any shaft, drift, slope, gravel pit, stone quarry or clay pit, or other excavations in the process of sinking for the purpose of mining coal, gravel, clay, bentonite or any other substitute mined or extracted in this State, and the workings and the machinery belonging thereto, at all reasonable times, either by day or night. He shall also have the right and it is his duty to make inquiry into the condition of such mine workings, machinery, scales, ventilation, drainage, method of lighting or using lights, and into all methods and things connected with or relating to, as well as to make suggestions providing for the health and safety of persons employed in or about the same, and especially to make inquiry whether or not the provisions of the laws

providing for the regulation of the coal mines, or other Acts which may hereinafter be enacted governing coal mines, have been complied with. The owner, operator or superintendent of such coal mine is hereby required to furnish the means necessary for such entry, inspection, examination, inquiry and exit. It shall also be the duty of the said Coal Mine Inspector to carefully examine all the coal mines in operation in this State annually, and all mines having an annual output of 1,200 tons or more at least every six months, and oftener if necessary to see that every precaution is taken to insure the safety of all the working men that may be engaged in such coal mine. The said Inspector shall make a record of the visit, noting the time and the material circumstances of the inspection. At the time of making inspection, in the event of the Inspector having in his possession any complaint in writing to the effect that the mining code is being violated, he shall notify the employees that he is about to make such inspection, and if the employees, in some proper manner, select one of their number to accompany the Inspector on such inspection, he shall permit such employee to so accompany him. In the event of no such selection being made the Inspector may, if he so desires, request some employee to accompany him. The owner or operator shall at all times have the right to personally accompany the Inspector while inspecting his property, or to designate someone to so accompany him.

Approved March 11, 1943.

CHAPTER 173

S. B. No. 75—(Kamrath, Stucke and Day)

SAFETY RULES, COAL MINES

An Act amending and re-enacting Section 3 of Chapter 163 of the Session Laws of 1939, relating to safety rules.

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

§ 1. AMENDMENT.] That Section 3 of Chapter 163 of the Session Laws of the State of North Dakota for the year 1939 is hereby amended and re-enacted to read as follows:

§ 3. The State Coal Mine Inspector is hereby vested with the power to promulgate, issue and enforce all necessary and proper rules and safety regulations relative to any operation over which he has jurisdiction and shall have the right to prescribe safety equipment to be worn or used by all persons working in or about any such operation.

Approved March 11, 1943.